

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

INITIAL INVESTIGATION

E V E N T	DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN 02/17/2022	TIME 02:00	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND 02/17/2022	TIME 11:51	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT Initial response to domestic violence call and interview with the victim, Jane Doe.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE
	236 PC-F	C	1							
	273.5 PC-F	C	1							

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	SU	CHAVEZ, CODY BRANDON	11/11/1988	33	M	NONE
	2						
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	7						
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	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Jones, Christopher, Michael,

DATE WRITTEN
02/17/2022

APPROVED BY
Shuffield, Robert Conrad 07/18/2022

PLEASANTON POLICE DEPARTMENT INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/17/2022 11:51

CASE NUMBER
2022-00005639

REPORTING OFFICER
Jones, Christopher, Michael,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RD-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED SU	NAME/BUSINESS NAME CHAVEZ, CODY BRANDON				DOB 11/11/1988		AGE 33		
ALIAS NAME				RACE W	SEX M	HEIGHT/RANGE 6' 3 to 6' 3	WEIGHT/RANGE 200 to 200	HAIR BRO	EYES BRO
RESIDENCE ADDRESS 4899 WILLOW RD [REDACTED] PLEASANTON, CA 94588							HOME PHONE [REDACTED]		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE D9926256 / CA		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME				DOB		AGE		
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME				DOB		AGE		
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME				DOB		AGE		
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
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INVOLVED	NAME/BUSINESS NAME				DOB		AGE		
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS							HOME PHONE		
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EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
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PLEASANTON POLICE DEPARTMENT NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51 REPORTING OFFICER Jones, Christopher, Michael,	CASE NUMBER 2022-00005639
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Due to the nature of the call the victim will be referred to as "Jane Doe"

NOTIFICATION:

On 02/17/2022 at 1204 hours, Officer Repetto and I were dispatched to the Galloway Apartments clubhouse, located at the intersection of Willow Road and Owens Drive, regarding a domestic battery which occurred earlier in the day. The victim, Jane Doe, called the Pleasanton Police Department to report her boyfriend, Cody Chavez, had battered her around 0200 hours. Officer Repetto and I arrived at the clubhouse of the Galloway Apartments at 1208 hours where we met with Doe.

SCENE:

The Galloway Apartments is a multi-level apartment complex located at the southeast corner of the intersection of Willow Rd. and Owens Drive in Pleasanton. The apartment is bordered by the BART station to the north and commercial buildings on the other sides. The clubhouse is located in the middle of the apartment complex, facing west.

The apartment where the domestic battery occurred was located at 4899 Willow Rd # [REDACTED] 4899 Willow Rd. was located on the northwest corner of the complex, at the corner of Willow Rd. and Owens Dr. The front door of 4899 Willow Rd # [REDACTED] faced south, out onto the main entrance to the apartment complex. West of the apartment was a sidewalk and Willow Rd. East of the apartment was 4899 Willow Rd # [REDACTED] There were several apartments located above apartment [REDACTED] North of apartment [REDACTED] was a parking garage with additional apartments located above.

STATEMENT:

Doe stated she had filed a restraining order against Chavez following a prior domestic battery that occurred in Pleasanton on 1/19/2022 (see PPD Case 22-02175). They were in the process of reconciling, so Doe had stopped pursuing the restraining order. As soon as Doe had the restraining order cancelled, Chavez "flipped out."

Around 0200 hours became angry at Doe. Doe decided to step outside the apartment so people would hear her scream if Chavez were to do anything. When Doe went back inside the apartment, Chavez grabbed Doe by her hair and kicked her face. Chavez then placed a pillow over Doe's face which prevented her from breathing. Chavez told Doe "You're not calling the fucking police." Chavez took Doe's phone away from her and locked her in the bedroom so she couldn't leave. Chavez eventually allowed Doe to leave the apartment so she could go to work at [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED]

While Doe was at work, she observed Chavez [REDACTED] [REDACTED] harassing her co-workers all morning. Chavez told Doe that if she were to call the police he was going to "book it from the window." Doe stated the screen to the bedroom was already removed in case law enforcement arrived. Chavez also told Doe that if she called the police, he would kill her.

Doe provided us with consent to enter her apartment and provided us with the code to the door. Doe stated the apartment was 4899 Willow Road # [REDACTED] Doe believed Chavez was still inside the apartment.

EVIDENCE:

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Doe showed Officer Repetto and I a picture she took shortly after the incident which occurred at 0200. It showed the interior of her lip which had a laceration and blood coming from it. The digital image was not collected at this time.

Doe was wearing a significant amount of cosmetics, so her injury was covered up.

My interaction with Doe and subsequent investigation was captured on my body-worn camera. The footage was uploaded to evidence.com.

INVESTIGATION:

Based on Doe's statement, the prior domestic violence incident, the prior emergency protective order, and the photograph of Doe's injuries, I believed Chavez battered Doe, a violation of 273.5 PC - Domestic Battery, and unlawfully violated Doe's personal liberty, a violation of 236 PC - False Imprisonment. Due to the seriousness of the domestic violence incident and the threats made towards Doe I believed we should detain Chavez immediately in order to prevent him from escaping and coming back to further harm or possibly kill Doe. I planned to obtain a more in-depth interview from Doe after we detained Chavez. Due to the threats and seriousness of the incident I requested additional units. Officer Batt, Officer Koumiss, and Sgt Gora all later arrived on scene.

Officer Koumiss and Officer Batt went to Willow Road where the bedroom window was and stayed there in case Chavez attempted to flee. Officer Repetto, Sergeant Gora, and I all went to the front of the apartment to attempt contact.

I attempted to call Chavez with a phone number provided to me by Doe. The phone line was not active and was later determined to not be Chavez's number. Officer Repetto and I went to the front door where we knocked on the door and rang the doorbell multiple times. I announced that I was a Pleasanton Police Officer and asked Chavez to step outside. We attempted this multiple times and Chavez did not respond.

After discussing with Sergeant Gora, we decided we should open the door and pull back to a safe location. From a safe position we would order Chavez to come outside utilizing our voices and the PA system on our vehicles. I attempted to use the code Doe had given me, but the door would not open. I heard a motor within the lock functioning as if it was unlocking. I would then attempt to open the door, but it remained locked. I attempted this multiple times unsuccessfully.

I went to the leasing office where I was given a temporary pass code by the workers inside the office. I heard the lock motor functioning as if it were unlocking but when I attempted to open the door it remained locked. Workers at the office believed Chavez was manually locking the door to prevent us from opening the door.

We later were able to get the correct phone number for Chavez. I attempted to contact Chavez an additional six times, but he did not answer. During this time, Chavez was contacting the victim through text as we were attempting to contact him. I sent Chavez a text message identifying myself as a Pleasanton Police Officer and asked to come outside with his hands up. Chavez did not reply.

Lieutenant Gamez arrived on scene and assumed command of the incident.

RECOMMENDATION:

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Refer to investigations.

C. Jones #322

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CASE NUMBER

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CROSS REF CASE #(S)

2022-
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SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 07/21/2022	TIME 07:57	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

SUMMARY OF INCIDENT, INVESTIGATION, AND CONCLUSIONS

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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| <input type="checkbox"/> JUVENILE PROBATION | <input type="checkbox"/> CITY ATTORNEY | <input type="checkbox"/> CODE ENFORCEMENT | <input type="checkbox"/> STREETS |
| OTHER: | | | |

REPORTING OFFICER Shuffield, Robert, Conrad,	DATE WRITTEN 07/21/2022	APPROVED BY Shuffield, Robert Conrad 07/21/2022
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	REPORTING OFFICER Shuffield, Robert, Conrad,	

SUMMARY OF INCIDENT, INVESTIGATION, AND CONCLUSIONS

INTRODUCTION:

This is a summary of the events officer involved shooting involving Cody Chavez that occurred on 2/17/2022 outside 4899 Willow Rd in Pleasanton, the events leading up to the incident, the investigation into the incident, and the investigative findings. This summary includes the details believed most relevant by the investigators, but should not stand in for the complete report.

SUMMARY OF EVENTS PRECEEDING THE SHOOTING:

CHAVEZ AND DOE'S RELATIONSHIP STATUS:

At the time of the shooting, Doe and Chavez had been dating for approximately two years.

PRIOR DOMESTIC VIOLENCE INCIDENT:

On 1/20/2022, Jane Doe and Chavez were involved in a domestic violence incident. The Pleasanton Police Department was called to the scene. Officers determined Chavez battered Doe and falsely imprisoned her. They arrested Chavez for violation of 273.5 PC – Domestic Battery and 236 PC – False Imprisonment. Officers obtained an emergency protective order (EPO) protecting Doe from Chavez. Chavez was booked into Santa Rita Jail and served with the EPO.

See PPD Report 22-02175.

VIOLATIONS OF EPO:

On 1/21/2022, Chavez violated the EPO by attempting to contact Doe at her mother's residence in [REDACTED] and contacting Doe directly by telephone. Chavez was not located and ACSO Deputies submitted a complaint to the DA's Office for violation of 273.6 PC.

See ACSO Report 22-001170.

On 1/22/2022, Chavez violated the EPO by attempting to contact Doe at her work and contacting her directly via text message. Chavez was not located and Pleasanton Police Officers submitted a complaint to the DA's Office for violation of 273.6 PC.

See PPD Report 22-02429.

SECOND DOMESTIC VIOLENCE INCIDENT AND OFFICER INVOLVED SHOOTING:

On 02-17-22 about 1151 hours, Doe called 911 to report another domestic violence incident involving her and Cody Chavez. Doe told PPD dispatch that early in the morning, around 2 or 3 AM, Chavez covered her face

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with a pillow, pulled her by her hair, locked her in a room, and would not let her leave their apartment. Doe advised dispatch she felt like she was going to die when Chavez put the pillow over her face. Chavez also took her cell phone so she couldn't call the police.

Doe told dispatch Chavez let her go to work this morning. Doe said she last saw Chavez walking around the complex about an hour ago and she believed he was in her apartment. Doe said Chavez had taken the screen off the window the prior night and he told her if the police showed up, he was going to flee out the window.

Officers Jones and Repetto arrived on scene about 1208 hours. Officer Jones met with Doe and she gave him a brief statement about the domestic battery. Doe advised Jones that around 0200 hours Chavez became angry at her. Doe decided to step outside the apartment so people would hear her scream if Chavez were to do anything. When Doe went back inside the apartment, Chavez grabbed Doe by her hair and kicked her face. Chavez then placed a pillow over Doe's face which prevented her from breathing. Chavez told Doe "You're not calling the fucking police." Chavez took Doe's phone away from her and locked her in the bedroom so she couldn't leave. Chavez eventually allowed Doe to leave the apartment so she could go to work.

As officers were arriving, PPD dispatch emailed them a photograph of Chavez. Doe provided officers with consent to enter her apartment so they could contact Chavez.

Due to the fact officers thought Chavez might flee the apartment, they surrounded the apartment and attempted to contact him. Officer Jones attempted to call Chavez, but he did not answer. Officer Koumiss covered the rear window where the screen was taken off while Officer Jones, Repetto, and Sgt. Gora attempted to make contact at the front door. Officer Jones knocked on the front door and announced himself as the police department. Officer Koumiss advised he had a subject look out the blinds of the window. He could not identify the subject as Chavez, but he knew someone was in the apartment.

Officer Jones and Repetto received a code from the leasing office that would unlock the front door. Officer Jones attempted to unlock the front door using the code. Every time Officer Jones would unlock the door with the code, the door would immediately lock. Officers believed someone inside the apartment was immediately locking the door when the code was entered to unlock the door.

Doe called dispatch and advised them Chavez was texting her, asking her why she called the police.

Officers on scene asked dispatch to look at Chavez's criminal history and advise them if he had been involved in any prior violent crimes. Dispatch advised Chavez had several resisting arrest, assault on officers, and assault with a deadly weapon arrests. Dispatch also advised Chavez had numerous domestic violence charges against him.

Doe was not aware of Chavez having any guns in the apartment and he didn't have any guns registered to him. Doe advised there were several knives in the apartment.

Sgt. Gora and officers on scene requested medical stage and he requested the Alameda County Sheriff's Office UAV (drone) team to respond. Officers from the East County Tactical team, which is a SWAT team comprised of officers from Livermore Police Department and Pleasanton Police Department heard this call and arrived in the ARV (Armored Rescue Vehicle).

Once the ARV arrived (about 1340 hours), they parked the ARV directly in front of the apartment. Officers used the ARV as concealment from the apartment they believed Chavez was in. The officers were briefed on

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the situation and the involved suspect (Cody Chavez). The ACSO UAV team arrived about 1341 hours.

Once Sgt. Gora and the initial officers determined Chavez was in the apartment, based on seeing someone in the apartment and the text messages he was sending Doe, they attempted to have him surrender by giving him commands through the PA system of one of the patrol vehicles. The verbal commands from the PA system started about 1301 hours and continued for more than two hours.

When the ARV arrived, they continued giving commands through the PA on the ARV asking for Chavez to exit and surrender peacefully. Officers from the Crisis Negotiation Team (CNT) arrived on scene and attempted to contact Chavez via cell phone. They were able to speak with Chavez twice by telephone. Chavez denied being in the apartment and told them he was in San Jose. After two brief phone conversations, Chavez hung up on the negotiators. He did not respond to more than a dozen subsequent phone calls and text messages.

A Ramey warrant was written for the arrest of Cody Chavez and signed by a judge for felony violations of 273.5 PC and 236 PC.

Due to Chavez ceasing communication with CNT, a plan was developed to breach the front door to the apartment to get a robot into the apartment. The robot was going to be used to resume negotiations with Chavez, see his whereabouts within the apartment, and use the robot to keep the front door from closing. Once the front door was propped open by the robot the ACSO UAV team was going to fly a drone into the apartment to gather intelligence. The drone team would be able to see if Chavez was armed and his whereabouts within the apartment.

A three-officer team approached the front door and breached the front door with a ram. The team attempted to get the robot in the front door, but Chavez kept slamming the door closed on the robot, preventing the robot from getting into the apartment.

Announcements from the PA were continued throughout this incident. The next plan officers developed was to break out one of the front windows so the officers could see into the apartment, reestablish communication with Chavez, and fly a drone into the apartment.

A four-officer team approached the front window with a "break and rake" tool to break the window. One officer was equipped with the break and rake tool. The other officers were armed with two handguns and a FN 303 less-lethal launcher. While the break and rake team was breaking the window, another team covered the front door from behind the ARV. These officers were armed with a less-lethal shot gun (Repetto), an AR-15 rifle (Guillermo), and handguns. Officer Jewell was in the turret of the ARV armed with an AR-15 rifle. There was also a police K9 on scene as another less-lethal option or to apprehend Chavez if he attempted to escape.

While the team was breaking out the front window Officer Jewell saw Chavez at the front door and identified him as Cody Chavez. Officer Jewell announced to all involved officers he positively identified the suspect in the apartment as Cody Chavez.

Seconds later, Chavez stepped outside the apartment and looked around. Chavez was armed with a large kitchen knife. Once Chavez saw the break and rake team to his right, he immediately ran towards them with the knife. Officer Repetto fired two less lethal shotgun beanbag projectiles at Chavez, which both hit him in the upper thigh area. The beanbag rounds had little to no effect in stopping Chavez.

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Chavez was running directly towards Officer White, who fired seven less lethal rounds from the FN-303. Five of the seven rounds hit Chavez on his chest, arm, and back. Simultaneously with the less-lethal FN303 rounds being fired at Chavez and not stopping him from advancing on the break and rake team, Officer Guillermo and Officer Jewell fired their AR-15 rifles. Officer Guillermo fired two rounds at Chavez. Officer Jewell fired five rounds at Chavez. Three of the seven rifle rounds hit Chavez which incapacitated him. Chavez fell to the ground and officers attempted to render aid to him for his gunshot wounds.

LPFD medics arrived on scene moments later and pronounced Chavez deceased.

The scene was secured and the involved officers were isolated at the police department prior to being interviewed.

See Detective Sheldon’s supplemental report for further details.

SUMMARY OF INVESTIGATION:

NOTIFICATION:

On 2/17/2022, about 1540 hours, CIU Detectives were monitoring the domestic violence incident occurring at 4899 Willow Rd # [REDACTED]. When officers on scene announced over the radio that shots had been fired, Detective Sheldon and I responded to the scene to begin investigating the incident. Detective Sheldon assumed the role of the Lead Investigator and I assumed the role of the Investigations Supervisor. Detective Barcelo assumed the role of a Secondary Investigator. Detective Barcelo remained at the Pleasanton Police Department to obtain a search warrant to collect evidence from the scene.

SCENE SEARCH WARRANT:

Detective Barcelo obtained a search warrant to search 4899 Willow Rd # [REDACTED] to collect evidence for the investigation. See his attached supplemental report and search warrant for details.

Detective Sheldon and I served the warrant at 4899 Willow Rd # [REDACTED]. The Alameda County Crime Lab responded to assist with the collection of evidence. The following items were collected at the scene and from officers who had been involved in the incident:

- Primary Weapon System MK111 rifle (serial #M04097) – Assigned to Officer Guillermo
- Primary Weapon System MK111 rifle (serial #M094084) – Assigned to Officer Jewell
- Remington Arms 870 Less-Lethal shotgun – Utilized by Officer Repetto
- FN-303 Less-Lethal projectile launcher (Seral #322SN303H-170851 OV) – Utilized by Detective White
- Chavez’s cellular phone
- 2 expended shotgun shell casings

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7 expended .223 rifle shell casings

Less-lethal bean bag

3 FN-303 projectiles

1 expended flash bang

1 blood swab and control swab

1 large black kitchen knife

See Detective Barcelo, Detective Habib, Officer Boland, and ACSO Crime Lab reports for further details.

AMMUNITION COUNT:

Detective Barcelo conducted an ammunition count of the weapons and magazines involved in the incident. He discovered the following:

Officer Guillermo's MK111 rifle magazine had a capacity of 30 rounds and contained 28 rounds, indicating 2 rounds had been expended.

Officer Jewell's MK111 rifle magazine had a capacity of 30 rounds and contained 25 rounds, indicating 5 rounds had been expended.

The Remington 870 shotgun magazine had a capacity of 4 rounds and contained 2 rounds, indicating 2 rounds had been expended.

The FN-303 magazine had a capacity of 15 rounds and contained 6 rounds, indicating 9 rounds had been expended.

See Detective Barcelo's supplemental report.

CANVAS:

Sergeant Knight coordinated a canvas of the apartment complex for witnesses. Dozens of witnesses were interviewed, several of whom provided video recordings of portions of the incident. Overall, the description of the events was consistent with video footage of the incident and the statements from the involved officers.

Detective Emmett reviewed video footage provided by witnesses, which was consistent with BWC footage and the ACSO UAV footage of the incident.

See Sergeant Knight, Officer Rossillon, Officer Evans, Officer Cavellini, Officer Emmett, and Detective Sheldon's supplemental reports.

OFFICER INTERVIEWS:

Detective Sheldon interviewed the following involved officers regarding their involvement in the incident:

Lt. Stocking

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Lt. Gamez

Sgt. Gora

Sgt. Pittl

Officer Guillermo

Officer Repetto

Sgt. Albert

Detective Barcelo interviewed the following involved officers regarding their involvement in the incident:

Officer Jewell

Detective White

Officer Leonardo

Officer Jones

Detective Kroutil

Each of the interviews was extensive in scope and difficult to summarize. Taken in whole, the interviews consistently established the following:

On 02-17-22 about 1151 hours, Doe called 911 to report another domestic violence incident involving her and Cody Chavez. Doe told PPD dispatch that early in the morning, around 2 or 3 AM, Chavez covered her face with a pillow, pulled her by her hair, locked her in a room, and would not let her leave their apartment. Doe advised dispatch she felt like she was going to die when Chavez put the pillow over her face. Chavez also took her cell phone so she couldn't call the police.

Doe told dispatch Chavez let her go to work this morning. Doe said she last saw Chavez walking around the complex about an hour ago and she believed he was in her apartment. Doe said Chavez had taken the screen off the window the prior night and he told her if the police showed up, he was going to flee out the window.

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	REPORTING OFFICER Shuffield, Robert, Conrad,	

Sgt. Gora attempted to make contact at the front door. Officer Jones knocked on the front door and announced himself as the police department. Officer Koumiss advised he had a subject look out the blinds of the window. He could not identify the subject as Chavez, but he knew someone was in the apartment.

Officer Jones and Repetto received a code from the leasing office that would unlock the front door. Officer Jones attempted to unlock the front door using the code. Every time Officer Jones would unlock the door with the code, the door would immediately lock. Officers believed someone inside the apartment was immediately locking the door when the code was entered to unlock the door.

Doe called dispatch and advised them Chavez was texting her, asking her why she called the police.

Officers on scene asked dispatch to look at Chavez's criminal history and advise them if he had been involved in any prior violent crimes. Dispatch advised Chavez had several resisting arrest, assault on officers, and assault with a deadly weapon arrests. Dispatch also advised Chavez had numerous domestic violence charges against him.

Doe was not aware of Chavez having any guns in the apartment and he didn't have any guns registered to him. Doe advised there were several knives in the apartment.

Sgt. Gora and officers on scene requested medical stage and he requested the Alameda County Sheriff's Office UAV (drone) team to respond. Officers from the East County Tactical team, which is a SWAT team comprised of officers from Livermore Police Department and Pleasanton Police Department heard this call and arrived in the ARV (Armored Rescue Vehicle).

Once the ARV arrived (about 1340 hours), they parked the ARV directly in front of the apartment. Officers used the ARV as concealment from the apartment they believed Chavez was in. The officers were briefed on the situation and the involved suspect (Cody Chavez). The ACSO UAV team arrived about 1341 hours.

Once Sgt. Gora and the initial officers determined Chavez was in the apartment, based on seeing someone in the apartment and the text messages he was sending Doe, they attempted to have him surrender by giving him commands through the PA system of one of the patrol vehicles. The verbal commands from the PA system started about 1301 hours and continued for more than two hours.

When the ARV arrived, they continued giving commands through the PA on the ARV asking for Chavez to exit and surrender peacefully. Officers from the Crisis Negotiation Team (CNT) arrived on scene and attempted to contact Chavez via cell phone. They were able to speak with Chavez twice by telephone. Chavez denied being in the apartment and told them he was in San Jose. After two brief phone conversations, Chavez hung up on the negotiators. He did not respond to more than a dozen subsequent phone calls and text messages.

A Ramey warrant was written for the arrest of Cody Chavez and signed by a judge for felony violations of 273.5 PC and 236 PC.

Due to Chavez ceasing communication with CNT, a plan was developed to breach the front door to the apartment to get a robot into the apartment. The robot was going to be used to resume negotiations with Chavez, see his whereabouts within the apartment, and use the robot to keep the

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front door from closing. Once the front door was propped open by the robot the ACSO UAV team was going to fly a drone into the apartment to gather intelligence. The drone team would be able to see if Chavez was armed and his whereabouts within the apartment.

A three-officer team approached the front door and breached the front door with a ram. The team attempted to get the robot in the front door, but Chavez kept slamming the door closed on the robot, preventing the robot from getting into the apartment.

Announcements from the PA were continued throughout this incident. The next plan officers developed was to break out one of the front windows so the officers could see into the apartment, reestablish communication with Chavez, and fly a drone into the apartment.

A four-officer team approached the front window with a "break and rake" tool to break the window. One officer was equipped with the break and rake tool. The other officers were armed with two handguns and a FN 303 less-lethal launcher. While the break and rake team was breaking the window, another team covered the front door from behind the ARV. These officers were armed with a less-lethal shot gun (Repetto), an AR-15 rifle (Guillermo), and handguns. Officer Jewell was in the turret of the ARV armed with an AR-15 rifle. There was also a police K9 on scene as another less-lethal option or to apprehend Chavez if he attempted to escape.

While the team was breaking out the front window Officer Jewell saw Chavez at the front door and identified him as Cody Chavez. Officer Jewell announced to all involved officers he positively identified the suspect in the apartment as Cody Chavez.

Seconds later, Chavez stepped outside the apartment and looked around. Chavez was armed with a large kitchen knife. Once Chavez saw the break and rake team to his right, he immediately ran towards them with the knife. Officer Repetto fired two less lethal shotgun beanbag projectiles at Chavez, which both hit him in the upper thigh area. The beanbag rounds had little to no effect in stopping Chavez.

Chavez was running directly towards Officer White, who fired seven less lethal rounds from the FN-303. Five of the seven rounds hit Chavez on his chest, arm, and back. Officers Jewell and Guillermo believed Chavez had the present ability, opportunity, and apparent intent to cause great bodily injury or death to the officers by the window. Concerned for the safety of those officers, Officers Jewell and Guillermo fired their rifles at Chavez to prevent him from causing great bodily injury or death to those officers.

Chavez fell to the ground and officers attempted to render aid to him for his gunshot wounds.

LPFD medics arrived on scene moments later and pronounced Chavez deceased.

See Detective Sheldon and Detective Barcelo's supplemental reports for further information.

FOLLOW-UP INTERVIEWS WITH DOE:

Detective Sheldon conducted a follow-up interview with Doe. Doe described Chavez becoming intoxicated and violently assaulting her during the incident. Chavez argued with Doe, intimidated her, and hid her cellular

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phone to prevent her from calling the police.

Chavez kicked Doe in the face, threw her to the ground by her hair, and held his hand over her nose and face, preventing her from breathing. Chavez told Doe, "Bitch, if you fucking keep yelling, I will kill your ass. Stop yelling."

Doe believed Chavez was trying to kill her, so she acted faint so he would let her go.

A short time later, Chavez pushed Doe onto the bed and held a pillow over her face, preventing her from breathing. Chavez told Doe the police were not coming to help her. Chavez told Doe if she called the police, he would go back to jail and it would "fuck" his life up. Doe played faint again so Chavez would let up.

Later on, Chavez told Doe "That's it. I'm not going back to jail."

Doe described Chavez as acting "crazy."

Doe was eventually able to locate her phone, escape the apartment, and call the police.

After Doe called the police, Chavez sent Doe the following text messages:

Tell them to fucking leave [Doe] wtf are you doing

They gonna kick this door in and kill me

That's what they will do

What the fuck are you doing

What the fuck are you so in danger that you brought the cops here to kill me?

Dam you killed me like this?

You didn't have to call the cops [Doe]

While not conclusive, the text messages appeared to show Chavez's state of mind – that Chavez predetermined the result of his interaction with the police would involve his own death.

See Detective Sheldon's supplemental report for further details.

INTERVIEWS WITH CHAVEZ'S FAMILY AND ASSOCIATES:

Detectives interviewed Chavez's close family members and known associates. Chavez was consistently described by his close family members and known associates as an angry and violent person, especially when intoxicated.

Specifically, [REDACTED] Chavez's ex-girlfriend [REDACTED] described Chavez as angry and

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violent. Chavez was not afraid of anything when he consumed alcohol. Chavez repeatedly told [REDACTED] he would die before returning to jail. [REDACTED] was not surprised Chavez charged at the officers with a knife. [REDACTED] believed Chavez was wanted to make the officers shoot him so he would not go back to jail. [REDACTED] believed it was "100 percent" Chavez's intention for the police to shoot him.

See Detective Sheldon and Sergeant Shuffield's supplemental reports for further details.

CHAVEZ'S PRIOR CRIMINAL HISTORY:

Detectives obtained information about Chavez's prior criminal history. Chavez had the following relevant arrests and convictions:

- Assault with a deadly weapon
- Battery with serious injury
- Domestic Battery
- Battery on a peace officer
- Witness intimidation
- Criminal Threats
- Violating a DV restraining order
- Obstructing a public official through force or fear
- Resisting arrest
- Evading the police
- DUI
- Drug charges
- Public Intoxication

See CII report and outside police reports.

CHAVEZ CELL PHONE SEARCH WARRANT:

Detective Barcelo obtained a warrant to conduct a search of Chavez's cellular phone for evidence related to the incident. He was unable to access the device using the tools available to PPD.

The phone was submitted to the Alameda County Crime Lab, who were also unable to access the device.

See Detective Barcelo's supplemental report and Crime Lab report for further details.

CORONER'S FINDINGS:

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The Alameda County Coroner's Office conducted an autopsy of Chavez's body. They recovered three rifle rounds from his body – one from his left torso, one from his upper torso, and one from his head. The Coroner's Office determined these bullets were the cause of Chavez's death.

The Coroner also located injuries on Chavez's torso, arms, and legs consistent with being struck by less-lethal shotgun projectiles and FN-303 projectiles.

See Coroner's Office report and Detective Sheldon's supplemental report for further details.

BALLISTICS:

The Alameda County Crime Lab conducted ballistic analysis on the rifle rounds recovered from Chavez's body and the involved rifles. They determined the bullet recovered from Chavez's left torso was fired by Officer Guillermo's rifle. The bullet recovered from Chavez's upper torso came from Officer Jewell's rifle. They were unable to determine the origin of the bullet recovered from Chavez's head due to excessive fragmentation.

See Detective Sheldon's supplemental report and ACSO Crime Lab report for further details.

ALAMEDA COUNTY SHERIFF'S OFFICE UNMANNED ARIAL VEHICLE FOOTAGE:

The Alameda County Sheriff's Office provided video footage of the incident which was recorded by their unmanned arial vehicle (UAV). The footage showed the following:

The video begins with a timestamp of 2/17/2022 at 1535 hours. The UAV is hovering over the ARV, facing the front door of Doe's apartment.

Officers Jones and Leonardo are standing at the back of the ARV facing Doe's apartment. Officer Jewell is positioned inside the ARV in the turret, facing Doe's apartment with his rifle deployed. Officer Guillermo is standing behind the hood of the ARV with his rifle deployed. Detective Kroutil, Sergeant Albert, Sergeant Gora, and Sergeant Pittl are all standing behind the passenger side of the ARV, opposite Doe's apartment.

The casing to the front door of Doe's apartment appears damaged and some of the casing is lying on the ground. The door has a wood frame with a full length glass window that covers the majority of the door. The window is obstructed by a white window shade. The door is closed and the robot is on the ground in front of the door.

Between 15:37:00 hours and 15:38:42 hours, the robot is repeatedly backed up, then driven forward into the door.

At 15:37:22 hours, someone pulls the left side of the door's window shade back, aims a cellular phone out the window toward the ARV, and quickly pulls the cellular phone back behind the window shade.

At 15:37:50 hours, the "brake and rake" team approaches the apartment window to the left of the front door. Officer Jones sets up to the left of the window with the "brake and rake tool." Officer Kroutil stands behind Officer Jones facing away from the window toward the west side of the apartment. He has his pistol unholstered and in his hands. Officer Leonardo stands a few feet southwest of Officer Jones, facing the front door. He has his pistol unholstered and in his hands. Detective White stands

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directly behind Officer Leonardo facing the front door. He has an FN303 deployed in his hands.

At 15:37:58 hours, Officer Jones begins breaking the apartment window and attempting to rake the window shade with the tool. He continues attempting to clear the window and shade until 15:38:45 hours.

At 15:37:59 hours, the apartment door is opened a few inches, then immediately shut again. At 15:38:00 hours, someone pulls the left side of the door window shade back slightly and it remains pulled back for approximately 30 seconds.

At 15:38:41, Chavez opens the apartment door and emerges from the apartment. He is holding the large kitchen knife in his right hand.

As he first exits the apartment, Chavez is looking toward the ARV. After taking a few steps out, Chavez repeatedly turns his head to the right and looks directly at the team of officers at the window.

After passing a short barrier in front of the apartment, Chavez turns to face the team of officers while he has the knife in his hand.

At 15:38:45 hours, Chavez begins to charge toward the officers.

Chavez is shot immediately as he begins charging the officers.

Officer Jewell is visible in the video and five shell casings are ejected from his rifle, indicating he fired at least five shots. Detective White is visible in the video and appears to fire the FN303 at Chavez, but it is unclear when or how many rounds he fired. Officer Repetto is partially visible in the video, but the video does not depict him at the time the less lethal shotgun rounds were deployed. Officer Guillermo is not depicted in the video at this time.

The UAV's view of Chavez is obstructed by a tree at the time he is shot. The UAV rotates around the tree a few seconds after the shooting. The video depicts Chavez lying on his back with a large volume of blood under his head and around his face.

At 15:38:53 hours, Officers begin attending to Chavez and providing aid. At 15:41:31 hours, LPFD medics arrive and begin providing aid to Chavez.

The video concludes at 15:43:36 hours.

The Alameda County Sheriff's Office UAV team also provided a 3D scan of the scene.

ANALYSIS OF VIDEO FOOTAGE AND UAV SCANS:

By comparing the UAV video footage of the incident, body-worn camera footage of the incident, and subsequent 3D UAV scans of the scene, I drew the following conclusions:

At the time Chavez began running at the "break and rake" team with the knife, he was approximately 16 feet from Detective White.

At the time Chavez began running at the "break and rake" team with the knife, he was approximately

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16 feet from Officer Leonardo.

At the time Chavez began running at the "break and rake" team with the knife, he was approximately 19 feet from Officer Jones.

Officer Repetto's attempt to stop Chavez with the less-lethal shotgun was ineffective.

There were no significant barriers between Chavez and the "break and rake" team to prevent him from reaching them.

The "break and rake" team was not in a position where they could reasonably or safely retreat from Chavez's advance.

At the time Chavez began running at the "break and rake" team with the knife, the officers in the immediate area had no further less-lethal or de-escalation tools or tactics available to avoid the use of lethal force.

Chavez appeared to have the opportunity, ability, and intent to cause death or serious bodily injury to the officers on the "break and rake" team.

Officer Jewell's evaluation that Chavez had the opportunity, ability, and intent to cause death or serious bodily injury to the officers on the "break and rake" team was reasonable.

Officer Guillermo's evaluation that Chavez had the opportunity, ability, and intent to cause death or serious bodily injury to the officers on the "break and rake" team was reasonable.

See Sergeant Shuffield's supplemental report for further details.

CONCLUSION:

After completing his investigation into the incident, Detective Sheldon reached the following conclusions:

835(a) PC states, in part:

Any peace officer who has reasonable cause to believe that the person to be arrested has committed a public offense may use objectively reasonable force to effect the arrest, to prevent escape, or to overcome resistance.

I believe Officer Repetto and Officer White had reasonable cause to believe Chavez had committed a public offense and the force they used to effect the arrest of Chavez was objectively reasonable under the circumstances.

196 PC states:

Homicide is justifiable when committed by peace officers and those acting by their command in their aid and assistance, under either of the following circumstances:

In obedience to any judgement of a competent court. When the homicide results from a peace officer's use of force that is in compliance with Section 835a.

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a peace officer is justified in using deadly force upon another person only when the officer reasonably believes, based on the totality of the circumstances, that such force is necessary for either of the following reasons:

(A) To defend against an imminent threat of death or serious bodily injury to the officer or to another person.

I believe Officer Jewell and Officer Guillermo reasonably believed, based on the totality of the circumstances, that their use of deadly force was necessary to defend against an imminent threat of death or serious bodily injury to Officers Jones, Kroutil, Leonardo, and White. I believe Officer Jewell and Officer Guillermo's actions constituted justifiable homicide pursuant to 196 PC.

I believe Officers Jewell, Guillermo, Repetto, and White's actions were consistent with their training, California Penal Code 196 - Justifiable Homicide, and established case law. I found no evidence to indicate the actions of any of the involved officers constituted a criminal violation.

See Detective Sheldon's supplemental report for further details.

I concur with Detective Sheldon's conclusions.

Sgt. R. Shuffield 276

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CROSS REF CASE #(\$)

2022-
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SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 03/01/2022	TIME 07:03	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

SUPPLEMENTAL REPORT #1

SUMMARY OF INCIDENT

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
1						
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:			

REPORTING OFFICER

Sheldon, Mark, Brian,

DATE WRITTEN

03/01/2022

APPROVED BY

Shuffield, Robert Conrad 07/18/2022

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NARRATIVE:

This supplemental report is to summarize this incident and recent related cases involving Cody Chavez and Jane Doe.

PRIOR DOMESTIC VIOLENCE INCIDENT:

Cody Chavez and Jane Doe were involved in a domestic violence incident on 01/20/22. In that case Chavez battered Doe and left a visible injury. Chavez also prevented Doe from leaving the apartment and calling the police. Doe eventually was able to leave the apartment and call the police (911). Once the police arrived, they took Chavez into custody and arrested him for 273.5 PC and 236 PC. Refer to PPD case #22-02175.

Doe requested an EPO (emergency protective order) to protect herself from Chavez. The EPO was granted, and Chavez was served on 01-20-22.

When Chavez was released from jail on 01-20-22 he went to Doe's place of employment and attempted to contact her. The other employees knew about the EPO and did not let Chavez inside the business. Chavez also sent text messages to Doe in violation of the EPO. Doe reported the EPO violations to Pleasanton PD. Refer to PPD case #22-02429.

TIMELINE OF CURRENT INCIDENT:

On 02-17-22 about 1151 hours, Doe called 911 to report another domestic violence incident involving her and Cody Chavez. Doe told PPD dispatch that early in the morning, around 2 or 3 AM, Chavez covered her face with a pillow, pulled her by her hair, locked her in a room, and would not let her leave their apartment. Doe advised dispatch she felt like she was going to die when Chavez put the pillow over her face. Chavez also took her cell phone so she couldn't call the police.

Doe told dispatch Chavez let her go to work this morning. Doe said she last saw Chavez walking around the complex about an hour ago and she believed he was in her apartment. Doe said Chavez had taken the screen off the window the prior night and he told her if the police showed up, he was going to flee out the window.

Officers Jones and Repetto arrived on scene about 1208 hours. Officer Jones met with Doe and she gave him a brief statement about the domestic battery. Doe advised Jones that around 0200 hours Chavez became angry at her. Doe decided to step outside the apartment so people would hear her scream if Chavez were to do anything. When Doe went back inside the apartment, Chavez grabbed Doe by her hair and kicked her face. Chavez then placed a pillow over Doe's face which prevented her from breathing. Chavez told Doe "You're not calling the fucking police." Chavez took Doe's phone away from her and locked her in the bedroom so she couldn't leave. Chavez eventually allowed Doe to leave the apartment so she could go to work.

As officers were arriving, PPD dispatch emailed them a photograph of Chavez. Doe provided officers with consent to enter her apartment so they could contact Chavez.

Due to the fact officers thought Chavez might flee the apartment, they surrounded the apartment and attempted to contact him. Officer Jones attempted to call Chavez, but he did not answer. Officer Koumiss covered the rear window where the screen was taken off while Officer Jones, Repetto, and Sgt. Gora attempted to make contact at the front door. Officer Jones knocked on the front door and announced himself as the police department. Officer Koumiss advised he had a subject look out the blinds of the window. He

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could not identify the subject as Chavez, but he knew someone was in the apartment.

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Doe called dispatch and advised them Chavez was texting her, asking her why she called the police.

Officers on scene asked dispatch to look at Chavez's criminal history and advise them if he had been involved in any prior violent crimes. Dispatch advised Chavez had several resisting arrest, assault on officers, and assault with a deadly weapon arrests. Dispatch also advised Chavez had numerous domestic violence charges against him.

Doe was not aware of Chavez having any guns in the apartment and he didn't have any guns registered to him. Doe advised there were several knives in the apartment.

Sgt. Gora and officers on scene requested medical stage and he requested the Alameda County Sheriff's Office UAV (drone) team to respond. Officers from the East County Tactical team, which is a SWAT team comprised of officers from Livermore Police Department and Pleasanton Police Department heard this call and arrived in the ARV (Armored Rescue Vehicle).

Once the ARV arrived (about 1340 hours), they parked the ARV directly in front of the apartment. Officers used the ARV as concealment from the apartment they believed Chavez was in. The officers were briefed on the situation and the involved suspect (Cody Chavez). The ACSO UAV team arrived about 1341 hours.

Once Sgt. Gora and the initial officers determined Chavez was in the apartment, based on seeing someone in the apartment and the text messages he was sending Doe, they attempted to have him surrender by giving him commands through the PA system of one of the patrol vehicles. The verbal commands from the PA system started about 1301 hours and continued for more than two hours.

When the ARV arrived, they continued giving commands through the PA on the ARV asking for Chavez to exit and surrender peacefully. Officers from the Crisis Negotiation Team (CNT) arrived on scene and attempted to contact Chavez via cell phone. They were able to speak with Chavez twice by telephone. Chavez denied being in the apartment and told them he was in San Jose. After two brief phone conversations, Chavez hung up on the negotiators. He did not respond to more than a dozen subsequent phone calls and text messages.

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While the team was breaking out the front window Officer Jewell saw Chavez at the front door and identified him as Cody Chavez. Officer Jewell announced to all involved officers he positively identified the suspect in the apartment as Cody Chavez.

Seconds later, Chavez stepped outside the apartment and looked around. Chavez was armed with a large kitchen knife. Once Chavez saw the break and rake team to his right, he immediately ran towards them with the knife. Officer Repetto fired two less lethal shotgun beanbag projectiles at Chavez, which both hit him in the upper thigh area. The beanbag rounds had little to no effect in stopping Chavez.

Chavez was running directly towards Officer White, who fired seven less lethal rounds from the FN-303. Five of the seven rounds hit Chavez on his chest, arm, and back. Simultaneously with the less-lethal FN303 rounds being fired at Chavez and not stopping him from advancing on the break and rake team, Officer Guillermo and Officer Jewell fired their AR-15 rifles. Officer Guillermo fired two rounds at Chavez. Officer Jewell fired five rounds at Chavez. Three of the seven rifle rounds hit Chavez which incapacitated him. Chavez fell to the ground and officers attempted to render aid to him for his gunshot wounds.

LPFD medics arrived on scene moments later and pronounced Chavez deceased.

The scene was secured and the involved officers were isolated at the police department prior to being interviewed.

Sheldon #194

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CASE NUMBER

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CROSS REF CASE #(S)

2022-
2022-
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SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 07/01/2022	TIME 08:54	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE
	SYNOPSIS OF EVENT			
THIS SUPPLEMENTAL REPORT IS A TIMELINE OF EVENTS FROM THIS OFFICER INVOLVED SHOOTING AND THE HISTORY BETWEEN JANE DOE AND CODY CHAVEZ.				

O F F I C E R S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1						
	2						
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V E H I C L E S	CASE VEHICLE #1							
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R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
07/01/2022

APPROVED BY
Shuffield, Robert Conrad 07/19/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/01/2022 08:54	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

TIMELINE OF EVENTS:

2020

Chavez and Doe began dating.

1/19/2022

Chavez battered Doe in their apartment in Pleasanton. He was arrested for violation of 273.5 PC and 236 PC. An emergency protective order was granted and served.

1/21/2022

Chavez violated the restraining order by attempting to contact Doe at her mother's residence in [REDACTED]

1/22/2022

Chavez violated the restraining order by attempting to contact Doe at the apartment complex leasing office.

2/17/2022

0200 Chavez battered, threatened, and falsely imprisoned Doe in her apartment.

1151 Doe escaped the apartment and called 911 to report the incident.

1208 Officers Jones and Repetto arrived and began their initial investigation.

1254 Officers attempted contact with Chavez via telephone and at the apartment, with no success.

1302 Sgt. Gora requested K9 and medical to stage.

1303 Officers began making PA announcements to Chavez.

1309 Officers attempted to enter apartment via electronic code, but the door was barricaded.

1323 Sgt. Gora requested ACSO UAV Team.

1340 ARV arrived.

1453 CNT Officers contacted Chavez via telephone. Chavez denied being at the apartment and disconnected one minute later.

1457 CNT left several voicemails and text messages for Chavez. Chavez did not respond.

1518 After more than a dozen attempts, CNT contacted Chavez again via telephone.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/01/2022 08:54	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

- 1523 Chavez continued to deny being at the apartment and disconnected from the call.
- 1527 A Ramey Warrant for Chavez's arrest was issued.
- 1533 Team approached apartment, breached the front door, and deployed a robot. Chavez slammed the door on the robot. The Team provided commands to Chavez, which he ignored. Chavez is seen with a knife in his hand.
- 1538 The team began the "break and rake" on the front window to the apartment.
- 1539 Chavez exited the apartment with the knife in his hand. He approached the officers with the knife and was shot.
- 1539 Medics are requested and immediately begin providing aid to Chavez.
- 1549 Chavez is declared deceased.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 03/09/2022	TIME 07:07	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

INTERVIEW WITH JANE DOE

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/09/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/09/2022 07:07	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to document my interview with the victim, Jane Doe.

NOTIFICATION:

After the shooting of Cody Chavez, I met with Doe on 02-17-22 about 1644 hours at the apartment complex in a room off the leasing office. Doe was with some family members and an advocate from the women's shelter. I introduced myself to her and asked her if she felt comfortable talking to me. Doe agreed to talk with me, and she said it would be OK if it was just the two of us around. The family members and the advocate left the immediate area so me and Doe could have a private conversation. I explained to Doe I wanted to get a little more detail about the incident.

INTERVIEW WITH DOE:

Doe got home from work around 1700 hours on 03-16-22 and Cody Chavez started arguing with her. He was trying to just pick a fight with Doe. Chavez had already consumed about a half pint of vodka. Chavez was "talking mess," getting in her face, and towering over her trying to intimidate her. Chavez would not leave Doe alone and demanded they talk. For the next few hours, Doe would move room to room to avoid Chavez, but he continued to harass her. Chavez continued to demand they talk so Doe told him her brother was going to come over and pick her up. Doe knew her brother wasn't coming to pick her up, but she believed if Chavez thought someone was coming over, he would calm down and leave her alone.

The harassment continued and she was becoming scared of Chavez. Doe went outside and Chavez got mad at her because someone was going to hear her and call the police. Doe told Chavez she wanted people to hear her because she was terrified of him. Doe wanted to leave, but she didn't have her phone or wallet. Doe knew Chavez hid her phone somewhere in the apartment. Chavez denied hiding the phone, so Doe went into the apartment to find it. Once Doe went into the apartment Chavez followed her in and shut the door. Chavez was angry and she told him she did not want to fight or argue. Doe asked for him to just leave her alone. Doe said she was going to call the police and Chavez became crazy.

Doe told Chavez she did not want to put him in jail, but she wanted him to leave her alone. Doe said they could talk in the morning when Chavez was sober. Chavez pushed her from the front door, kicked her in the face, and threw her to the ground by pulling her hair. Doe started screaming and Chavez placed his hand over her face and her nose so she was unable to breathe. When Chavez threw her on the ground she saw spots, but she did not lose consciousness. Chavez was on top of Doe as he was covering her mouth and nose. Doe told Chavez she couldn't breathe and he kept pushing harder on her face.

Doe believed Chavez was obviously trying to kill her. Chavez kept telling Doe to stop yelling. Chavez said you need to stop yelling, he said "Bitch if you fucking keep yelling, I will kill your ass, stop yelling." Doe could not breathe and she began panicking. While Chavez was holding her down and covering her mouth and face her kids went through her mind. Doe stopped yelling and acted faint and that's when Chavez let up. Once Doe calmed down Chavez let her up. Doe went into her bedroom and Chavez followed her into the room.

Once Doe and Chavez were in the room together, Chavez pushed Doe down on the bed and placed a pillow over her face. When Chavez put the pillow over Doe's face, he held the pillow down with his hands over her mouth and nose. Chavez was on top of Doe telling her to call the police they are not coming to help you. Chavez was telling Doe you want to send me back to jail after I got a new job and "fuck" my life up.

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
03/09/2022 07:07

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

Chavez still had the pillow over Doe's face and Doe said she was not able to breathe again. Doe had to play like she couldn't breathe and go limp, then Chavez took the pillow off her face. Chavez got off Doe and locked the door to the bedroom. Chavez locked the door because when the door is locked and closed the door makes a loud noise when you try and open it. Doe believed Chavez did this so if she tried to leave, he would hear her and wake up. After Chavez locked the door, he told Doe you are not leaving. At this point Doe didn't know where her phone was and knew Chavez hid it somewhere.

Chavez told Doe you are not leaving, and the police are not getting called. Chavez put all his clothes on and told Doe if the police come, I'm going to jump out the window and run. He said, "That's it I'm not going back to jail." Chavez eventually fell asleep and she searched the room for her phone. Doe located her phone in Chavez's sock drawer. The phone was under all his socks on vibrate. Once Doe located her phone, she wanted to call the police, but she decided not to and contacted his family to advise them what happened and that she was terrified of Chavez. Doe sent text messages and a voicemail to Chavez's [REDACTED] Doe woke up to go to work about 8:30 AM and Chavez again started yelling at her and calling her names. Chavez kept saying you're going to make me go back to jail. Before Doe left for work, Chavez told her if you call the police on me, I will come back and kill your ass and that's a fact.

While Doe was at work all she could think about was this situation. She texted back and forth with [REDACTED] and [REDACTED] advised Doe to call the police. Once [REDACTED] told her to call the police Doe felt comfortable calling the police.

Once Doe called the police and they took her statement she kept in contact with [REDACTED] [REDACTED] [REDACTED] [REDACTED] reassured Doe she was doing the right thing. [REDACTED] [REDACTED] told Doe if something happens to Chavez in this situation it's his own actions. She told Doe he had been to jail so many times in his life he knows how to act around the police.

See attached transcript for more detailed information about interview.

Doe advised me she had text messages from Chavez to her earlier in the day when the police originally showed up at the residence. Chavez sent the following messages to Doe:

Tell them to fucking leave [REDACTED] wtf are you doing

They gonna kick this door in and kill me

That's what they will do

What the fuck are you doing

What the fuck are you so in danger that you brought the cops here to kill me?

Dam you killed me like this?

<close up photo of stuffed animal>

You didn't have to call the cops <Doe>

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
03/09/2022 07:07

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

Doe did not respond to any of the messages. I photographed the messages and uploaded them to evidence.com.



Sheldon#194

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CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 03/01/2022	TIME 08:56	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

SUPPLEMENTAL #2

911 Call for this incident

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
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PROPERTY VEHICLE #1							
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DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/01/2022	APPROVED BY Shuffield, Robert Conrad 07/18/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/01/2022 08:56	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

SUMMARY:

I transcribed the 911 call from Jane Doe to Pleasanton PD Dispatch.

911 CALL TRANSCRIPT:

February 17th, 2022, 11 hours, 51 minutes, 35 seconds.

PPD Dispatcher: Pleasanton emergency.

CHP Dispatcher It's CHP. It's a transfer. 4899 Willow Road, Apartment [REDACTED]

PPD Dispatcher: All right, thanks. Hello?

Jane Doe: Hi.

PPD Dispatcher: Hi, you're at 4?

Jane Doe: Hi, um I'm.

PPD Dispatcher: Hold on, hold on. You're at 4899 Willow Road, what apartment?

Jane Doe: [REDACTED]

PPD Dispatcher: [REDACTED] Okay. What's the emergency?

Jane Doe: So, um, last night I had a domestic, domestic violence with my, uh, boyfriend and there's already been one out because I've called the police on him before, he had a restraining order. He does, you know, I, um, released it because he was, you know, obviously he, you know, smooth operator got me back in, but last night was, it was it for me. I live here [REDACTED], and I also [REDACTED] and he's um, last night he covered my face with a pillow. He, uh, pushed me. He pulled my hair. He wouldn't let me leave the room. And that was the reason I couldn't call you.

PPD Dispatcher: Okay, is he there now?

Jane Doe: I believe so. But, um, he said that he would jump out the window on the side. So, if they come, I would want them to go to my front door, the back window, on the side.

PPD Dispatcher: So hold on. Did he, when's the last time you saw him?

PPD Dispatcher: He's been walking around. I've seen him this morning. Walking around the property.

PPD Dispatcher: What time?

Jane Doe: Um, it was probably an hour ago and he was, um, talking to one of my, um, [REDACTED] Like he came up to them.

PPD Dispatcher: Did he put his hands on you today?

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/01/2022 08:56	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

Jane Doe: This morning? Um, well it was early. All of this happened early morning, like around 0200 or 0300.

PPD Dispatcher: Okay. Do you need an ambulance?

Jane Doe: No, no, no, no, no. I just want them to just, like, it's because I [REDACTED] and I just like, this has happened before and I just feel stupid because I let him back in and oh, and it's just part of [REDACTED] But he's now, like I've seen...

PPD Dispatcher: Pleasanton Dispatch: Okay. And you saw him an hour ago?

Jane Doe: I call. Yeah. And he's just been walking around here and it's usually like, last night I felt like I was going to die because he put the pillow over my face, he hid my phone, he locked the door in my bedroom, so I couldn't leave or call you guys. And when I got to work...

PPD Dispatcher: Is this, Cody?

Jane Doe: Yes.

PPD Dispatcher: What was he wearing?

Jane Doe: He's wearing a white shirt, and like sweats and Jordans.

PPD Dispatcher: Do you remember what color sweats?

Jane Doe: But white. They're black. And he has like a white shirt on with like pink and like, um, blue writing. And then he has red and white Jordan's on.

PPD Dispatcher: Did he have any weapons?

Jane Doe: He also has my, uh, no, but he, you know, he doesn't.

PPD Dispatcher: Okay. And you're going to say he has what?

Jane Doe: He has, um, he has my key to my car. He has like everything, like phones, everything. Like, I can't even like [REDACTED] but I can't leave, like.

PPD Dispatcher: Okay, what race is he?

Jane Doe: Um, Latin Hispanics.

PPD Dispatcher: And how tall?

Jane Doe: Like white and Hispanic, I would say. How tall?

PPD Dispatcher: Yeah.

Jane Doe: About 6'4, 6'5.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/01/2022 08:56	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

PPD Dispatcher: Okay. And no weapons you said, right?

Jane Doe: No, not today. No, I don't think so.

PPD Dispatcher: Are you in your apartment right now?

Jane Doe: No, [REDACTED]

PPD Dispatcher: Okay.

Jane Doe: So they just put me in [REDACTED] until, uh, you guys get here.

PPD Dispatcher: Okay. And, uh, what's your name?

Jane Doe: [REDACTED]

PPD Dispatcher: And your last name?

Jane Doe: And I had, uh like, [REDACTED] I had a restraining order against him. And I, uh, we, he was trying to work things out and obviously he swindled me into getting back with him, cause he's a con, and this is what he does. And he made me drop all the charges, and the second I dropped everything he attacked me.

PPD Dispatcher: We're going to come meet you [REDACTED] and help you. Okay?

Jane Doe: Okay.

PPD Dispatcher: Um, is it just the main, is it like where the, like [REDACTED] is?

Jane Doe: I can open the door, but he's going to be looking out for you guys. Cause he knows I have no hesitation of calling you guys. And I know he's going to be like looking. And the second he sees you guys he's running. I'm just letting you guys know.

PPD Dispatcher: Okay. Um, does he ever fight officers?

Jane Doe: Um, I don't think he has but he's capable of it.

PPD Dispatcher: Okay.

Jane Doe: He's a ticking time bomb.

PPD Dispatcher: Is there a place in the complex he normally goes?

Jane Doe: Huh?

PPD Dispatcher: Is there a place in the apartment complex he normally goes, or waits out, or hides out?

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	<small>DATE/TIME WRITTEN</small> 03/01/2022 08:56	<small>CASE NUMBER</small> 2022-00005639
	<small>REPORTING OFFICER</small> Sheldon, Mark, Brian,	

Jane Doe: He will hide out in the room, but my room doesn't have a screen. And last night he was ready cause he took the phone from me, and he had his whole clothes ready, but he says if he sees you guys, he's jumping out, literally, the window.

PPD Dispatcher: Okay. Does he have access to your apartment? Like, does he have a key?

Jane Doe: He doesn't have my key.

PPD Dispatcher: Oh, okay.

Jane Doe: He has a code. We go by code, so I can change the code whenever, he has no access. He doesn't live there, it's my apartment.

PPD Dispatcher: Okay. So, there's no way he could get back in? He just could be somewhere on the property?

Jane Doe: He could be somewhere on the property, but once I lock that door, but I don't know, he can climb through my window and get back in. You know, I'm on the first floor.

PPD Dispatcher: Okay. And what's your phone number? The, [REDACTED] number?

Jane Doe: Yes.

PPD Dispatcher: Okay. Uh, so we're going to meet you over there. Um, if you see him before we get there or anything, just give us a call back. Okay?

Jane Doe: Okay.

PPD Dispatcher: And you're sure you don't need an ambulance?

Jane Doe: No, I'm fine. I mean, I have a little bruises here and there, but nothing like major. It's just honestly, it's just because it's [REDACTED]. I'm just so embarrassed.

PPD Dispatcher: I completely get it. We'll have someone meet though, okay?

Jane Doe: I live right in front of [REDACTED], literally.

PPD Dispatcher: Oh.

Jane Doe: So they're going to see the cops there and like, oh just don't even wanna, [REDACTED]

PPD Dispatcher: Yeah. Um, I'll have him give you a call when they're there, see if they can maybe meet you on the corner or something?

Jane Doe: Because if they go in the main entrance, he'll see them pulling in. They have to come in, like from, um, um, Owens, on the Owens side. And there's a way to get in the Owens side and come out the back versus them going on Willow. Because if they go on Willow, my windows right on Willow and he will see you guys.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/01/2022 08:56	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

PPD Dispatcher: Okay, okay. We'll let them know and then we'll have someone meet you over there. Okay?

Jane Doe: Okay. So just tell them not to go to [REDACTED] so I can wave them down.

PPD Dispatcher: Okay. Perfect. [REDACTED].

Jane Doe: Yes.

PPD Dispatcher: Alright. Thank you.

Jane Doe: All right. Thank you.

PPD Dispatcher: You're welcome. Bye.

Sheldon #194

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-00002175
2022-00002429
2022-

E V E N T	DATE REPORTED 02/25/2022	TIME 08:38	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT I RESPONDED TO A DOMESTIC VIOLENCE CALLED AND AUTHORED A RAMEY WARRANT FOR THE SUSPECT.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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V E H I C L E S	CASE VEHICLE #1							
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	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
02/25/2022

APPROVED BY
Shuffield, Robert Conrad 07/18/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/25/2022 08:38

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED VM	NAME/BUSINESS NAME 22-05639,				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
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EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/25/2022 08:38	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

The victim in this case will be referred to as Jane Doe. See confidentiality form for details on victim.

NOTIFICATION:

On 02/17/22 about 1151 hours I was working as a Detective in the Criminal Investigations Unit. I heard a call come over the radio for a domestic violence located at 4899 Willow Rd # [REDACTED] I heard over the radio Officer Jones and Officer Repetto arrive on scene. Over the next ten to fifteen minutes, I heard radio traffic from the involved officers, and it sounded like they had a domestic violence suspect in an apartment, and he would not come out. Sgt. Shuffield and I responded to the scene to see if we could assist in the investigation.

INITIAL INFORMATION:

Once I arrived on scene, I spoke with Officer Jones. Officer Jones advised me he spoke with Doe, and she advised him last night Cody Chavez who is her live-in boyfriend pulled her hair, pushed her to the ground, and placed a pillow over her face preventing her from breathing. Jones also told me Chavez locked Doe in a room and would not let her leave. Chavez also took Doe's cell phone preventing her from calling the police. Doe advised Jones that Chavez told Doe he would kill her if she called the police. Doe had a cut on the inside of her lower lip from the domestic battery.

Several attempts were made to contact Chavez with negative results. Doe advised Chavez was texting her saying why did you call the police. Having this information Jones believed Chavez was still in the apartment.

RAMEY WARRANT:

Based on the statement from the victim as well as the traumatic injury the victim sustained from Chavez, I believed there was probable cause that existed for 273.5 PC and 236 PC. I authored a Ramey warrant for Chavez, which was signed by the honorable judge Jason Chin at 1525 hours. Once the Ramey warrant was signed Sgt. Shuffield and I left the scene and returned to the station.

Sheldon#194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 03/25/2022	TIME 09:49	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT LT STOCKING INTERVIEW			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	IP	LT B. STOCKING,				AUDIO RECORDED
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
	10						

V E H I C L E S	CASE VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER		TYPE	COLOR			
	DESCRIPTION									
	PROPERTY VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER		TYPE	COLOR			
	DESCRIPTION									
	VALUE									

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
03/25/2022

APPROVED BY
Shuffield, Robert Conrad 07/19/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/25/2022 09:49

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED IP	NAME/BUSINESS NAME LT B. STOCKING,					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566								HOME PHONE (925)931-5100		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP					EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP					EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP					EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP					EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP					EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/25/2022 09:49	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to summarize Lt. Stocking's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-18-22 at 1912 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. Personnel present for the interview included Detective Sheldon (Lead Investigator), Sgt. Hunter (Administrative Sergeant), Sgt. Shuffield (CIU Sergeant), and Lt. Stocking.

Lt. Stocking's role in this call involved responding to the scene to assist with the tactical plan. Lt. Stocking declined to watch his body worn camera video prior to providing a statement.

I advised Lt. Stocking 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. Lt. Stocking acknowledged these rights and agreed to provide a statement. I asked Lt. Stocking some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Lt. Stocking's statement for more details.

LT STOCKING INTERVIEW:

Lt. Stocking has been a police officer with the Pleasanton Police Department for the last thirteen years. Lt. Stocking has been assigned to the SWAT team in several different capacities in the past ten years and he is currently the Tactical Commander for the SWAT team. Lt. Stocking has attended numerous tactical courses including basic SWAT, advanced SWAT, and Tactical Commander school. Lt. Stocking was assigned to the Criminal Investigations Unit as a Detective and completed an officer involved shooting investigation course, homicide investigation course, hostage negotiations course, and crisis intervention course. Lt. Stocking was the manager for the force options team in the past, which is a group of instructors that teach the department on many different force options including firearms, defensive tactics, taser instruction, and active shooter response training.

During recent trainings, the force options training group put a lot of emphasis on providing medical aid following use of force and de-escalation leading up to the use of force.

Lt. Stocking's current assignment is the Special Operations Lieutenant as well as the SWAT team commander, which he was assigned in July of 2018.

On 02-17-22 the SWAT team had a prearranged operation in Livermore. Lt. Stocking met with the team at Livermore PD about 0830. The SWAT team operation ended with the SWAT team arresting the violent felon without using any type of force. Lt. Stocking returned to the Pleasanton Police Department around noon. While driving back to the police station he heard a call of a domestic violence on the radio. Lt. Stocking looked at the call and noticed there had been previous calls of domestic violence at this residence. Once at the police station he heard Sgt Gora asking for more resources like the Alameda County Sheriff's drone team and a K9 officer to respond. Lt. Stocking heard over the radio the involved officers believed the suspect, Cody Chavez, was in the apartment and the victim of the domestic violence wanted to press charges against Chavez. Based on the resources Sgt. Gora was requesting, Lt. Stocking believed the incident could turn into a SWAT

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callout. Lt Stocking went into dispatch and gathered some history on Chavez. Lt Stocking knew there were several SWAT officers and sergeants at the station from the Livermore operation. Lt Stocking asked Sgt. Albert, Sgt Pittl, and Sgt Lewellyn to respond to the call with the Armored Rescue Vehicle (ARV). Lt Stocking responded to the scene in his work vehicle and met Lt Gamez and Sgt Gora at the command post.

Once Lt Stocking met with Lt Gamez, he observed Lt Gamez had a CSTI (Crime Suspect Threat Incident) diagram written up on the board. CSTI is commonly used in critical incidents to quickly assess what crime do you have, what resources you have, and what are your objectives. Lt Gamez had a lot of information on the board and appeared to be on top of all the information from the call.

The command post was set up approximately 40 to 50 feet from where the ARV was parked in front of Chavez's apartment. From the command post, Lt Stocking was not able to see the front door of Chavez's apartment, but he could see the front patio and front windows.

Lt Gamez gave Lt Stocking a rundown of the circumstances of the call and personnel on scene. Lt Gamez advised they had the robot on scene, the drone team on scene, they had several less lethal options including K9, FN 303, the bean bag shotgun, and the ARV.

Lt Gamez told Lt Stocking Chavez committed a domestic violence earlier in the morning of 02/17/22. During the incident, Chavez locked the victim in the apartment, wouldn't let her leave, and he wouldn't let her call the police. Chavez told the victim if she called the police, he would kill her. The victim in this case wanted to press charges and had been a victim of domestic violence in the recent past from Chavez. Lt Gamez told Lt Stocking there were a couple unserved restraining orders protecting the victim from Chavez. The victim was in a safe location in the leasing office of the apartment complex, and she wanted to press charges against Chavez.

The apartment Chavez was in was rented by the victim. Chavez recently moved in and had not lived in the apartment for long. Lt Stocking and Lt Gamez believed this was not a call they could walk away from. They believed if they walked away from this the victim would be in danger of being battered again or potentially killed.

The history checks on Chavez revealed he had several resisting arrests charges, weapons charges, fleeing from the police charges, and some domestic violence charges. Lt Stocking knew there was a possibility that Chavez would not comply with the police, but they had to take Chavez into custody. Lt Stocking knew they had a lot of time and resources at the scene, so they were going to proceed with the operation slowly. Lt Stocking was aware a Ramey warrant was being written, which gave them even more time.

Based on these factors Lt Gamez and Lt Stocking developed a plan to take Chavez into custody safely once the Ramey warrant was signed. Although Lt Stocking was the SWAT commander and there were numerous SWAT officers on scene, this was a patrol call and Lt Gamez oversaw the operation. Lt Stocking was there in a support role. Lt Stocking and Lt Gamez bounced ideas off each other throughout the entire call.

Early on when Lt Stocking was at the command post he suggested getting a crisis negotiator on scene to see if they could develop a rapport with Chavez, hoping to have Chavez surrender peacefully. Lt Stocking called in two Crisis negotiators - Officers Lengel and Furphy to assist with the negotiations.

Lt Stocking knew the Ramey warrant was being written and the crisis negotiators were enroute to the call, so he advised the personnel at the ARV to continue to make PA announcements to Chavez asking him to

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surrender. At some point the officers saw the blinds in the apartment move, so they believed Chavez was inside.

Once Officer Lengel and Furphy arrived on scene, they interviewed the victim and got another phone number for Chavez. Lt Stocking said Officers Lengel and Furphy went into a patrol car and attempted to call Chavez. Lt Stocking positioned himself between that patrol car and the command post so he could relay any information the negotiators might be getting from Chavez.

Officer Lengel was talking with someone on the phone for a little while, then he hung up. Officer Lengel advised he spoke with Chavez and Chavez told him he was in San Jose. Lt Stocking advised Officer Lengel to continue to call Chavez and talk with him. Officer Lengel continued to call Chavez and again was successful in speaking with Chavez. Chavez eventually hung up the phone before they could get him to come outside peacefully.

Sgt. Pittl, Sgt Gora, Lt Gamez, the drone team, K9 handler, negotiations, and Lt Stocking developed a plan to proceed. The ultimate goal of their plan was to have Chavez surrender peacefully and take him into custody for the multiple felony charges. Lt Stocking knew going into someone's home is dangerous for everyone involved including the suspect. There was never a plan to go inside the apartment to arrest Chavez. The goal was to get him to come out of the apartment so the officers could safely arrest him outside.

The first plan they developed was to breach the front door and use the robot to keep the door from closing. Once the front door was breached, the team would fall back and the drone team would send the drones into the apartment. The drones would give active intelligence on where Chavez was inside the apartment and see if he was armed. The robot also was another way to communicate to Chavez since it has the capability to have a two-way conversation. They were going to move Officer Lengel and Officer Furphy up closer to help with communicating with Chavez.

The contingency plan if they were not able to breach the front door was to break out a window and send the drones into the apartment through the open window. If they were not able to get Chavez to exit the apartment from these efforts, they were going to introduce chemical agents into the apartment hoping Chavez would then surrender. The last resort would have been sending a team of officers into the apartment to apprehend Chavez.

They evacuated the adjacent apartment - apartment [REDACTED]. They asked the resident of [REDACTED] if they could use his apartment to do a walk through to get an idea of what the floor plan of apartment # [REDACTED] was. Some of the officers, the drone team, and the K9 handler went into the apartment and did a walk through.

Once the Ramey warrant was signed, Lt Stocking checked with Officers Lengel and Furphy to see if they were able to contact Chavez. Officer Lengel said he was having a good conversation with Chavez, but Chavez abruptly ended the conversation and hung up about 1523 hours.

Once the Ramey warrant was signed and they lost communication with Chavez, they decided to implement phase one of the plan. A team of officers, including Sgt Pittl, approached the front door of the apartment with the robot and the ram. Lt Stocking was not able to see the front door from where he was, but he heard over the radio the front door was breached and they attempted to place the robot into the apartment.

Lt Stocking was still in a position where he could not see the front door, but he could see the drone video which was flying overhead. Lt Stocking saw the breach team move back to the ARV after breaching the front

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door and then he heard over the radio the suspect was trying keep the robot from coming into the apartment. Lt Stocking couldn't see everything from his view of the drone video and his view from where he was at. He was hearing over the radio Chavez was kicking the robot and preventing it from getting in the apartment and keeping the front door open. At this point Lt Stocking considered using the K9 to apprehend Chavez if there was an opportunity, but officers on scene advised he had something in his hand. One of the officers advised Chavez had a knife in his hand and that is why they did not deploy the K9.

Lt Stocking said the next thing he heard was Chavez coming out of the apartment and officers yelling at him to show his hands. Someone announced over the radio that Chavez had a knife and then Lt Stocking heard what he initially believed to be less lethal rounds being fired. Lt Stocking thought the rounds were from the less lethal beanbag shotgun and the FN 303. The next thing Lt Stocking heard on the radio was "shots fired." When he heard this announcement, Lt Stocking realized some of the shots he heard were rifle rounds.

Lt Stocking looked to the front of the apartment and observed Chavez laying on the ground. Lt Stocking grabbed a medical bag and ran over to assist with providing aid to Chavez. When Lt Stocking assessed Chavez, he observed Chavez had a large hole in his head with brain matter lying next to his head. Lt Stocking put on his medical gloves, but before he was able to render aid, he was relieved by paramedics.

Lt Stocking was informed by personnel on scene that two officers fired less lethal rounds and two officers fired their rifles. Those officers were identified, separated, and transported to the station. Lt Stocking remained managing the scene until 2200 hours.

Lt Stocking explained he did not believe Chavez wanted to negotiate or de-escalate this situation. The officers were there for over three hours. While they were there, they attempted to contact him by phone, at the front door of his apartment, and by verbal commands to exit peacefully through the PA system. Chavez had three hours to surrender, and he decided not to surrender. Rather than surrendering, Chavez chose to charge at a group of officers with a knife.

Lt Stocking believed if Chavez was attempting to escape, he would have run to his left where there was an avenue of escape. Instead, Chavez decided to run right where the most officers were standing, and he had the least possibility of escaping.

For more details see attached transcript.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 05/24/2022	TIME 16:05	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

Lt. Gamez interview

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:			

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 05/24/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 05/24/2022 16:05	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to summarize Lt Gamez's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-19-22 at 1420 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. Personnel present for the interview were Detective Sheldon (Lead Investigator), Sgt. Shuffield (CIU Sergeant), Sgt. Hunter (Administrative Sergeant), Officer Emmett (Observer), and Lt Gamez.

INTERVIEW WITH LT. GAMEZ

Lt Gamez is assigned to patrol and he was the watch commander on 02/17/22. Lt Gamez responded to the scene and was the incident commander for this call. Lt Gamez declined to watch his body worn camera video prior to providing a statement.

I advised Lt Gamez 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. Lt Gamez acknowledged these rights and agreed to provide a statement. I asked Lt Gamez some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Lt Gamez's statement for more details. Lt Gamez told us the following in summary:

Lt Gamez advised us he heard the call of a domestic violence being dispatched and heard Officer Jones ask for more officers and a supervisor. This piqued Lt Gamez's interest due to Officer Jones asking for a supervisor. At this point Lt Gamez believed this situation may require additional resources and he responded to the scene to assist. When Lt Gamez arrived, he observed officers surrounding the apartment. The apartment the suspect was in was near the Willow Rd entrance to the apartment complex.

Lt Gamez met with Sgt Gora. Sgt Gora asked Lt Gamez to block the entrance to the apartment complex with his vehicle to prevent vehicles from entering the apartment complex. Sgt. Gora gave Lt Gamez the details of the call and Lt Gamez set up the incident command northeast of the apartment in the parking lot. Sgt Gora advised the victim was in the leasing office of the apartment complex and the suspect, Cody Chavez, was most likely in apartment [REDACTED]. Sgt Gora advised Chavez was wanted for 273.5 PC and 236 PC. Sgt Gora detailed to Lt Gamez why they believed Chavez was in the apartment – the officers observed someone in the apartment and the victim advised dispatch Chavez texted her telling her to tell the police to leave.

Lt Gamez said the drone team from the Alameda County Sheriff's Office was requested and responded. Once the drone team arrived, they developed a plan to breach the front door and get the drones into the apartment to gather intelligence about where Chavez was in the apartment and whether he was armed.

While the incident was developing Lt Gamez was in the command post writing on a whiteboard all the officers on scene and their responsibilities. Lt Gamez wanted to have a mixture of less-lethal and lethal tools available in case Chavez exited the apartment.

Sgt Shuffield from the investigations unit arrived and suggested the officers obtain a Ramey warrant for Chavez's arrest prior to executing the breach of the apartment. Lt Gamez agreed.

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Lt Gamez said everything slowed down while the Ramey warrant was being obtained. This gave the officers time to try and deescalate the situation and convince Chavez to surrender peacefully. Officers and sergeants from the SWAT team heard the call developing and asked Lt Gamez if he wanted them to respond in the Armored Rescue Vehicle (ARV). Lt Gamez requested they respond with the ARV. Those officers arrived at the scene a short time later in the ARV. Once the ARV arrived on scene, they parked it directly in front of apartment number [REDACTED] and made numerous PA announcements for Chavez to surrender peacefully. Lt Gamez said they used multiple different officers on the PA giving announcement hoping one of the officers could convince Chavez to surrender peacefully.

Once the ARV arrived Sgt Pittl took over the tactical plan for the incident. While Sgt Pittl and some other sergeants were developing a plan, Lt Gamez noticed they had two crisis negotiation team members (CNT) were on duty, so he had them respond to the incident. Lt Gamez thought if they could contact Chavez, they could convince him to come out of the apartment peacefully and surrender.

The CNT team arrived and debriefed the victim about the incident. They gathered another phone number for Chavez. The CNT team contacted Chavez by phone, but they were not able to convince Chavez to exit the apartment.

Lt Gamez advised while they were waiting for the Ramey warrant to get signed, they all worked together in reevaluating the situation and developing plans and contingency plans.

I asked Lt Gamez was there any talk of walking away from this situation. Lt Gamez explained he had considered this option. As a supervisor and a watch commander he had walked away from calls in the past. In this case, Lt Gamez advised this was the second time the victim had been assaulted by Chavez in the past two months. Lt Gamez believed they needed to put an end to the cycle of violence or it would escalate. He believed if they walked away, the victim would have been in jeopardy of becoming a victim of further domestic violence or worse.

Lt Gamez talked about a recent case out of Utah where the police were called to a domestic violence call, and they contacted the two involved people. The victim admitted to being the victim of domestic violence, but the police did not arrest the suspect. The victim was later found dead and killed by her boyfriend who assaulted her in the Utah incident.

Lt Gamez explained that these types of incidents have a lot of emotion and they did not want to walk away from this call and the victim end up killed.

Once the Ramey warrant was signed, he worked with Sgt Pittl and Lt Stocking in developing the plan to safely take Chavez into custody. Knowing the SWAT robot had two-way communication capability, they developed a plan to get the robot into the apartment to attempt to communicate with Chavez. They also planned to use the robot to keep the front door open so the drone team could fly in the apartment to gather intelligence. Lt Gamez said if they got intelligence Chavez was not armed, they would give K9 announcements to Chavez. Lt Gamez said in his experience most people surrender peacefully when they know a K9 was going to apprehend them. If they developed intelligence that Chavez was armed, they would pull back and continue to try and communicate with Chavez.

Lt Gamez said once the team breached the front door, he heard on the radio that someone was inside apartment shutting the door on the robot. From where Lt Gamez was in the command post he was not able to

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see the front door of the apartment. Lt Gamez said officers advised over the radio they positively identified Chavez at the front door and advised he had a knife in his hand. Lt Gamez was close enough to hear what the officers were saying to Chavez, and they were all giving commands for Chavez to drop the knife. The breach team retreated giving them time and distance from Chavez.

At this point with Chavez armed with a knife, the officers were going to try to deescalate the situation and try and communicate with Chavez. Lt Gamez never had a plan to go into the apartment and apprehend Chavez.

While officers were executing the plan, Chavez unexpectedly exited the apartment. Lt Gamez could not initially see Chavez exit the apartment because the front door was set back. Once Chavez made it to the patio area, Lt Gamez could see Chavez. Once Chavez got to the patio area, he ran directly at a team of officers who were breaching the front window.

Lt Gamez advised the ultimate goal in this call was to have Chavez surrender peacefully and be taken to jail for the domestic violence charges. Lt Gamez said in any operation or call for service the goal is have a peaceful solution and he added Chavez's actions prevented that from happening. Lt Gamez said the officers on scene reacted to Chavez's threat of running at them with a knife and they had no other alternative. They attempted to deescalate the situation for hours and Chavez made the decision to exit the apartment with a knife and run at officers. The officers initially reacted with less lethal options. When those tools were ineffective, the officers had no other option but to use lethal force to stop the threat of injury or death to officers.

Lt Gamez said Chavez had a clear path to attempt to escape if he turned left on the patio. Instead, Chavez ran directly toward the team of officers. Lt Gamez did not believe Chavez was attempting to escape based on his actions.

After the shooting, Lt Gamez organized the crime scene, isolated the involved officers, and arranged for them to be transported to the station to maintain the integrity of the investigation.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 03/09/2022	TIME 07:20	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT INTERVIEW WITH SGT. GORA			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	IP	SGT GORA,				AUDIO RECORDED
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
03/09/2022

APPROVED BY
Shuffield, Robert Conrad 07/19/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/09/2022 07:20

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED IP	NAME/BUSINESS NAME SGT GORA,				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566							HOME PHONE (925)931-5100	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/09/2022 07:20	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to summarize Sgt. Gora's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-23-22 at 1541 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. Personnel present for the interview were Detective Sheldon (Lead Investigator), Detective Habib (Investigator), Sgt. Hunter (Administrative Sergeant), and Sgt. Gora.

Sgt. Gora's role in this call the patrol supervisor for the initial call for service. Sgt. Gora declined to watch his body worn camera video prior to providing a statement.

I advised Sgt. Gora 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. Sgt. Gora acknowledged these rights and agreed to provide a statement. I asked Sgt. Gora some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Sgt. Gora's statement for more details.

INTERVIEW OF SGT. GORA:

Sgt. Gora was working his normal patrol shift Monday through Thursday from 0600-1600 hours. Sgt. Gora heard a call for domestic violence being dispatched and knew Officers Repetto and Jones were responding. The victim and suspect were separated, but the victim worked [REDACTED]. Once the officers got on scene Officer Jones asked for Sgt. Gora and another officer respond to respond to assist. Sgt Gora responded to 4899 Willow Rd. near apartment # [REDACTED]

Sgt. Gora arrived on scene and met with Officer Jones. Officer Jones explained the domestic violence occurred late night on 02-16-22 into the early morning on 02-17-22. Officer Jones said the suspect assaulted Doe and she had a "busted lip." The suspect damaged Doe's phone, locked her in a bedroom, and told her if she called the police, he would kill her. Based on the information the victim provided to Officer Jones and her injuries, Sgt Gora believed there was probable cause to arrest the suspect for violation of 273.5 PC, 236 PC, 422 PC, 591.5 PC, and possibly 207 PC.

Officer Jones told Sgt. Gora the suspect was in the victim's apartment and he lives there with her. Officer Jones advised Sgt. Gora the suspect had removed the screen to one of the back windows so he could flee if the police arrived. Doe advised there should not be anyone else in her apartment besides the suspect.

At some point the suspect was identified as Cody Chavez. A picture was passed around so all officers on scene knew what the suspect looked like. Dispatch ran Chavez's criminal history and reported he had some resisting arrests charges, domestic violence charges, and other violent crimes. Chavez had previously been on parole.

At this point, the officers on scene were Batt, Repetto, Jones, Koumiss, and Sgt. Gora. The officers planned to contain the apartment then make a call inside to speak to Chavez. It turned out they had the wrong phone number for Chavez so that plan did not work. The next plan was to keep containment on the apartment then

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/09/2022 07:20	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

knock at the front door to see if Chavez would answer the front door. When the officers went up to the front door, the officers in the rear (Officers Batt and Koumiss) advised they observed movement in the apartment.

Officer Koumiss had a less lethal FN 303 and Officer Batt had his handgun. They were covering the rear window of the apartment that the screen was taken off. Officer Repetto was assigned a less lethal weapon at the front door and Officer Jones was his lethal cover with a handgun.

Officer Jones knocked on the front door and announced the presence of the police department. Officer Batt and Koumiss again advised they saw someone look out the rear window then close the window. They made multiple announcements and knocked multiple times with no response from anyone inside. Based on the fact they now knew someone was inside the apartment and they believed it was Cody Chavez the officers wanted to open the front door to establish communication with Chavez. Officer Jones obtained a code to the electronic lock on the door to unlock it.

Officer Jones used the code to try and unlock the front door. When Officer Jones input the code, the door would start unlocking then then lock again. Officer Jones tried this several times with the same result. They believed someone was locking the door immediately from the inside once the code unlocked the door. The officers were continuously giving verbal announcements to Chavez while they were trying to open the front door.

Dispatch was on the phone with Doe and she told them Chavez was texting her asking her why she called the police. This was another reason they believed Chavez was in the apartment.

Sgt. Gora asked for a K9 unit to assist as well as the Alameda County Sheriff's Office drone team. Officer Martens responded from the station with his K9 partner. Once Officer Martens arrived, Sgt. Gora planned to breach the front door and make K9 announcements inside the apartment. Sgt. Pittl heard the call developing on the radio and advised he would respond with the ARV (Armored Rescue Vehicle).

Officer Martens and Sgt Pittl arrived a short time later. Between the time they attempted to unlock the front door and the time the ARV arrived, the officers were using the patrol car's PA system to repeatedly ask Chavez to exit the apartment and surrender peacefully. There was a lot of vehicle traffic in the complex, so the officers blocked off the entrances and attempted to prevent people from getting close to the incident.

Lt Gamez arrived and established a command post. Once the ARV arrived, Sgt. Gora had them position the ARV in front of the apartment to provide cover and concealment from the apartment. Sgt. Gora, Sgt. Pittl, Lt Gamez, and Lt Stocking began discussing the incident and developing a plan. The officers evacuated the resident in the adjacent apartment - [REDACTED] They used the ARV's PA system and continued to give verbal orders to Chavez to exit the apartment.

Crisis Negotiation Team (CNT) members responded to the scene and began working to establish communication with Chavez. CNT was able to get a working phone number for Chavez and contacted him by phone. Chavez advised he was not in the apartment and was in San Jose. Based on all the circumstances, the officers did not believe Chavez was in San Jose and believed he was in the apartment.

At this point Sgt. Pittl, Lt Stocking, and Lt. Gamez took over the tactical plan and Sgt. Gora assisted with managing patrol resources. Once Chavez was taken into custody, Sgt. Gora planned for patrol officers to resume the investigation and transport Chavez to Santa Rita Jail if appropriate.

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	REPORTING OFFICER Sheldon, Mark, Brian,	

Sgt. Shuffield from the Criminal Investigations Unit arrived and suggested the officers obtain a Ramey warrant for Chavez's arrest prior to making further attempts to take Chavez into custody. While the Ramey warrant was being obtained, officers continued giving announcements over the ARV's PA system.

The personnel that were on scene at this point included Sgt. Pittl (SWAT), Sgt. Albert (SWAT), Sgt Lewellyn (SWAT), Officer Martens (K9), Officer Jewell (SWAT), Officer Kroutil (SWAT), Officer Leonardo (SWAT), Officer Guillermo (SWAT), Officer Repetto (Patrol), Officer Jones (Patrol), Officer Batt (Patrol), and Officer Koumiss (Patrol).

Sgt. Gora advised this was not an activation of the SWAT team, but they did have a lot of SWAT personal and equipment on scene.

The team developed a plan to breach the front door of the apartment to get a robot into the apartment and wedge the front door open. The breaching team included Sgt. Pittl with a handgun and shield, Officer White with a less lethal FN 303, and Officer Jones with the robot. The team approached the front door and breached it with a ram. The officers attempted to get the robot into the front door. Sgt Gora was at the front of the ARV and had a clear view of the front door. When the front door was breached and they were trying to get the robot into the apartment, Sgt. Gora could see someone from inside the apartment attempting to close the door and prevent the robot from getting into the apartment. The team backed away from the front door and returned to the ARV.

Sgt Gora remained at the front of the ARV near the front passenger side tire. Sgt Albert was next him. Officer Jewell was in the turret. Officer Jewell advised he positively identified the subject inside the apartment as Cody Chavez. From Sgt Gora's point of view, it appeared Chavez was barricading the front door.

There was an officer at the rear of the ARV who had an FN 303 less lethal weapon, but none of the officers at the front of the ARV had a less lethal weapon. Sgt. Gora asked Officer Repetto to get a less lethal shotgun so they had options if Chavez came out of the apartment. Officer Repetto positioned himself at the front of the ARV next to Sgt Gora and Sgt Albert.

A short time later, Chavez walked out of the front door. Officer Jewell ordered Chavez to drop the knife several times. Sgt Gora saw Chavez take a few steps forward and then Sgt Gora saw Chavez had a knife in his hand. Sgt Gora was not sure which hand Chavez had the knife in. The knife was a large knife and completely black. Based on Chavez's actions and the surrounding circumstances, Sgt. Gora instinctively thought Chavez may stab himself in the neck or run at the officers with the knife.

Sgt Gora had his handgun out and he told himself if Chavez got to a certain point, he was going to have to shoot Chavez to prevent Chavez from stabbing Officer Repetto and killing him. Sgt Gora's perception of everything slowed down and he was able to process everything that was occurring. Instead of turning left toward Sgt Gora and Officer Repetto, Chavez looked to his right and ran towards the "break and rake" team. Sgt Gora heard Officer Repetto fire two shots from the less lethal shotgun. He said he saw Officer Repetto fire one round then he saw him rack another round and fired that round too. Sgt Gora then heard a distinct sound of suppressed gunfire. Sgt Gora heard multiple suppressed rounds and he looked up at Officer Jewell in the ARV turret and saw his rifle smoking. Sgt Gora estimated Chavez was about 10 feet from the break and rake team at his closest point. There were other officers at the back of the ARV that he was running towards.

Sgt Gora did not believe Chavez was attempting to escape. If Chavez was attempting to escape, the direction with the least resistance would have been to his left, but he chose to run directly at the break and rake team.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/09/2022 07:20	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

Sgt Gora believed Officer Jewell had no other option than to shoot Chavez because everything happened so fast. Officer Jewell protected the break and rake team who had one officer with less lethal and another officer with the rake in his hand. They were not able to protect themselves from a subject running at them with a large knife. Sgt Gora believed Chavez created this situation in many ways, which Sgt Gora detailed:

Chavez battered his live-in girlfriend
Chavez declined to communicate with several different attempts made by several different officers
Chavez closing the door on the robot, which would have given us another form of communicating.
Chavez exited the apartment and could have just given up and surrendered peacefully. Instead, he ran at a group of officers with a large knife.

Sgt Gora believed Chavez was clearly attempting to get the police to shoot him and forced the officers to use deadly force.

I asked Sgt Gora if he ever considered walking away from this call. Sgt Gora laid out his reasoning for why the officers could not leave without arresting Chavez, including:

There was a violent felony committed.

This was a very violent act Chavez committed and he had been arrested for the same thing recently.

The suspect was in Doe's apartment.

Knowing the cycle of violence Sgt Gora believed he had an obligation to keep Doe safe from another attack.

Chavez told Doe he would kill her if she called the police and now he knows the police have been called.

Sgt Gora's ultimate goal was a peaceful resolution with Chavez surrendering to the police and completing the investigation. The officers used all the resources available for this to happen, but ultimately Chavez decided not to communicate with the police and decided to exit the apartment with a large knife and charge at a group of officers. Sgt Gora believed Chavez knew exactly what he was doing when he came out of the apartment with the knife and he believed Chavez committed "suicide by cop."

See attached transcript for more details.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 03/17/2022	TIME 13:06	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT INTERVIEW WITH SGT PITTL			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	IP	SGT PITTL,				AUDIO RECORDED
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
03/17/2022

APPROVED BY
Shuffield, Robert Conrad 07/19/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/17/2022 13:06

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED IP	NAME/BUSINESS NAME SGT PITTL,				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566						HOME PHONE (925)931-5100		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
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EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	<small>DATE/TIME WRITTEN</small> 03/17/2022 13:06	<small>CASE NUMBER</small> 2022-00005639
	<small>REPORTING OFFICER</small> Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to summarize Sgt. Pittl's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-19-22 at 1552 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. Personnel present for the interview were Detective Sheldon (Lead Investigator), Sgt. Hunter (Administrative Sergeant), Sgt. Shuffield (CIU Sergeant), and Sgt. Pittl.

Sgt. Pittl's role in this incident included responding to the scene with the ARV (Armored Rescue vehicle) and helping with developing the tactical plan. Sgt Pittl was also an active participant in executing the plan. Sgt. Pittl declined to watch his body worn camera video prior to providing a statement.

I advised Sgt. Pittl 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. Sgt. Pittl acknowledged these rights and agreed to provide a statement. I asked Sgt. Pittl some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Sgt. Pittl's statement for more details.

INTERVIEW WITH SGT PITTL:

Sgt Pittl is a team leader on the East County Tactical Team (SWAT) and has been on the SWAT team for over 10 years. Sgt Pittl has been to numerous tactical classes, including tactical commander schools and tactical manger schools. Sgt Pittl is on the department's Force Options team, which is a group of instructors who teach the department de-escalation, arrest and control techniques, firearms, and ARV operations. In the force options training, instructors develop different scenarios for the department. The training scenarios always incorporate a de-escalation portion of the scenario.

Sgt Pittl is normally assigned as a patrol supervisor, but on 02/17/22 he was not working his normal shift. Sgt Pittl and the SWAT team conducted an operation in Livermore earlier in the day. After the operation concluded, the involved officers returned to the police station. At the police station, Sgt Pittl was contacted by Lt Stocking, who advised him of the developing call. Sgt Pittl was tasked with preparing the ARV in case it was needed.

Sgt Pittl was aware of the call, due to hearing the radio traffic and reading the CAD notes from the call. Sgt Pittl learned it was a domestic violence call and the suspect, Cody Chavez, was not coming out of the apartment and had barricaded in the apartment. Sgt Pittl, Sgt Albert, and Sgt Lewellyn responded to the scene in the ARV. The officers brought their SWAT equipment, including SWAT rifles, less lethal options, the robot, and breaching tools.

Officer Guillermo and Detective White had just returned to the station from the Livermore SWAT operation, so Sgt Pittl asked them to respond to the scene and assist with this call.

Sgt Pittl, Sgt Albert, and Sgt Lewellyn arrived on scene with the ARV and parked it directly in front of 4899 Willow Rd # [REDACTED]. The reason they parked the ARV in front of the apartment was to give the officers on scene a safe zone from any threats that might come from the apartment.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/17/2022 13:06	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

Sgt Pittl placed Sgt Albert in the turret to monitor the apartment. Sgt Pittl assigned Detective White to deploy a less lethal weapon to cover the front of the apartment. Sgt. Pittl assigned Officer's Leonardo, Kroutil, and Jones to the rear of the ARV as an arrest team. He assigned Officers Batt and Koumiss to the rear window of the apartment with lethal and less lethal weapon systems. The initial plan was to contain the scene while a more detailed plan was implemented.

Sgt Pittl met with Sgt Gora, Lt Gamez, and Lt Stocking to get more information about the call. Sgt Pittl gathered all the information that was known at the time as well as what they had done already up to this point. Sgt Pittl learned Chavez assaulted his live-in girlfriend and the girlfriend was outside the apartment in a safe location. Officers attempted to contact Chavez by calling him, knocking on the front door, and using a code to open the front door of the apartment without success.

The supervisors planned to try and contact Chavez via phone or other means. If that was unsuccessful, they would breach the front door and insert the robot into the apartment to communicate with Chavez. The robot was going to be used for two reasons, the first was to communicate with Chavez and the second was to prevent the front door from closing.

They had a K9 respond to the scene as another option if Chavez refused to exit the apartment. They also arranged for the Alameda County Sheriff's Office drone team to respond.

At some point CIU Detectives got involved and were writing a Ramey warrant for Chavez's arrest. As they waited for the Ramey warrant to be written Sgt Pittl had officers giving continuous announcements over the ARV PA system for Chavez to surrender. Officers rotated giving PA announcements and they also gave PA announcements in Spanish in case Chavez didn't understand English. They believed Chavez understood English, but to be safe they did announcements in Spanish as well.

Crisis Negotiation Team (CNT) members arrived and attempted to contact Chavez via cell phone. When CNT was trying to communicate with Chavez, they stopped the PA announcements so Chavez could focus on talking with CNT. CNT made contact with Chavez by cell phone. Chavez told them he was not in the apartment, and he was in San Jose.

While the Ramey warrant was being written Sgt Pittl was designating officers for their duties and going over contingency plans for different scenarios. All officers on scene were given photograph of Chavez.

Officers evacuated the sole occupant from apartment [REDACTED] for his safety. With the occupant's permission, they used apartment [REDACTED] to walk through and get a layout of how apartment [REDACTED] was arranged. The officers did a lot of briefing and rehearsal of how they were going to breach the front door and insert the robot into the apartment. None of the planning involved officers entering the apartment to search it or apprehend Chavez. Sgt Pittl knew at some point they may have to make entry into the apartment, so they used that walk through of apartment [REDACTED] as a rehearsal. While in the apartment they went through different contingencies that they might encounter while inside the apartment. The drone team members also entered apartment [REDACTED] to get a layout of the apartment.

The plan evolved into breaching the front door, inserting the robot and drones into the apartment. If they were unable to communicate with Chavez and he was not armed, they would make K9 announcements into the apartment and if the situation presented itself use the K9 to enter the apartment and locate Chavez. The reason they planned to utilize the K9 into the apartment and not officers was because it is much safer for the

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officers and Chavez. Sgt Pittl knew if Chavez had a weapon and was met by an officer in his apartment, this might lead to a lethal force situation. By utilizing a K9, the officers would have more options to avoid using lethal force against Chavez. These options included pulling back, reassessing the situation, and utilizing other tools.

The Ramey warrant was eventually signed, authorizing the arrest of Chavez for two felonies - 273.5 PC (domestic battery) and 236 PC (false imprisonment). Once the Ramey warrant was signed, Lt Stocking and Lt Gamez had Willow Rd closed to vehicle traffic, so the scene was more secure from civilian traffic.

When the scene was secure, Lt. Stocking directed officers to breach the front door and insert the robot. The breaching team moved to the front door of the apartment. The team was Sgt Pittl with lethal cover and a shield, Officer White with a less lethal FN 303, and Officer Jones with the ram (breaching tool).

Officer Jones was able to breach the front door and the robot was placed at the threshold of the doorway. Sgt Lewellyn was operating the robot and drove it into the apartment, but the door immediately closed on the robot. Sgt Pittl noticed the door did not bounce like it rebounded off a wall. He could tell someone was behind the door pushing it closed. The breaching team started giving commands for Chavez to come to the front door and surrender. Nobody came out of the apartment, so the team retreated to ARV.

Chavez was focused on the team at the front door and getting the door closed. Sgt Pittl believed this would be a good opportunity to find another entry point into the apartment. Sgt Pittl organized a team of four officers to "break and rake" the front window. The team was comprised of Officer Jones (break and rake tool), Officer Leonardo (lethal cover), Officer Kroutil (lethal rear guard), Officer White (FN 303 less lethal). Sgt Pittl requested the team break out the window and get the blinds down so they could see in the apartment and get the drones inside the apartment. Sgt Pittl also thought if they opened that front window it would give them a better possibility to communicate with Chavez face to face and have him peacefully surrender. The open window would also allow the use of a throw Bot, which are mini robots that they could throw into the apartment to gather intelligence.

Once Lt Stocking authorized the team to break out the window, the team moved up to the window and started breaking the window.

Sgt Pittl was located behind the ARV, looking through the open passenger door through the driver's side window. He had a view of the front door. While the break and rake team was breaking out the window, officers were yelling to Chavez to exit the apartment with his hands up and surrender. Sgt Pittl recognized there were too many officers giving verbal commands, so he ordered Officer Jewell to be the only officer to give commands.

Chavez exited the front door and Officer Jewell immediately recognized the subject as Chavez. Officer Jewell announced that he identified the subject as Chavez to the other officers on scene.

Officer Repetto was at the front of the ARV with a less lethal shotgun. Officer Guillermo was also at the front of the ARV with his SWAT rifle. Both officers had their weapons pointed at the front door when Chavez exited the apartment.

Sgt Pittl saw Chavez and positively identified the subject who exited the apartment as Chavez from the photograph he saw earlier. Sgt Pittl did not immediately see that Chavez was holding a knife because he was looking at Chavez through a small window. Sgt Pittl heard a lot of officers yelling at Chavez to drop the knife,

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but Sgt Pittl never saw the knife. Sgt Pittl heard a shotgun fire, saw Chavez get hit with a less lethal shotgun round, and Chavez winced. Sgt Pittl knew the sound was from the less lethal shotgun from his training and experience and believed Chavez wincing was from being hit by the less lethal shotgun round.

Chavez continued out of the apartment and made a right turn toward the break and rake team. Sgt Pittl moved from the back of the ARV and toward the direction Chavez was running. While Sgt Pittl was moving from the passenger side window to the back of the ARV, he heard the sounds of FN 303, less lethal shotgun, and suppressed rifle rounds. Once Sgt Pittl made it around the back of the ARV, he saw Chavez laying on the ground.

Once Sgt Pittl saw Chavez on the ground, he attempted to render medical aid to him. Sgt Pittl immediately saw Chavez had a major head wound. From Chavez's injuries, Sgt Pittl believed one of the suppressed rifle rounds must have hit Chavez in the head. Based on his experience, Sgt. Pittl knew anyone with this kind of wound was not going to survive. Sgt Pittl placed Chavez in a recovery position to help him breath because he was gargling. Sgt Pittl asked for a medical kit and an AED, but before that arrived paramedic were on scene. The fire Department as well as Falck were tagging close by so when this occurred, they responded within a minute. Sgt Pittl advised they took over care for Chavez and he backed away.

Once Sgt Pittl backed away from Chavez, he saw a knife laying on the ground about three to four feet from Chavez's feet. The knife was eight to ten inches in length with a black handle.

The officers immediately secured the crime scene and officers marked evidence with evidence markers. Officer Jewell came down from the turret and advised Sgt Pittl he was one of the shooters. Officer Jewell, Officer Guillermo, Officer White, and Officer Repetto were all separated and then taken back to the police station. Sgt Pittl stayed on scene and assisted with CIU's investigation.

Sgt Pittl believed if Chavez wanted to escape, he would have run to his left where he had more of an opening. Instead, Chavez chose to run to the right with a knife where four officers were breaking the window. Sgt Pittl believed Chavez had the present ability, intent, and opportunity to severally injure or kill one of the officers he was running at with the large knife.

Sgt Pittl has been on the SWAT team for more than 10 years and has been a police officer for more than 12 years. In any call for service or SWAT operation the goal is for the suspect to surrender peacefully and have everyone go home safely. In this incident, Chavez decided to come out of the apartment with a knife and run towards a group of officers, which gave the officers no other alternative but to use lethal force to stop the threat posed by Chavez.

For more details on Sgt Pittl's statement refer to the attached transcript.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(\$)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Barcelo Supplemental #4
Interview with Officer Jewell.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY
☐ JUVENILE PROBATION
☐ CHILD PROTECTIVE SERVICES
☐ CITY ATTORNEY
☐ ADULT PROTECTIVE SERVICES
☐ CODE ENFORCEMENT
☐ US POSTAL INSPECTORS
☐ STREETS
OTHER:

REPORTING OFFICER Barcelo, Ricky, Edward,	DATE WRITTEN 02/17/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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Notification:

On 2/17/22 at about 1539 hours, I was working as a Detective assigned to the Criminal Investigations Unit when I heard over the radio an officer involved shooting occur at 4899 Willow Road, Apt. # [REDACTED] Officer Jewell was identified as one of the officers involved in the shooting. He was transported to the Pleasanton Police Department.

On 2/18/22 at approximately 0230 hours, I met with Officer Jewell in the back conference room located at the police department to interview him regarding the incident.

Present During Interview:

Officer Brian Jewell

Doug Foley- Attorney RLS

Mark Bennett-Alameda County Deputy District Attorney

Phil Green-Inspector Alameda County District Attorney

Sergeant Jason Hunter-Pleasanton PD

Sergeant Robert Shuffield-Pleasanton PD

Interview with Officer Brian Jewell:

Before obtaining a statement from Officer Brian Jewell, I told him he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not feel comfortable answering. I told him this was a voluntary statement provided by him regarding the incident being investigated. When asked if he understood, he stated, "I do".

Officer Jewell stated he was hired by Pleasanton PD in 2016 and attended the Alameda County Sheriff's Office academy and graduated in March of 2017. Additionally, Officer Jewell completed 16 weeks of field training. Aside from the academy, Officer Jewell stated he had training in crisis intervention, use of force, SWAT, and other miscellaneous advanced training. Officer Jewell said he was a force options instructor which encompassed application of different uses of force such as de-escalation, taser, less lethal weapons, and firearms.

Officer Jewell said he attended CIT (Crisis Intervention Training) in 6/15/17 at the Oakland Police Department based on his training file history. Officer Jewell said the training involved de-escalation techniques.

Officer Jewell said he did not have a second job, did not take any medication, did not consume any alcoholic beverages within the last 24 hours, and did not have any medical conditions that prevented him from carrying out his duties as a police officer.

Officer Jewell said he has been a police officer for approximately 5 years. He holds a collateral assignment as a Field Training Officer, where he provides training to new officers.

Officer Jewell said he had slept the night before for approximately 8 hours. On the day of the incident, Officer Jewell's shift started at 1400 hours and was 10 hours long. Before the start of his shift, Officer Jewell said he

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woke up in the morning, spent time with his family, then went to the police department to use the gym. There were no stressful or unusual events that occurred.

Officer Jewell stated after he was done working out, he walked into the locker room and a fellow patrol officer on his team told him he was instructed by his sergeant to get dressed and become available because there was a barricaded domestic violence suspect. Officer Jewell got dressed, gathered his equipment, and radioed that he was enroute to Willow Road.

Officer Jewell did not wear glasses or contact lenses and was wearing a full patrol uniform when he responded to the barricaded suspect. Officer Jewell described his uniform as a navy-blue uniform with Pleasanton Police patches on each shoulder. Officer Jewell wore an outer carrier vest that has Pleasanton Police Department issued badge affixed to it. Officer Jewell said there were clear indicators that say he was police on him. His uniform was not damaged.

Officer Jewell said on his vest he had his radio, pistol magazines, rifle magazines, handcuffs, baton, flashlight, earpiece, and had a duty belt that had his taser and pistol. Officer Jewell also took his assigned SWAT PWS .223 rifle. The ammunition he used was issued by the department. The total rounds in his rifle magazine was 30 rounds with no additional chambered in his rifle. Officer Jewell did not recall the last time he qualified at a range but confirmed he received training as a SWAT operator two times a month which included qualifications. Officer Jewell confirmed he was highly trained in the use of firearms. Officer Jewell was carrying his Glock 17 9mm pistol.

Officer Jewell said he responded to the scene and was dropped off by Officer Levine. Officer Jewell reported to Sergeant Albert, Sergeant Pittl, and Sergeant Lewellyn when he arrived. Officer Jewell then met with a Sergeant and other officers on scene at the back of the armored rescue vehicle (ARV). At some point, Officer Jewell saw a picture of the suspect and was informed that the suspect's apartment was in front of the where the ARV was positioned.

When Officer Jewell arrived on scene there was an officer already at the turret and at the back of the ARV providing coverage on the door and windows to the apartment. Shortly after arriving, Officer Jewell was instructed to go into the turret to relieve the current officer which he believed was a Sergeant. Officer Jewell stated he got into the turret and used the porthole on the turret to provide cover and monitored the front door and the front window to the apartment. Officer Jewell said the turret was used because it offered optimal coverage of protection and the elevation created a better view of the area. The lid to the turret was estimated to be about 2 feet in diameter with the porthole the size what he motioned to be about two softballs.

Officer Jewell said there was PA announcements being made telling the suspect inside the residence that they were the police and to come out with his hands up and exit. Officer Jewell heard these announcements multiple times but did not know how long they lasted. Officer Jewell approximated the announcements lasted for multiple minutes.

After some time in the turret, Officer Jewell was relieved by another officer and was instructed to come down. Officer Jewell was instructed that he and other officers would conduct a dry run walkthrough of the apartment that was the same layout as the suspect's apartment. Officer Jewell examined a photograph of the layout and went to apartment [REDACTED] which mirrored the suspect's apartment. The occupant of [REDACTED] allowed him to do a walkthrough of the apartment and he returned to the ARV.

Officer Jewell said he knew the suspect was Cody Chavez and to the best of his knowledge he had no previous contacts with him. Officer Jewell said he believed Chavez was wanted for domestic violence in violation of

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PC273.5. Based on Officer Jewell's training and experience, he knew domestic violence are often violent crimes. Knowing that, he had concerns for the safety of everyone involved including victims, suspects, and police.

Officer Jewell did not recall if he was briefed anymore about the details regarding the incident.

After returning to the ARV, he waited for some time because he was informed that crisis negotiators contacted the suspect by telephone. Officer Jewell became aware that the suspect stated he was in San Jose. Officer Jewell understood at some point the phone calls to Chavez were going to voicemail or the suspect wasn't answering. After waiting a while, information was relayed to him that the suspect was going to come out, so they positioned themselves in front of the ARV to prepare a react team to safely take him into custody. Suspect contact was made again and Chavez stated he was in San Jose. Officers returned to the larger part of the ARV and stood behind it. Another officer who was at the back of the ARV watching the bedroom window stated he saw the blinds open.

At one point the Lieutenant came on the radio and asked that the PA announcements to continue. A Sergeant got into the ARV and continued PA announcements while he stood behind the ARV.

Officer Jewell was aware that a felony warrant for Chavez's arrest was obtained.

Officer Jewell was instructed to go back into the turret and relieved the officer there. As Officer Jewell took his position, he heard that officers were going to deploy a robot in the apartment to gain intelligence. The plan was to have a react team approach to the patio door, breach the door, and deploy the robot. Officer Jewell witnessed the officers execute the plan.

Officer Jewell said he witnessed the react team approach the door and use the ram to breach the door. As the door opened Officer Jewell said he saw what appeared to be someone pushing the door back. He also heard something that sounded like someone was at the door. As the react team pulled back, Officer Jewell saw the suspect's head through the door opening and positively identified him as Chavez based on the emailed photograph sent to him.

Officer Jewell said he did not hear Chavez say anything.

As Officer Jewell saw Chavez's head in the opening of the door, he witnessed him reaching toward the robot. There was a cement barrier in front of the balcony which obstructed Officer Jewell's view, but it appeared Chavez was reaching down to move the robot to close the door. Chavez was manipulating some sort of object in his hand. During this time, Officer Jewell was calling out what he was observing to fellow officers. It appeared Chavez was remaining in the area of the door, was constantly looking out, putting his cell phone around the curtain, putting his head out and looking around.

Officer Jewell believed while the curtains were moving it appeared something was hitting the door and he believed Chavez was barricading it. Officer Jewell believed Chavez was trying to find objects to barricade the door because it looked like he was constantly hitting door and saw it shake.

Officer Jewell estimated the distance between him and Chavez at that time to be a little over a standard car length.

A few seconds later the door partially opened again and Officer Jewell heard someone call out that Chavez had a knife. Officer Jewell saw an object in Chavez's hand, but he could not clearly see what it was. Based on what the officer saw and his observation, Officer Jewell believed that it was a knife. Officer Jewell saw

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Chavez open the door and his face emerge and it appeared he was looking around then closed the door again.

Officer Jewell said he continuously gave verbal announcements as loud as he could calling Chavez by name and telling him to exit the residence with his hands up while also providing updates to officers on scene. Officer Jewell also understood that other officers were trying to break out a bedroom window so for their safety he wanted to give updates of the suspects whereabouts.

Officer Jewell did not know which officers broke the window and his focus was on the door and calling out Chavez's movements.

While giving announcements and instructing the suspect to come out, Officer Jewell witnessed the door completely open and saw Chavez emerge from the door. Chavez had a large kitchen knife in his hand. Officer Jewell described the knife as being the biggest knife in the block. Officer Jewell believed that Chavez had some sort of plan to attack an officer with the knife.

Officer Jewell said he did not recall what he exactly said to Chavez when he emerged but recalled saying that the doors were open. Officer Jewell's perception was that everything began occurring very quickly. Officer Jewell clearly saw Chavez with a large kitchen knife in his hand. Chavez exited the apartment in what seemed to be one fluid motion. Officer Jewell saw Chavez look directly at officers that were in the back of the ARV (to his left) while directly facing towards him. Officer Jewell said it appeared that he looked directly at the officers at the back of the ARV and immediately started running in the direction of those officers. Officer Jewell could not recall which hand Chavez held his knife but remembered seeing it held near his side moving in an upward direction as he began moving towards officers. It appeared Chavez was pointing the knife towards officers. Officer Jewell said he did not know how many officers Chavez was running towards but believed it was more than one in the group.

When that was happening, Officer Jewell was on the turret looking through the porthole. The turret hatch was partially obstructing Officer Jewell's line of sight, so he repositioned to the side to get a better picture view while Chavez was coming out. Officer Jewell said the purpose of moving out of the porthole was because the suppressor of his rifle was in the porthole and it blocked his range of motion. Officer Jewell said he remembered seeing Chavez holding his knife in a threatening manner. Officer Jewell said he believed Chavez was going to use the knife to kill the officers he was running toward. Officer Jewell did not know the exact distance between Chavez and the officers he was running toward, but believed Chavez so close that if Officer Jewell did not shoot Chavez immediately, he would stab and kill one of the officers. Officer Jewell said he did not believe the officers were in a position where they could defend themselves. As Chavez ran toward the officers with the knife, Officer Jewell fired his rifle an unknown number of times at Chavez. Officer Jewell continued firing at Chavez until he believed Chavez was no longer a threat to the officers he was running at. Officer Jewell stated he was aiming at Chavez's center of mass when he fired his rifle.

Based on what Officer Jewell saw, it did not appear Chavez was trying to escape, but intended to attack and kill officers. Officer Jewell believed this because Chavez had multiple avenues to escape. Along the patio door was a bush line Chavez could have run along where there were no officers in his direct path. Instead, Chavez ran directly toward the officers. Chavez gave no indication that he was surrendering and did not stop moving towards officers.

Officer Jewell said he had no other option but to shoot Chavez to protect the officers.

Officer Jewell said he was absolutely afraid that Chavez was going to stab and kill officers. Officer Jewell could not recall any physiological changes that took place in his body when the incident occurred. Before the

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incident occurred, Officer Jewell felt that he was at a standard baseline where situational awareness is up but you're remaining calm and gathering information. During this incident, he felt his emotions went up and down. As the blinds to the apartment began to move, Officer Jewell's emotions began to build because he was aware that someone was inside. As the officers breached the front door and Officer Jewell saw the suspect trying to actively push the door closed he immediately started to feel fear. As officers pulled away from the door and Officer Jewell saw Chavez emotions began to rise again. He tried his best to remain calm during an obviously scary situation especially when it was announced that Chavez had a knife and he saw an object in his hand and saw him trying to barricade the door. Officer Jewell said all those things scared him.

After he fired his rifle, Officer Jewell watched Chavez fall to the ground. Officer Jewell dropped down from the turret, exited the ARV, and ran around the front. Officer Jewell confirmed that Chavez was no longer a threat. When Officer Jewell saw Chavez he saw two other officers standing near the suspect. Officer Jewell believed he announced he would render medical aid to Chavez because he wanted to use every lifesaving measure he could, however, was pulled away from the scene when he identified himself as one of the shooters to Sergeant Pittl.

After the incident, Sergeant Lewellyn transported Officer Jewell and Officer Repetto back to the station. Officer Jewell was instructed to place his rifle in the trunk of an unmarked vehicle.

Officer Jewell stated he did not receive any injuries from the incident.

Officer Jewell stated based on his training and experience, he along with other officers on scene utilized de-escalation techniques such as crisis negotiators and less lethal options. The purpose of using lower level of force is to safely apprehend suspects who are not cooperative. Officer Jewell said he did not want to hurt anyone and wanted to deescalate the situation so everyone was safe.

Officer Jewell explained that the dynamics of domestic violence often involve some type of violent incident between a suspect and a victim where force is used to cause some sort of injury. Officer Jewell said emotions are high typically in these incidents and could potentially lead to a very violent situation. Officer Jewell said these situations often require police intervention. Given the circumstances, Officer Jewell believed if police left Chavez at the residence, he could potentially hurt or kill the victim or other subjects. Officer Jewell believed the victim would have been in danger if police left.

Officer Jewell said he believed his hearing was affected during the incident and felt as if everything went quiet. He recalled feeling the shots from his rifle but could not hear anything else other than yelling and screaming.

Officer Jewell went on to explain that some challenges and dangers involving the incident was that if they entered the apartment to apprehend Chavez it could potentially create an exigent circumstance where deadly force would have to be used. The best option was to stay outside give PA announcements and attempt to deescalate the situation. The presence of the ARV and number of officers surrounding the apartment was also a de-escalation tactic. The use of a robot was also a method of de-escalation to get Chavez to surrender. According to Officer Jewell, these tactics were used for their safety but also the safety of the suspect.

Officer Jewell confirmed that the concrete path leading to the front of the door was in the shape of a T. Officer Jewell perceived Chavez making it to the T intersection and running towards the officers. Officer Jewell believed officers were at the back of the ARV and Chavez was closer to the ARV than the wall of the apartment.

Officer Jewell stated his rifle was set to semiautomatic.

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Officer Jewell stated Chavez escalated the situation when he chose to come out of the apartment with a knife and immediately run towards the directions of officers with the intent to stab and kill the officers. Officer Jewell confirmed that it appeared Chavez had the present ability and the opportunity to stab officers. Officer Jewell described Chavez as a taller medium-sized male with no apparent physical impairments.

Upon conclusion of Officer Jewell's interview, he elected to watch his Body Worn Camera footage.

My interview with Officer Jewell was audio recorded and uploaded to Evidence.com. Officer Jewell's statement was transcribed using the Evidence.com service and verified by Officer Emmett . Refer to transcript for complete statement.

R. Barcelo #307

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

E V E N T	DATE REPORTED 03/04/2022	TIME 09:37	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT OFFICER GUILLERMO INTERVIEW			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	IP	OFFICER GUILLERMO,				
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	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
03/04/2022

APPROVED BY
Shuffield, Robert Conrad 07/18/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/04/2022 09:37

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED IP	NAME/BUSINESS NAME OFFICER GUILLERMO,				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566						HOME PHONE (925)931-5100		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
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EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
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INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/04/2022 09:37	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

SUMMARY:

This supplemental report is to summarize Officer Guillermo's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-18-22 at 0104 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. Personnel present for the interview were Detective Sheldon (Lead Investigator), Sgt. Shuffield (CIU Sergeant), Sgt. Hunter (Administrative Sergeant), Mark Bennett (Alameda County District Attorney's Office), Phil Green (Alameda County District Attorney's Office), Doug Foley (Rains Lucia Stern Lawyers), and Officer Guillermo.

Officer Guillermo declined to watch his body worn camera video prior to providing a statement.

I advised Officer Guillermo 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 Guillermo acknowledged these rights and agreed to provide a statement. Officer Guillermo's attorney, Doug Foley, did not object to Officer Guillermo giving a statement.

I asked Officer Guillermo some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Officer Guillermo's statement for more details.

INTERVIEW WITH OFFICER GUILLERMO:

Officer Guillermo is generally assigned as a patrol officer, but was not working a patrol shift on 03/17/22. Officer Guillermo was working with the East County Tactical Team on an operation in Livermore. Officer Guillermo completed the operation in Livermore and went back to Pleasanton PD. Officer Guillermo was asked to bring the transport vehicle to the scene of this incident, which carried a lot of the SWAT equipment.

Officer Guillermo was not wearing a traditional uniform due to his previous operation in Livermore. Officer Guillermo was wearing a black t-shirt, gray pants, and a brown plate carrier that was fully marked with police logos in front and back, a leg holster that carried his handgun, as well as a badge attached to his leg holster that was visible from the front. Officer Guillermo had his SWAT rifle, which was a 22 PWS AR-15 style rifle that fires .223 caliber rounds.

Once Officer Guillermo arrived on scene he was debriefed by Sgt. Pittl and Officer Jones about the call and the suspect, Cody Chavez. Officer Guillermo knew the call was a domestic violence call where Chavez put a pillow over Doe's face, hit Doe which caused Doe to have a bloody lip, made criminal threats to Doe, and took Doe's cell phone preventing her from calling the police. Guillermo also knew there was a previous domestic violence incident between Doe and Chavez. Guillermo had knowledge Chavez had been arrested for violent crimes in the past including 245 PC (assault with a deadly weapon) and 273.5 PC (felony domestic battery).

Guillermo was first assigned to cover the front windows with his rifle from the rear of the ARV (armored response vehicle). There was an officer in the turret of the ARV and one or two officers at the front of the ARV. The officers made several announcements over the ARV's PA for Chavez to come out of the apartment with his hands up and surrender peacefully. Guillermo heard over the radio that the crisis negotiation team

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/04/2022 09:37	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

contacted Chavez on his cell phone and Chavez advised he was not at the apartment. At some point Guillermo observed the blinds move so he knew someone was in the apartment.

Officers continued announcements for Chavez to surrender while a Ramey warrant was obtained. The officers were trying everything to communicate with Chavez, but he was refusing to speak with anyone.

Once the Ramey warrant was signed, the officers developed a plan to get the robot into the apartment. A team breached the front door and attempted to get the robot into the apartment. As the team tried to get the robot inside, Guillermo saw someone pushing the door closed attempting to prevent the robot from entering the apartment.

Officer Guillermo had his rifle out and pointed over the hood of the ARV at the front door. Officer Guillermo was positioned to the front of the ARV on the passenger side, using the ARV for concealment. Officer Repetto was standing directly to Guillermo's right with a less lethal shotgun. One of the officers announced seeing the suspect at the front door and positively identified him as Cody Chavez. Chavez was continually trying to close the door and get the robot out of the apartment.

Eventually Chavez got the robot out of the apartment and attempted to close the door. Due to the wood frame being broken the door wouldn't close completely. Officer Guillermo had a clear view of the front door from his position and he could see Chavez peeking through the window several times.

The break and rake team approached the window and started breaking out the glass. The break and rake team had trouble getting the blinds out of the way. From where Guillermo was at the front of the ARV, he could see the break and rake team through the front window then through the driver's side door window.

While the break and rake team was working on clearing out the blinds, Chavez opened the front door holding a big black knife in his hand. Guillermo described the knife as "pretty big" and black in color. Chavez had the knife pointed in a downward direction and Officer Guillermo was unsure which hand Chavez was holding the knife with. Some of the officers near Officer Guillermo started yelling for Chavez to drop the knife.

Chavez stepped out of the apartment into the front patio area paused and looked around. Chavez then started walking forward as the break and rake team was still trying to get the blinds down from the window. The break and rake team could not see Chavez coming out of the apartment due to the front door of the apartment being in a recessed patio.

Once Chavez started walking forward towards the ARV Officer Guillermo heard a Officer Repetto fire a less lethal shotgun round. Officer Guillermo heard several additional less lethal rounds being fired in the direction of Chavez. After the less lethal rounds were fired, Guillermo paused to see if they had any effect on Chavez.

By this time, Chavez had made a right turn and was advancing toward the break and rake team. Officer Guillermo believed the less lethal round did not affect Chavez and now he was advancing on the break and rake team with the large knife.

At this point Chavez was close enough to possibly stab one of the officers from the break and rake team. Believing Chavez was going to kill or seriously hurt one of the officers, Officer Guillermo fired his AR-15 rifle at Chavez. Chavez was moving from Officer Guillermo's right to left so Officer Guillermo had to stop firing his weapon because the ARV was blocking his field of fire. Officer Guillermo believed he fired between two and four shots at Chavez. Chavez never stopped advancing towards the break and rake team even after

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	REPORTING OFFICER Sheldon, Mark, Brian,	

Guillermo fired his rifle at Chavez. Officer Guillermo would have kept firing his rifle at Chavez if the ARV was not blocking his view. Officer Guillermo fired his weapon at Chavez because he was scared for the officers on the break and rake team. Officer Guillermo believed Chavez was advancing on the team quickly and he believed they may have not even known he was advancing on them since they were focused on breaking out the window. Officer Guillermo believed they were not in a good position to defend themselves, which was also a reason he believed he need to use deadly force to stop Chavez.

After he was blocked by the ARV, Officer Guillermo moved to the front of the ARV and saw Chavez laying on the ground. Other officers giving Chavez medical aid. Officer Guillermo was not sure if any of his round hit Chavez.

After the scene was secured Sgt. Lewellyn secured Officer Guillermo's rifle and arranged for him to be separated from the other involved officers. After the shooting Sgt. Albert took Guillermo's public safety statement. Officer Guillermo was brought back to the police station and waited in an office to be interviewed.

Officer Guillermo detailed the reasons they had officers on scene with less lethal weapons. The less lethal options were a way to attempt to gain compliance without causing great bodily injury or death. The less lethal options were also a way to deescalate the situation and prevent officer from having to use lethal force.

Officer Guillermo believed Chavez had the present ability to seriously injure or kill one of the officers he was running at with the knife, he believed Chavez's intent was to seriously injure or kill one of the officers, and Chavez had the opportunity to seriously injure or kill one of those officers if deadly force was not used to stop him.

For more details on Officer Guillermo's statement see attached transcript of the interview.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 03/02/2022	TIME 09:26	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT INTERVIEW WITH OFFICER REPETTO			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	IP	OFFICER REPETTO,				
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	3						
	4						
	5						
	6						
	7						
	8						
	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
03/02/2022

APPROVED BY
Shuffield, Robert Conrad 07/18/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/02/2022 09:26

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED IP	NAME/BUSINESS NAME OFFICER REPETTO,				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566						HOME PHONE (925)931-5100		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/02/2022 09:26	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

SUMMARY:

This supplemental report is to summarize Officer Repetto's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-17-22 at 2304 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. All personnel that were present for the interview were Detective Sheldon (Lead Investigator), Sgt. Shuffield (CIU Sergeant), Sgt. Hunter (Administrative Sergeant), Mark Bennett (Alameda County District Attorney's Office), Phil Green (Alameda County District Attorney's Office), Doug Foley (Rains Lucia Stern Lawyers), and Officer Repetto.

Officer Repetto assisted Officer Jones with the initial call for service as well as used a less lethal shotgun during the incident. Officer Repetto declined to watch his body worn camera video prior to providing a statement.

I advised Officer Repetto 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 Repetto acknowledged these rights and agreed to provide a statement. Officer Repetto's attorney, Doug Foley, did not object to Officer Repetto giving a statement. I asked Officer Repetto some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Officer Repetto's statement for more details.

OFFICER REPETTO INTERVIEW:

Officer Repetto started his shift on 02-17-22 at 0400 hours. Officer Repetto usually works from 0600 to 1600, but on 02-17-22 he came in early to relieve another officer who worked late. Officer Repetto and Officer Jones were clearing a previous call when they heard a domestic violence call come out on Officer Jones' beat. Officer Jones and Officer Repetto advised dispatch they would respond to the call since it was on Officer Jones' beat. Dispatch advised this was a cold call and the domestic violence occurred early in the morning of 02-17-22. Officer Jones was the primary officer and Officer Repetto was his cover officer. Officers Repetto and Jones arrived near the same time and met with the victim, Jane Doe.

Doe was in the lobby area of the apartment complex. Doe was locked in the lobby because she was scared, but she unlocked the door to talk with Officer Jones and Officer Repetto. Officer Repetto described Doe as being very frightened and shook up. Doe told Officer Jones and Officer Repetto that the assault happened around 0200 hours on 02-17-22. Doe reported her boyfriend, Cody Chavez 11-11-88, put a pillow over her face and attempted to suffocate her. During the incident Chavez pulled her hair, took her phone to prevent her from calling the police, and locked her in a room preventing her from leaving. In the morning Chavez let Doe go to work but he told her if she called the police, he would kill her. Doe told the officers she had a previous domestic violence incident with Chavez where he was arrested. Doe said she had obtained a restraining order against Chavez after the incident, but recently had it dismissed.

Doe told Officer Jones and Repetto she believed Chavez fought with the police when he was contacted because he was always injured after being contacted by the police. Doe believed Chavez was still in their apartment. Doe advised Chavez had taken the screen off the back window and planned to flee if he saw the police.

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	REPORTING OFFICER Sheldon, Mark, Brian,	

Officer Jones asked PPD Dispatch to run a CII criminal history on Chavez. The results returned with assault with deadly weapon charges, resisting arrest charges, and battery police officer charges. Dispatch provided the officers with a photograph of Chavez via email.

Based on this information, Officer Jones and Officer Repetto believed they needed more officers to attempt contact with Chavez at the apartment. A supervisor was requested along with other officers. Sgt Gora, Officer Koumiss, and Officer Batt arrived to assist. Officer Jones and Officer Repetto left Doe in the leasing office where she was safe and developed a plan to contact Chavez with the other officers.

Officer Jones attempted to call Chavez, but for some reason he couldn't contact him. The reason Officer Jones and Officer Repetto wanted to call Chavez was to have him exit the apartment and surrender peacefully. Officer Repetto violent felony had been committed, Chavez was inside Doe's apartment, and Doe was afraid of him. Based on these factors the officers could not leave the scene without taking custody of Chavez.

The first plan the officers developed was for Officer Koumiss and Officer Batt to hold on the rear window of the apartment where the screen was taken off while Officer Jones, Officer Repetto, and Sgt. Gora went to the front door of the apartment. Either Officer Batt or Officer Koumiss had a less lethal FN 303 launcher as well as a handgun. When Officer Jones, Officer Repetto and Sergeant Gora went to the front door, Officer Repetto had a less lethal weapon and Officer Jones had a firearm. They knocked on the front door and nobody answered. The team on the rear window advised they saw someone look through the window, but they could not identify the person.

The reason the officers had two less lethal options while attempting to contact Chavez was so they had other tools besides lethal force options if Chavez came outside and decided to run or fight. The plan was to contact Chavez, but there was never a plan to go into the apartment and apprehend him. The officers took this call seriously and slowed everything down and did not rush anything.

After Chavez did not answer the front door and the officers knew someone was in the apartment, they backed out and called in more resources. A K9 team was requested and the fire department was requested to stage so they would be close by in case there was an altercation medical attention was needed. Sgt Gora took control over the call and was making all the requests. Lt. Gamez arrived on scene a short time later and assumed incident command. The ARV (armored rescue vehicle) arrived and parked in front of the apartment.

Soon after the ARV arrived, the CNT (Crisis Negotiation Team) team was able to contact Chavez via cell phone. Chavez advised he was not in the apartment and he was in San Jose. Once the ARV arrived several officers and sergeants assigned to the SWAT team also arrived and started taking over the tactical operation. Officer Repetto was not part of the tactical plan, but he did overhear the SWAT team members developing a plan to try and get the robot into the apartment to establish communication with Chavez.

A team was sent up to the front door of the apartment, breached the front door, and attempted to get the robot inside the apartment. Officer Repetto was behind the ARV. Once the team breached the front door and put the robot into the apartment, someone from inside the apartment shut the door and pushed the robot out.

The tactical team made another plan to breach one of the front windows (break and rake team). While the break and rake team approached the front windows someone saw the suspect at the front door, and they positively identify him as Cody Chavez. They also identified Chavez was holding a knife. Once they knew Chavez had a knife, Sgt. Albert told Officer Repetto get a less lethal shotgun. Once Officer Repetto retrieved

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	REPORTING OFFICER Sheldon, Mark, Brian,	

the less lethal shot gun, he positioned himself facing the front door of the apartment and on the front passenger side of the ARV.

While the break and rake team was breaking the window out, Officer Repetto observed Chavez exit the apartment with a large knife in his hand. Chavez looked around and then made a "B line" towards the break and rake team. Officer Repetto fired one less lethal round at Chavez and he believed it hit him in the thigh. Officer Repetto fired more less lethal rounds, but he wasn't sure on how many. This happened so fast he didn't have time to give any verbal commands. Due to how fast this happened, Officer Repetto believed if he gave verbal commands to Chavez and the commands were ineffective, he would not have time to effectively stop Chavez with the less lethal shotgun before Chavez killed or seriously hurt one of the officers from the break and rake team. Chavez was holding the knife very aggressively and when he ran at the officers. Officer Repetto believed the threat Chavez posed to the officers was imminent. It appeared Chavez was running at the team like he was going to kill someone. Officer Repetto was in fear for his life when Chavez came out of the apartment aggressively with the large knife. Officer Repetto believed if Chavez made a left turn instead of a right turn out of the apartment, he would have been coming right at him with the large knife and Officer Repetto only had a less lethal shotgun. Officer Repetto was scared for the safety of the officers Chavez was running at with the knife. Officer Repetto was praying his less lethal rounds would stop Chavez from advancing on the break and rake team. After Officer Repetto shot the less lethal rounds, he was terrified, due to the fact his less lethal rounds were not stopping Chavez from advancing on the break and rake team.

Officer Repetto knew Chavez had the present ability to seriously injure or kill one of the officers, Officer Repetto believe his apparent intent was to seriously injure or kill one of the officers, and Repetto knew Chavez had the opportunity to seriously injure or kill one of the officers and that was the reason he shot the less lethal shotgun rounds at Chavez.

After Chavez was shot, Officer Repetto observed other officers giving Chavez medical aid. After the shooting the less lethal shot gun was taken from Officer Repetto and he was brought to the police station. Once at the police station Officer Repetto was isolated from the other involved officers and spoke with his attorney prior to this interview.

Throughout the interview Officer Repetto spoke of all the de-escalation tactics the officers used to have Chavez exit the apartment and surrender peacefully which included:

1. Contacting Chavez on the phone without having to contact him at the apartment and ask him to surrender peacefully.
2. Knock on the front door of the apartment and have Chavez surrender peacefully.
3. Make numerous PA announcements to have Chavez exit the apartment with his hands up and surrender peacefully.
4. Have the crisis negotiation team contact Chavez and have him exit the apartment and surrender peacefully.
5. Due to Chavez not cooperating with the officers' efforts to communicate, they attempted to get a robot into the apartment to communicate with Chavez and ask him to peacefully surrender.

Officer Repetto said on numerous occasions during the interview, the officers used every tool they had to

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	REPORTING OFFICER Sheldon, Mark, Brian,	

deescalate the situation and spend numerous hours trying to get Chavez to surrender peacefully.

Officer Repetto was one of the first officers on scene for this call. He was there for the initial interview of Doe and understood how terrified she was of Chavez. Officer Repetto outlined the reasons they did not feel like this was a call they could walk away from:

- There was a violent felony committed.
- The suspect was in Doe's apartment.
- Knowing the cycle of violence with these types of calls, Officer Repetto believed if the officers walked away from this call, Doe would have been injured again or possible killed.
- Having knowledge Chavez told Doe he would kill her if she called the police and now, he knows the police have been called.
- This was the second domestic violence Chavez had committed against Doe in the past two months.
- Chavez's previous history showed he was a violent person and had past domestic violence arrests.

This is a summary of Officer Repetto's interview, for more details see attached transcript and audio recording.

Sheldon#194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
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2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Barcelo Supplemental #3
Interview with Detective White.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

R
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☐ DISTRICT ATTORNEY
☐ JUVENILE PROBATION
☐ CHILD PROTECTIVE SERVICES
☐ CITY ATTORNEY
☐ ADULT PROTECTIVE SERVICES
☐ CODE ENFORCEMENT
☐ US POSTAL INSPECTORS
☐ STREETS

OTHER:

REPORTING OFFICER

Barcelo, Ricky, Edward,

DATE WRITTEN

02/17/2022

APPROVED BY

Shuffield, Robert Conrad 07/20/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51	CASE NUMBER 2022-00005639
	REPORTING OFFICER Barcelo, Ricky, Edward,	

Notification:

On 2/17/22 at about 1539 hours, I was working as a Detective assigned to the Criminal Investigations Unit when I heard over the radio an officer involved shooting occur at 4899 Willow Road, Apt. # [REDACTED] Detective White was identified as one of the officers involved in the incident. Detective White discharged a less lethal weapon during the incident. He was transported to the Pleasanton Police Department.

On 2/18/22 at approximately 0004 hours, I met with Detective White in the back conference room located at the police department for an interview.

Present During Interview:

Detective Kenneth White

Doug Foley- Attorney RLS

Mark Bennett-Alameda County Deputy District Attorney

Bill Green-Inspector Alameda County District Attorney

Sergeant Jason Hunter-Pleasanton PD

Sergeant Robert Shuffield-Pleasanton PD

Interview with Detective Kenneth White:

Before obtaining a statement from Detective Kenneth White, I told him he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not feel comfortable answering. I told him this was a voluntary statement provided by him regarding the incident being investigated. When asked if he understood, he stated, "I do". The following is a summarized statement from Detective White:

Detective White stated he was sworn as a Police Officer in September 2015 and attended the South Bay Academy between March-September 2015. Detective White completed a field training program. Detective White referred to his POST profile training history and stated he had training in firearms, crisis intervention, tactical communication, special weapons and tactics, chemical agents, firearms/tactical rifle, tactical lifesaver, arrest/control techniques, and less lethal weapons. Detective White said he was a Force Options Instructor for less lethal weapons and firearms.

Detective White stated he was currently assigned to the Special Enforcement Unit as a Detective. Detective White stated he had been in that unit for approximately 3 years. His assignment focused on narcotics and vice investigations.

Detective White stated his normal schedule was Tuesday-Friday, usually from 1000-2000 hours. His unit is comprised of another detective and a supervisor.

Detective White said he began his shift at 0800 hours. He did not have any stressful or unusual events occur before his shift began. Detective White stated he did not take any medication, had not consumed any alcohol within the last 24 hours, and had no medical conditions that prevented him from carrying out his duties.

Detective White said the last time he slept was the night before the incident. He estimated it was for approximately 8 hours. Detective White said he wore contacts and had them on during the incident. Detective White said he worked in a plains clothes capacity and wore a tactical vest that has "police" displayed on both the front and back as well a badge. The equipment he was carrying included a tourniquet, radio,

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flashlight, Narcan, handcuffs, body worn camera, badge, and police insignias. On his belt duty belt, Detective White had two magazines, emergency sheers, dump pouch, taser and drop leg holster for his handgun (Glock 17 9mm).

Detective White said he could not recall the last time he qualified at the range, but stated as a Force Options instructor and SWAT Operator, he would qualify frequently. Detective White stated he received SWAT training twice a month for about 10 hours each day. The training included tactics and range.

Prior to the incident, Detective White assisted Livermore PD with the service of an arrest warrant.

Detective White said upon returning back from the Livermore PD operation he was informed that a domestic violence incident occurred and Sergeant Pittl and Lewellyn were preparing the ARV. Detective White was told to grab his gear and head out to the scene. Detective White responded in an unmarked vehicle with his equipment which included an FN303 Less Lethal weapon.

Detective White said when he arrived he spoke with Officer Chris Jones, who was the initial investigating officer on scene. Officer Jones told Detective White that the suspect had battered the victim, placed a pillow over her face, took her phone when she wanted to contact police and locked her in her bedroom. The victim was able to escape the apartment and contact the police.

Detective White said domestic violence incidents are some of the most dangerous calls officers can respond to. Detective White heard that the suspect had criminal history which included assault with a deadly weapon, assault on a police officer, a prior domestic violence incident involving the victim about 2-3 weeks prior, and he was previously on parole. Detective White said the suspect was identified as Cody Chavez. Detective White did not have any prior contact with Chavez, to the best of his knowledge.

Detective White said dispatch provided updates with information about the incident and sent a photograph of Chavez to the officers on scene. Detective White said Sergeant Pittl, Albert, Lewellyn, Shuffield, Officer Jones, Leonardo, Jewell, Guillermo, Repetto, Martens, Lieutenant Stocking, Gamez, and the Alameda County Sheriff's Office drone team were all on scene.

Detective White said an arrest and contact team was created. He was designated as the less lethal FN303 operator for the team. Detective White was to utilize the FN303 in the event Chavez exited the apartment and posed a threat to the officers. Other officers were designated to go "hands on" and as lethal cover. Detective White said the purpose of using the FN303 is to gain compliance from subjects and potentially prevent an escalation of force. Detective White said the FN303 used projectiles similar to a paintball. The FN303 is often utilized due to the amount of rounds it held, its accuracy, and its ease of use.

Detective White said he met with Sergeant Lewellyn, who pointed out the apartment unit which was on the west side of the building. Officers made several PA announcements instructing Chavez to come out with his hands up. The announcements were made in English and Spanish, but there was no response. Detective White stated he heard over the radio that crisis negotiators were in contact with Chavez. Chavez told the negotiators he was in San Jose. Detective White stated he also became aware that the victim stated she was receiving messages from Chavez saying he saw police, making Detective White believe Chavez was inside the apartment. Officers continued with making announcements and the roadway was blocked in the area.

Detective White said he became aware that Officer Jones was working with Detective Sheldon to author a Ramey warrant for Chavez's arrest. Announcements continued for some time and a plan was formulated among Sergeant Pittl and Lewellyn. The plan was for Sergeant Pittl, Officer Jones, and Detective White to approach the apartment, drop off a robot, assess the situation, breach the front door, and allow the robot to

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enter the apartment. Detective White was assigned as the less lethal cover for the team.

Before executing this plan, Detective White was aware that a Ramey warrant was obtained for Chavez's arrest for two felonies.

Detective White said he approached the front door with the FN303 while Sergeant Pittl covered using a ballistic shield and Officer Jones was carrying a Ram. Officer Jones was able to breach the door with the ram and place the robot at the threshold of the door. Detective White recalled seeing the door being pushed back against the robot. Officers called out to Chavez and asked him to come out with his hands up.

Detective White, Sergeant Pittl, and Officer Jones retreated back to the Armored Rescue Vehicle (ARV). Detective White stated he saw Chavez at the apartment door when he returned to the ARV. Chavez was throwing out the robot and closing the door. From Detective White's position near the front end of the ARV (facing east) he was able to positively identify Chavez based on the booking photograph of Chavez he received from dispatch.

Detective White said there were continuous announcements being made informing Chavez they were the police and instructing him to come out with his hands up. He said the announcements happened for a while, but he was not able to approximate a length of time.

Some of the de-escalation tactics used by officers on scene were the use of announcements and crisis negotiators. Detective White stated officers asked Chavez to surrender multiple times, but he did not comply.

Detective White said after he saw Chavez throw out the robot, he heard someone say that Chavez was beginning to barricade himself in the apartment. A plan was formulated to breach a window just west of the door to allow a drone to enter. Officer Jones was responsible for using a tool to break and rake the window and clear the blinds from the window. Officer Leonardo was lethal cover and Detective Kroutil was rear cover. Detective White was assigned as less lethal cover.

While Officer Jones was actively clearing the window with the break and rake tool, Detective White recalled being next to Officer Leonardo and hearing someone call out Chavez was exiting the apartment. Detective White turned his attention towards the front of the residence and saw Chavez with a large knife in his hand. Detective White said the knife Chavez had a fixed blade and described it as something used to cut a steak. Chavez appeared to stumble and he looked directly at Detective White and other officers at the window. Chavez appeared fixated on them. Chavez started moving straight towards them. Detective White described Chavez as having a "thousand-yard stare" and was fixated on officers as he moved towards their direction. Detective White did not elaborate on what he meant by "thousand-yard stare." Detective White described Chavez as having above average height

Detective White became scared given what he saw, Chavez's history, and his stature. Detective White believed Chavez was going to stab him. It did not appear that Chavez was trying to escape.

Detective White was unable to provide a distance between him and Chavez, but believed he was near the window they were breaking and a couple of strides away from Detective White and the other officers. Detective White said he was concerned that Chavez was closing the distance quickly and he was unable to transition to his firearm. He was concerned that Chavez was going to stab him or Officer Leonardo, who was on his side. Detective White believed he began moving backwards as Chavez approached him. As Chavez was moving towards him, Detective White recalled firing several FN303 projectiles at Chavez's center of mass, near his torso. Detective White believed his rounds struck Chavez, but he did not know for certain. Detective White did not notice the FN303 rounds having any effect on Chavez. Detective White had no other

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options to protect himself or the other officers available at the time.

Chavez fell to the ground and Detective White perceived that Chavez was no longer a threat. Detective White did not hear any gun shots but realized Chavez was shot because he was in front of him when it happened. Once Chavez went to the ground, Sergeant Pittl and other officers began rendering medical aid to him. Other officers cleared the apartment.

Detective White left his FN303 on the passenger floorboard of the ARV. Detective White said he initially believed he fired one or two rounds but realized half of the rounds in the magazine were used when he placed the FN303 on the floorboard and estimated he fired 6 rounds.

Detective White said he was secluded from involved officers in the incident and was taken back to the police station after the scene was secured.

Detective White said he did not believe he received any injuries during the incident.

He said based on his training and experience, the officers at the scene used all available de-escalation techniques.

Detective White explained his understanding of domestic violence dynamics. He knew there was a cycle of abuse where victims often return to their abusers and the situation escalates. If the officers left the scene without detaining Chavez, Detective White believed the victim would have remained in danger and Chavez would have killed her at some point.

Detective White said Chavez escalated the incident when he barricaded himself, exited the apartment, and charged at the officers with a knife. He believed Chavez had the present ability and opportunity to stab him or Officer Leonardo. Detective White said if Chavez was not shot, he would have reached him or Officer Leonardo. Detective White said the reason why he used the FN303 when Chavez approached him was because he was unable to transition to his handgun. Detective White said he did not draw his firearm at any time.

My interview with Detective White was audio recorded and uploaded to Evidence.com. Detective White's statement was transcribed using the Evidence.com service and verified by Officer Emmett . Refer to transcript for complete statement.

R. Barcelo #307

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OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Barcelo Supplemental #5
Interview with Officer Leonardo.

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On 2/17/22 at about 1539 hours, I was working as a Detective assigned to the Criminal Investigations Unit when I heard over the radio an officer involved shooting occur at 4899 Willow Road, Apt. # [REDACTED] I learned that Officer Leonardo was involved in the incident and was a witness. On 2/21/22 at approximately 1136 hours, I met with Officer Leonardo in the back conference room located at the police department for an interview.

Present During Interview:

Officer Kyle Leonardo

Doug Foley- Attorney RLS

Sergeant Jason Hunter-Pleasanton PD

Sergeant Robert Shuffield-Pleasanton PD

Interview with Officer Kyle Leonardo:

Before obtaining a statement from Officer Kyle Leonardo, I told him he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not feel comfortable answering. I told him this was a voluntary statement provided by him regarding the incident being investigated. When asked if he understood, he stated, "Yes". The following is a summarized statement from Officer Leonardo:

Officer Leonardo stated he did not review his body worn camera footage prior to giving a statement.

Officer Leonardo stated he graduated from a police academy and was sworn as a police officer with the Pleasanton Police Department in April of 2016. Officer Leonardo completed a field training program. Officer Leonardo received additional training in crisis intervention, less lethal weapons, basic firearms, SWAT, SWAT sniper, active shooter, and field training officer. A day before this incident Officer Leonardo attended a crisis intervention and mitigation course.

Officer Leonardo said his primary work assignment was as a patrol officer. He was assigned to work Friday-Sunday, 0600-1830 hours. Officer Leonardo had a collateral assignment as a SWAT Officer.

On the night before the incident, Officer Leonardo slept for 7-8 hours. Officer Leonardo said he did not wear glasses or contacts.

On 2/17/22 at about 0700 hours, Officer Leonardo was deployed in a SWAT operation in Livermore. The operation was unrelated to the incident in Pleasanton. Officer Leonardo said he was in plain clothes because he was deployed in an undercover capacity. Officer Leonardo was tasked with monitoring and reporting the movement of a wanted subject. Officer Leonardo said the suspect was safely arrested by the SWAT team sometime after 1000 hours. This was considered a successful operation.

Other than the SWAT mission, Officer Leonardo did not experience any stressful events before this incident.

Officer Leonardo said after the SWAT mission, Detective Kroutil and Officer Leonardo went to lunch together. While they were eating lunch, Detective Kroutil received a call from Sergeant Albert, who stated there was an incident developing that could potentially turn into a second SWAT call out. Officer Leonardo and Detective Kroutil returned to the police station. Officer Leonardo heard SWAT members being deployed to a high-risk incident over the radio. Officer Leonardo and Detective Kroutil responded to the incident to assist. At the time, Officer Leonardo only knew that it was a domestic violence incident.

Officer Leonardo arrived on scene around 1300 hours. The armored rescue vehicle (ARV) was parked in front

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of the victim's apartment door, facing north. Officer Leonardo said the weather conditions were clear and sunny. Officer Leonardo was tasked with securing the apartment from the ARV.

Officer Leonardo said he was told the suspect's name was Cody Chavez. A warrant was being authored for Chavez's arrest for domestic violence. Officer Leonardo was told Chavez was not believed to be armed and officers on scene were certain he was inside the apartment. Officer Leonardo said he did not see a photograph of Chavez and did not have any prior contacts with him. He had no prior knowledge of Chavez other than what was relayed to him during the incident.

Officer Leonardo was tasked with giving PA announcements to Chavez in an attempt to have him peacefully surrender. Officer Leonardo said the announcements he made were similar to, "Cody Chavez, come out with your hands up. This is the Pleasanton Police Department". Officer Leonardo said he made announcements for a few minutes, then was relieved by other officers rotating in and out of making announcements.

The responding officers developed a plan to surround the apartment, call Chavez out of the apartment, and negotiate for a peaceful surrender. Officers implemented this approach for several hours, but it was unsuccessful.

Officer Leonardo said some of the de-escalation tactics that were present were less lethal options such as the FN303 and beanbag shotgun. The Crisis Negotiations Team established communication with Chavez, who stated he was in San Jose and he kept hanging up on them.

After all the attempts to get Chavez to surrender, Officer Leonardo said leaders made the decision to breach the front door to use the robot, drone, or canine to get Chavez out of the apartment. When the plan was being carried out, Officer Leonardo said he was on the west side of the ARV and did not have a great view of what was happening. Officer Leonardo said he heard officers breach the door. The officers announced Chavez was behind the door keeping the door closed. At some point Chavez was seen at the front door trying to close the door again. Officer Leonardo said he believed he heard Officer Jewell state he saw Chavez holding a knife.

When the front door breach was unsuccessful, the decision was made to break the front window directly west of the front door. The intent of breaking the window was to allow a drone or robot to gain access to the apartment to gain intelligence about Chavez's whereabouts in the apartment. A team was formed to carry out the plan which included Officer Jones, Detective White, Detective Kroutil, and Officer Leonardo. Detective Kroutil and Officer Leonardo were tasked as lethal cover for the team. Officer Leonardo was also assigned as the arresting officer if Chavez exited the apartment. Officer Jones was assigned as the breacher and Detective White as the less lethal option with the FN303.

The team approached the apartment and Officer Jones began breaching the window. Officer Leonardo said as the window was being breached, he heard screaming and yelling from his right, where the front door was located. Officer Leonardo looked over and saw Chavez walking out of the apartment. Officers were providing orders to Chavez and he was not complying with their orders.

Officer Leonardo said he saw Chavez walk around a small half wall in front of the apartment and turn to his right, towards Detective White, Officer Jones, Detective Kroutil, and Officer Leonardo. Officer Leonardo estimated the distance between him and Chavez to be approximately 6-7 yards as he rounded the corner from the wall at the front door. Officer Leonardo said he did not notice Chavez had a knife in his hand. Chavez continued approaching them. Officer Leonardo holstered his pistol, intending to tackle Chavez and arrest him, not realizing Chavez was armed.

Officer Leonardo said another reason why holstered his was because he did not have a good backdrop.

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Officer Leonardo knew the command post was set up in the area behind Chavez. Officer Leonardo was uncomfortable shooting in that direction if it became necessary.

Officer Leonardo said as Chavez was approaching the team, he was scared because Chavez was a young, tall, and larger man who looked determined to hurt him or another officer. Officer Leonardo said he felt that way because Chavez was moving extremely quickly toward the team. Officer Leonardo said it appeared Chavez locked eyes with him and was charging at him to harm him. Officer Leonardo felt he was at a disadvantage because he was reacting to Chavez's actions. Officer Leonardo said he felt as if he was already a half second behind from other officers because they had already seen Chavez coming out from the beginning. Officer Leonardo did not hear Chavez say anything.

Officer Leonardo said he heard the less lethal shotgun and FN303 rounds being fired. Officer Leonardo said he heard shots being fired and was unsure what other officers were doing around him. Officer Leonardo estimated Chavez was approximately 5-7 feet away from him when he fell to the ground with a head wound.

After Chavez was shot, Officer Leonardo said he noticed Chavez had a knife. When Officer Leonardo saw the knife, he realized he almost died.

Officer Leonardo said officers proceeded to secure the scene.

Officer Leonardo explained that he knew domestic violence incidents are some of the most dangerous calls that officers respond to because the involved parties' passions are high. Officer Leonardo believed Chavez posed a risk of harming or killing the victim.

Officer Leonardo said he did not give Chavez any commands because he did not have the opportunity. He said the events unfolded too quickly for him to provide any commands.

Officer Leonardo believed that, had Chavez not been stopped, Chavez would have stabbed and possibly killed him.

Officer Leonardo described the de-escalation tactics which were used in this incident. He believed the officers used every de-escalation tactic available and there were no other opportunities to deescalate the incident. Officer Leonardo said the goal of the operation was to safely apprehend Chavez.

Officer Leonardo said it did not appear that Chavez was trying to escape from the officers. Had Chavez intended to escape, he could have run away from the breaching team where was a bigger space for him to get away. Instead, Chavez ran directly at the breaching team. Officer Leonardo said Chavez clearly looked at him while he was charging at the team. If Officer Leonardo knew Chavez was carrying a knife and he had a better backdrop, Officer Leonardo would have used deadly force to stop Chavez. Officer Leonardo said Chavez had the present ability and opportunity to harm him and/or the other officers.

My interview with Officer Leonardo was audio recorded and uploaded to Evidence.com. Officer Leonardo's statement was transcribed using the Evidence.com service and verified by Officer Emmett. Refer to transcript for complete statement.

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SUPPLEMENTAL INVESTIGATION

CASE NUMBER

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DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
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SYNOPSIS OF EVENT

Barcelo Supplemental #6
Interview with Officer Jones.

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OTHER:

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Notification:

On 2/17/22 at about 1539 hours, I was working as a Detective assigned to the Criminal Investigations Unit when I heard over the radio an officer involved shooting occur at 4899 Willow Road, Apt. # [REDACTED] Officer Jones was identified as the initial investigating officer and witness. He was transported to the Pleasanton Police Department. On 2/21/22 at approximately 1412 hours, I met with Officer Jones in the back conference room located at the police department for an interview.

Present During Interview:

Officer Christopher Jones

Sergeant Jason Hunter-Pleasanton PD

Detective Mark Sheldon-Pleasanton PD

Interview with Detective Christopher Jones:

Before obtaining a statement from Officer Jones, I told him he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not feel comfortable answering. I told him this was a voluntary statement provided by him regarding the incident being investigated. When asked if he understood, he stated, "Yes". The following is a summarized statement from Officer Jones:

Officer Jones said he was hired by the Pleasanton Police Department in January of 2018 and graduated from the South Bay Police Academy June 29, 2018. Officer Jones said he had prior law enforcement experience in the military and graduated from the military police academy in 6/2017. Officer Jones completed the Pleasanton Police Department's field training. He received additional training for SWAT, ARV, domestic violence, active shooter, de-escalation, and crisis intervention. Officer Jones was assigned as a patrol officer for the past 4 years. His normal schedule was Monday-Thursday from 0600-1600 hours.

Officer Jones said he was working patrol on 2/17/22. His supervisor that day was Sergeant Gora.

Officer Jones said he wore a full Pleasanton Police uniform which has police patches on each shoulder and had his badge on the front. Officer Jones was operating a fully marked patrol vehicle which clearly showed "Pleasanton Police".

Prior to this incident, Officer Jones said he responded to a possible theft at Party City. He did not recall responding to any other significant calls for service. Officer Jones said there were no stressful events that day.

Prior to this incident, Officer Jones said he was in the parking lot of Party City with Officer Repetto. They were investigating a possible theft from Party City. Dispatch advised Officer Jones and Officer Repetto of this incident. Officer Jones said Officer Repetto volunteered to respond to the call with him and they responded to the Galloway Apartments.

Officer Jones met with the victim, Doe, at the clubhouse and spoke with her for approximately 30 minutes. From what Officer Jones heard, it was the worst domestic violence incident he had ever dealt with. Officer Jones said the victim told him she was a victim of domestic violence approximately one month earlier in Pleasanton. In that incident she obtained a restraining order protecting her from Chavez. After obtaining the restraining order, Doe and Chavez working things out Doe dropped it.

Doe reported that at approximately 0200 hours, Chavez became upset with her and she tried to calm him down. Doe decided to walk out and go outside in case she needed to scream so others could hear. Doe

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returned to her apartment and Chavez grabbed her by the hair and kicked her in the face. Chavez proceeded to grab a pillow and place it on her face pushing down on it. Doe said she was unable to breathe with the pillow on her face. Chavez moved Doe into her bedroom and locked her inside for the remainder of the night. Doe said she was unable to call the police because Chavez took her cell phone. Doe stated Chavez told her, "You're not calling the fucking police". The only reason Doe was able to leave was because she had work at [REDACTED].

Doe told coworkers about what happened and they encouraged her to call the police. [REDACTED] Doe said she had concerns about calling police because Chavez would physically harm her. Officer Jones could not recall if Doe stated Chavez would kill her. Doe also stated that if she called police and Chavez saw them, he would escape through a bedroom window.

Based on the information he received, Officer Jones believed that the suspect was a flight risk. He was afraid that if Chavez saw the police, he would return and possibly take revenge by hurting or killing Doe. Officer Jones requested additional officers and Sergeant Gora respond to the scene.

Officer Jones said Doe identified the suspect as Cody Chavez. Officer Jones said he did not have any prior contacts with Chavez and never heard of him before speaking with Doe. Officer Jones said he began receiving information from dispatch about prior incidents involving Chavez.

Officer Jones showed a prior booking photograph of Chavez to Doe and she identified him as the suspect. The victim showed Officer Jones a photograph of her injured lip. He was unable to see any injuries on the victim because she covered them up with makeup.

Officer Jones said he knew domestic violence incidents are crimes of passion/emotion and could escalate. When drugs and alcohol are involved, these types of incidents also have a higher risk of becoming violent.

Officer Jones said his priority was apprehending or detaining Chavez so he could not escape and return to harm Doe. Doe told Officer Jones that Chavez had history with police. Doe said every time Chavez was contacted by law enforcement he appeared "roughed up," leading Doe to believe Chavez would fight with the police.

Officer Jones said the victim told him Chavez had one alcoholic drink at the time of the incident. Doe appeared very distraught, emotional, and terrified.

After requesting additional officers, Officer Koumiss, Batt, and Sergeant Gora arrived on scene. Officer Jones said he began obtaining intelligence on Chavez and found him in CRIMS. It appeared to Officer Jones that Chavez did not spend much time in Alameda County. Officer Jones said he located a recent arrest of Chavez by Pleasanton PD on January 22nd for domestic violence and saw that he had a parole violation in 2009. Officer Jones said he noticed Chavez had a restraining order against him protecting the victim.

Officer Jones said he read the report about the incident on January 22nd. He saw officers forced entry into the apartment and found Chavez sitting on the bed, ignoring officers' commands to surrender. Officer Jones requested that dispatch conduct a records check of Chavez out of Santa Clara County and found that he was not probation. Officer Jones said Chavez did have previous history of battery against a police officer, a pursuit, resisting arrest, and believed there was an assault with a deadly weapon (weapon other than firearm). Officer Jones said there were concerns about Chavez's criminal history because it showed that he was a violent person who did not obey law enforcement when given a lawful order.

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Officer Jones said there was probable cause to believe Chavez battered Doe (domestic violence), falsely imprisoned her, and prevented her from calling 911. Officer Jones said he obtained an initial statement from Doe. He planned on conducting an in depth interview after detaining Chavez and obtaining a statement from him. Officer Jones's priority was the victim's safety.

Officer Jones said he formulated a plan to contain and contact Chavez. He placed Officers Batt and Koumiss at the bedroom window, where Chavez had removed the screen from in preparation to escape. Officer Jones attempted to call Chavez several times, however, the number he had was disconnected. Officer Jones, Repetto, and Sergeant Gora went to the front door of Doe's apartment, rang the doorbell, knocked, and announced themselves as Pleasanton Police Officers. There was no answer.

Officer Jones said he heard Officer Batt and Koumiss say there was movement in the bedroom and state they saw blinds open. Officer Jones said he believed Chavez was going to try to escape the back bedroom window but realized police were there. Officer Jones said he obtained the passcode for the door in an attempt to open it and make additional announcements. When he input the electronic code in the lock he heard the electronic gears shift, but the door remained locked. Officer Jones said he was confident the door starting to unlock because it showed a green checkmark light. The officers were unable to open the door so they pulled back. Officer Jones did not hear Chavez or anything else occurring in the apartment.

Officer Jones said when he returned to the office to get a new code, they told him someone was probably holding the door lock closed.

Officer Jones said when Lieutenant Gomez and Officer Martens arrived, he repositioned his patrol vehicle in front of Doe's apartment. He began making PA announcements to Chavez, stating he was a police officer and he wanted Chavez to come out with his hands up. Chavez did not respond.

Officer Jones was able to obtain a temporary emergency door code. He attempted to open the front door with the code again. When Officer Jones input the code, he heard the same locking mechanism shift and the door remain locked.

Officer Jones said he asked for a correct phone number for Chavez. He received one and noticed one digit was off from the number he was previously calling. Officer Jones tried calling Chavez multiple times with no response. He sent a text message to Chavez identifying who he was and asking him to come outside to talk. There was no response.

Officer Jones said Sergeant Pittl, Lewellyn and Albert arrived to the location with the ARV and parked it in front of the apartment. Officer Jones' patrol vehicle was moved by someone and used for traffic control. Officer Jones said that the ARV showed up approximately 2-3 hours after his arrival to the scene.

Officer Jones believed the purpose for deploying the ARV was for the safety of the involved officers and as a deescalation tactic. Given the nature of the crime, Chavez's criminal history, and Chavez's lack of cooperation, the ARV would show the police were not leaving and wanted a peaceful resolution. Officer Jones said providing numerous of announcements from the ARV demonstrated the officers were there in force, but were not trying to escalate the situation.

Officer Jones said officers made continuous announcements to Chavez in English and Spanish. Officers rotated giving announcements.

Officer Jewell, Leonardo, and Detective Kroutil arrived on scene. Officer Furphy, who was a part of the Crisis Negotiations Team (CNT), also arrived on scene. CNT was able to communicate with Chavez by phone.

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Chavez stated he was in San Jose and hung up.

Officer Jones said he spoke with Sergeant Shuffield about the incident. Sergeant Shuffield recommended he speak with Detective Sheldon to obtain a Ramey warrant for Chavez's arrest. Officer Jones said approximately 40 minutes later, around 1204 hours, the warrant was approved.

Dispatch notified officers that a text message was received by Doe from Chavez asking why the police were out front. This led Officer Jones to believe Chavez was still inside the apartment. Officer Jones also received information from dispatch that Chavez stated something to the effect of police having to kill him.

Officer Jones said a decision was made to breach the front door of the apartment and send a robot in for intelligence. A plan was formulated with Detective White, Sergeant Pittl and Officer Jones to breach and deploy the robot. Detective White was the designated less lethal officer with the FN303, Sergeant Pittl had lethal cover and had a shield, and Officer Jones was the breacher with the ram and was responsible for deploying the robot.

The officers approached the front door and Officer Jones able to breach the door with a ram. As the officers backed away from the door, Chavez began pushing the apartment door closed. The robot was able to wedge itself between the door and frame. As Officer Jones retreated from the apartment door, he heard an officer by the ARV ask Chavez to put his hands up and announce that Chavez was trying to shut the door on the robot. Officer Jones said he heard officers announce Chavez had a knife. At that time, Officer Jones had his back turned away from the door as he was returning to the ARV. Officer Jones said at one point he saw Chavez's face and positively identified him as the same person on the CRIMS booking photograph.

Another plan was made for a team to "break and rake" a front window to allow a drone inside the apartment. Officer Leonardo and Detective Kroutil were designated as lethal coverage, while Detective White was the designated less lethal with the FN303. Officer Jones was assigned to use the break and rake tool to breach the window.

The team approached the window to carry out the plan. As Officer Jones broke the window, he heard other officers start yelling. Officer Jones looked toward the apartment door and saw Chavez walking outside. Chavez was looking at the breaching team by the window. Officer Jones estimated the distance between him and Chavez was approximately 10 yards. Officer Jones said he saw Chavez with a knife in his right hand. Realizing this was a lethal force situation, Officer Jones stated he began drawing his pistol and moved towards Detective White for a better backdrop. Officer Jones said he heard the beanbag shotgun round go off. Chavez began sprinting toward Detective White. Officer Jones said he believed Chavez was attempting to stab Detective White and kill him or maim him. Officer Jones did not hear Chavez say anything. He was surprised how fast Chavez was able to close the distance between the front porch area to his team with a knife. Officer Jones said he did not believe Chavez was trying to escape because he ran directly towards officers. Officer Jones said as Chavez sprinted towards them, he recognized Chavez posed a deadly threat due to his decision to walk towards police officers with a knife in hand. Officer Jones said he was scared for his and his partner's lives, especially Detective White. Officer Jones said at that time there were no other de-escalation options that could be used.

As Chavez began sprinting toward Detective White, Officer Jones heard gunshots.

Officer Jones said when he recognized the situation he was in, he was anticipating having to shoot Chavez. As Officer Jones got into a position to shoot, Chavez was already on the ground with an apparent gunshot wound to the head. When Chavez was shot, Officer Jones estimated Chavez was only approximately 8-10 feet away.

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Officer Jones said Chavez escalated the situation when he refused to surrender. Officer Jones said Chavez forced officers to shoot him because he had a knife and was running towards them. Officer Jones said if police would have left there was a chance that the victim would have been killed or seriously maimed.

He said Chavez had the intent, present ability, and opportunity to cause harm to Detective White and the other officers.

My interview with Officer Jones was audio recorded and uploaded to Evidence.com. Officer Jones's statement was transcribed using the Evidence.com service and verified by Officer Emmett . Refer to transcript for complete statement.

R. Barcelo #307

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

CASE NUMBER

2022-00005639

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DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Barcelo Supplemental #7
Interview with Detective Kroutil.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER

Barcelo, Ricky, Edward,

DATE WRITTEN

02/17/2022

APPROVED BY

Shuffield, Robert Conrad 07/20/2022

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	REPORTING OFFICER Barcelo, Ricky, Edward,	

On 2/17/22 at about 1539 hours, I was working as a Detective assigned to the Criminal Investigations Unit when I heard over the radio an officer involved shooting occur at 4899 Willow Road, Apt. # [REDACTED] I learned that Detective Kroutil was involved in the incident and was a witness.

On 2/21/22 at approximately 1247 hours, I met with Detective Kroutil in the back conference room located at the police department for an interview.

Present During Interview:

Detective Matthew Kroutil

Sergeant Jason Hunter-Pleasanton PD

Sergeant Robert Shuffield-Pleasanton PD

Interview with Detective Matthew Kroutil:

Before obtaining a statement from Detective Kroutil, I told him he was not under arrest, was free to leave at any time, and did not have to answer any questions he did not feel comfortable answering. I told him this was a voluntary statement provided by him regarding the incident being investigated. When asked if he understood, he stated, "Yes". The following is a summarized statement from Detective Kroutil:

Detective Kroutil stated he did not review his body worn camera footage prior to giving a statement.

Detective Kroutil stated he graduated from the Stanislaus County Regional Training Center Academy in 2006. He was a police officer with Modesto PD from 6/2007 to 9/2009, when he was hired by Pleasanton PD. Detective Kroutil successfully completed a field training program and had advanced training in domestic violence, SWAT, crisis intervention and force options. Detective Kroutil stated he was currently assigned as a Detective in the Criminal Investigations Unit and has been assigned there since 11/2020.

Detective Kroutil said on 2/17/22 he was working a SWAT operation in Livermore. Detective Kroutil's role in the operation was to surveil a wanted suspect and relay intelligence to assist with his arrest.

Detective Kroutil stated he was in plain clothes because he was working in an undercover capacity for the operation. Detective Kroutil stated he wore an outer carrier vest that had a badge, his name, and large lettering that said police. On his vest, Detective Kroutil had his taser, extra magazines, handcuffs, and a "dump pouch." Detective Kroutil had his firearm, a Sig Saur 229 9mm on his belt.

The operation started at approximately 0700 hours and ended at approximately 1100 hours. The suspect in that incident was safely apprehended without incident.

After the operation, Detective Kroutil he went out for lunch with Officer Leonardo. During lunch, he received a call from Sergeant Albert about a domestic violence incident occurring on Willow Rd. After finishing lunch, Detective Kroutil returned to the police station and heard a lot of preplanning conversations about the incident on the radio. Detective Kroutil responded to the apartment to assist with the incident. Detective Kroutil said he arrived at Willow Road at approximately 1300 hours.

Once he arrived, Detective Kroutil went to the command post, which was located near the leasing office at the apartment complex. Detective Kroutil received information about the suspect, Cody Chavez, who had barricaded himself inside of the apartment. Chavez was wanted for domestic violence. Detective Kroutil stated he did not have any prior contacts with Chavez. It was unknown whether Chavez had any weapons. Detective Kroutil was aware other officers had been on scene for several hours.

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	<small>REPORTING OFFICER</small> Barcelo, Ricky, Edward,	

Detective Kroutil was instructed to talk to Sergeant Pittl, who was coordinating the officers at the scene.

Detective Kroutil recalled several officers rotating making announcements PA announcements to Chavez. Each of the officers encouraged Chavez to surrender peacefully. Detective Kroutil said the announcements were made in English and Spanish. The crisis negotiations team was also used to encourage Chavez to surrender. The goal of the officers was to have Chavez exit peacefully.

Detective Kroutil stated a team was tasked with breaching the front door of the apartment to allow the robot in. As the team breached the door, Chavez appeared in the doorway and tried to kick the door shut. Detective Kroutil said he saw Chavez with a knife in his hand.

The team backed away and formed a second plan to breach a window to the apartment to allow a drone in. The purpose of utilizing the drone was to gain intelligence and establish communication with Chavez. Detective Kroutil was assigned to this team as the lethal rear cover and was directed to deploy a flashbang to distract Chavez while the team breached the window. Officer Jones was the breacher. Detective White was assigned as less lethal coverage with the FN303 and Officer Leonardo was lethal cover.

The team approached the window to conduct the breach. Detective Kroutil took his rear-guard position, where he was facing away from the front door. Detective Kroutil deployed a flashbang at the [REDACTED] (southwest) corner as a distraction. As the team executed the breach, Detective Kroutil heard a commotion and someone announced Chavez was exiting the apartment. Detective Kroutil said he began to walk back towards the armored vehicle as Officer Jones completed breaching the window.

Detective Kroutil looked toward the front door and saw Chavez had exited the apartment. Chavez was beginning to sprint toward Detective Kroutil and the officers at the window. Detective Kroutil estimated he was approximately 10-15 feet away from Chavez as Chavez began running towards him. Detective Kroutil was unable to provide lethal coverage because of his position. Detective Kroutil was unsure what the suspect was trying to do. He said the situation was weird because Chavez was running directly at officers and, at the time, he did not see Chavez had the knife. Based on the circumstances and Chavez's actions, Detective Kroutil did not believe Chavez was trying to escape.

Detective Kroutil remembered seeing Detective White fire the FN303 at Chavez and seeing FN303 projectiles bouncing off Chavez. Detective Kroutil said the FN303 rounds he saw strike Chavez had no effect. Detective Kroutil recalled seeing Chavez fall to the ground and saw that Chavez had been shot in the head. Detective Kroutil did not see Chavez had a knife until he saw the knife on the ground next to Chavez. He described the knife the largest knife in a block of knives.

After the shooting, Detective Kroutil remembered he and Sergeant Pittl attempting to give first aid to Chavez. Chavez's head injury was beyond their expertise for medical aid. Detective Kroutil said they rolled Chavez over to open an airway and called for medical personnel to respond (LPFD). A medic responded to treat Chavez and immediately saw that he was deceased. Detective Kroutil believed the medic called multiple doctors and provided Chavez's vitals and he was ultimately declared Chavez deceased.

Detective Kroutil stated domestic violence incidents often escalate without police intervention. Detective Kroutil believed Chavez would have killed Doe if they police left without arresting him.

Detective Kroutil estimated several hours passed between the time he arrived and the time the shooting occurred. Officers made multiple attempts to deescalate the incident, but Chavez was uncooperative. Chavez had numerous opportunities to surrender, but chose not to.

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Detective Kroutil said Chavez showed no signs of cooperating with the officers' de-escalation techniques. When Chavez exited the apartment with the knife and sprinted toward the officers, there were no other opportunities to de-escalate the situation.

Detective Kroutil did not believe Chavez was attempting to escape. Chavez had a pathway to escape, but instead chose to run directly at the officers. Detective Kroutil believed Chavez was either attempting to harm one of the officers or to commit suicide. Knowing that Chavez had a knife and given a safe backdrop, Detective Kroutil said he would have shot Chavez if Detective White was not in front of him. Detective Kroutil believed Chavez had the intent, present ability, and opportunity to harm him and other officers.

Detective Kroutil said the goal of the operation was to safely apprehend Chavez and take him into custody.

My interview with Detective Kroutil was audio recorded and uploaded to Evidence.com. Detective Kroutil's statement was transcribed using the Evidence.com service and verified by Officer Emmett . Refer to transcript for complete statement.

R. Barcelo #307

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

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 03/16/2022	TIME 15:12	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT SGT ALBERT INTERVIEW			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	IP	SGT ALBERT,				AUDIO RECORDED
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V E H I C L E S	CASE VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER		TYPE	COLOR			
	DESCRIPTION									
	PROPERTY VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER		TYPE	COLOR			
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	VALUE									

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/16/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/16/2022 15:12

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

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INVOLVED IP	NAME/BUSINESS NAME SGT ALBERT,					DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566							HOME PHONE (925)931-5100		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
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INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
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INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
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EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION			
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
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INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/16/2022 15:12	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to summarize Sgt. Albert's statement about this incident.

NOTIFICATION:

This interview took place at the Pleasanton Police Station on 02-22-22 at 1252 hours. The interview took place in the rear conference room near the SEU office. The interview was audio recorded and later downloaded into evidence.com. A transcript of this interview will be attached. Personnel present for the interview were Detective Sheldon (Lead Investigator), Sgt. Hunter (Administrative Sergeant), Sgt. Albert.

Sgt. Albert's role in this call involved responding to the scene with ARV and providing overwatch and security on the front of the apartment. Sgt Albert also assisted in some of the planning for the operation. Sgt. Albert declined to watch his body worn camera video prior to providing a statement.

I advised Sgt. Albert 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. Sgt. Albert acknowledged these rights and agreed to provide a statement. I asked Sgt. Albert some administrative questions detailing his training and experience as well as some background questions to start the interview. Refer to the attached transcript of Sgt. Albert's statement for more details.

SGT ALBERT INTERVIEW

Sgt Albert was at the station after a SWAT operation in Livermore and Lt Stocking asked him to assist with this call. Sgt Albert loaded equipment into the ARV and drove to the scene, 4899 Willow Rd. # [REDACTED] Sgt Albert knew the call was a felony domestic violence suspect in an apartment refusing to communicate with the patrol officers. Sgt Albert knew the suspect had a criminal history including assault with a deadly weapon. The suspect reportedly assaulted his girlfriend throughout the night and prevented her from calling the police. Sgt Albert was also aware of a previous domestic violence case in Pleasanton earlier in the year involving the same two individuals. In that case the suspect was found hiding in the apartment when officers attempted to arrest him. Sgt Albert and other responding officers were given a picture of the suspect, Cody Chavez, once they arrived on scene.

Sgt Albert brought Sgt Lewellyn and Sgt Pittl to the scene in the ARV with him. Once on scene Sgt Albert parked the ARV directly in front of the target apartment. Sgt Albert's initial task was security for the front of the apartment. He was in the turret of the ARV for about 20-30 minutes.

Sgt Albert was relieved by Officer Jewel in the turret. Sgt Albert was briefed by Sgt Pittl and other supervisors on the operational plan. The initial plan was to wait until the Ramey warrant was signed. While waiting for the warrant to be signed, officers would give commands to Chavez through the ARV's PA system. Sgt Albert gave commands over the PA for about 10 minutes then he was relieved by another officer who continued the PA announcements. The officers gave PA announcements until the Ramey warrant was signed. While giving the announcements, they changed officers to see if a different officers tone of voice would convince Chavez to exit the apartment peacefully.

The crisis negotiation team (CNT) arrived and attempted to communicate with Chavez. Chavez told the CNT team he was not in the apartment, and he was in San Jose. The officers knew he was in the apartment because he was texting the victim asking her why she called the police and officers had seen someone inside the

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	REPORTING OFFICER Sheldon, Mark, Brian,	

apartment.

The officers developed a plan to breach the front door to establish communication with Chavez through the robot. The breach team and drone team used an unoccupied apartment with the same floor plan to see the layout of the apartment. The breach team was comprised of Sgt Pittl (lethal cover and shield), Detective White (less lethal FN 303), and Officer Jones (ram).

After completing the walkthrough of the apartment, Sgt Pittl and his team breached the front door of apartment [REDACTED] and attempted to get the robot into the apartment.

Sgt Albert was behind the ARV when the breach team breached the front door, and he had a clear and unobstructed view of the front door. After the breach team breached the front door and attempted to get the robot into the apartment they fell back behind the ARV.

Sgt Albert had Officer Guillermo (SWAT rifle) to his left near the front passenger side ARV tire. Officer Guillermo had his rifle pointed at the front door. Officer Jewell (SWAT rifle) was in the turret and there was a group of officers at the rear of the ARV.

Once the breach team breached the door and came back to the ARV, Sgt Albert observed a subject come out of the apartment, kneel, and throw the robot out of the apartment. Sgt Albert identified the subject as Cody Chavez from the pictures he was shown. Chavez had a knife in his hand when he exited the apartment to throw the robot out. Sgt Albert advised over the radio that he positively identified Chavez and that Chavez was holding a knife when he came out of the apartment.

Officer White was the less lethal option at the front of the ARV and he was pulled to join the team in the back of the ARV. Sgt Albert knew they needed a less lethal option at the front of the ARV, so he requested Officer Repetto to get a less lethal shotgun from his vehicle. Officer Repetto returned with his less lethal shotgun and took a position at the front of the ARV. Sgt Albert had his SWAT rifle slung so he could have his hands free to conduct radio communication with dispatch. Sgt Albert was behind Officer Guillermo with his SWAT rifle and Officer Repetto with the less lethal shotgun. Both Guillermo and Repetto were holding their weapons over the hood of the ARV pointed at the front door of the apartment. They were positioned near the front bumper of the ARV on the passenger side. They were all using the ARV as cover from any threats coming from the front door of the apartment.

Due to Chavez securing the front door and having no way to get the drones inside the apartment, the officers decided to break out a window so they could get the drones inside the apartment. A team went to the window and began breaking the window.

While the team was breaking the window, Chavez came out of the apartment with the knife still in his hand. Chavez made a stutter step move and Sgt Albert didn't know which way he was going to run. Chavez clearly looked to the left first where there was an avenue for escape, then he looked to the right where the team was working on breaking the window. Several officers gave commands to Chavez to drop the knife. Chavez did not comply.

Sgt Albert instructed Officer Repetto to shoot Chavez with the less lethal shotgun. Officer Repetto fired the shotgun at Chavez and Sgt Albert observed one of the less lethal round impact Chavez, which had no effect on him. Once Chavez was hit with the less lethal shotgun, he made eye contact with the team breaking the window and charged at them with the knife still in his hand. Sgt Albert heard an FN 303 firing followed by

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	REPORTING OFFICER Sheldon, Mark, Brian,	

rifle fire.

Sgt Albert repositioned himself and saw Chavez down on the ground. Sgt Pittl approached Chavez while he was on the ground and provided medical aid.

Sgt Albert advised the ultimate goal in this call was for Chavez to surrender peacefully. They used a lot of tools and resources during this incident with the goal of having Chavez surrender peacefully. The officers attempted to deescalate the situation for multiple hours and used every resource they had at their disposal. Despite hours of attempts to communicate with Chavez, the de-escalation attempts were met with no cooperation from Chavez. Chavez had every opportunity to resolve this situation peacefully, but he decided to exit the apartment with a large knife and charge at a group of officers, ultimately forcing the officers to shoot him to protect themselves and other officers.

Sgt Albert did not believe Chavez was attempting to escape when he ran toward the officers. Had he been intending to escape, Chavez would have run to his left where there were fewer officers. Instead, he ran directly at the large group of officers while wielding the knife.

Sgt Albert explained that this was not a formal SWAT activation. From his training and experience with SWAT team, had the SWAT team been utilized, Sgt. Albert believed they would utilized the same resources and handled this call in the same manner. Sgt Albert said they were fortunate to have two Lieutenants and four Sergeants out at the scene that are either assigned to the SWAT team currently or had been assigned to the SWAT team. Having all that experience out at the scene helped the officers implement a sound tactical plan.

After the shooting, Sgt Albert took public safety statements from the involved officers. He arranged to have the officers separated and transported to the station.

See attached transcript of Sgt Albert's interview for more details

Sheldon #194

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

2022-00005639

CROSS REF CASE #(S)

2022-
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2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 07/06/2022	TIME 14:50	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

Investigative Supplement

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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- ☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS

OTHER:

REPORTING OFFICER Lengel, Matthew, Thomas,	DATE WRITTEN 07/06/2022	APPROVED BY Shuffield, Robert Conrad 07/18/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	<small>DATE/TIME WRITTEN</small> 07/06/2022 14:50	<small>CASE NUMBER</small> 2022-00005639
	<small>REPORTING OFFICER</small> Lengel, Matthew, Thomas,	

Summary:

On 02/17/22 I was dispatched to 4899 Willow Road # [REDACTED] Pleasanton, to assist with Crisis Negotiations during a Domestic Violence incident. This report documents my interaction with (V)-Jane Doe, my conversation with (S)-Cody Chavez, and my responsibilities throughout the incident.

Involved Officers:

Officer M. Lengel
Officer K. Furphy

Background:

In May, 2018, I joined the East County Tactical Team as a Crisis Negotiator. In 2018 I became a member of CAHN (California Association of Hostage Negotiators). In October, 2018, I attended "Hostage Negotiations" school presented by D-PREP (40 Hours).

Officer Furphy assisted me with this negotiation.

Scene:

Officer Furphy and I were dispatched to the scene at approximately 1356 hours for the possibility of assisting with negotiations.

Observations:

Officer Furphy and I met with Jane Doe in the apartment complex clubhouse. Doe provided some information regarding what had transpired during the incident.

Additionally, we asked Doe several questions attempting to gain intelligence that would allow me to build a rapport with Chavez if communication was established. I made several notes regarding this information. I later took a photo of these notes and uploaded the photo to Evidence.com.

Investigation:

Officer Furphy and I used her patrol vehicle to conduct our negotiations with Chavez. The patrol vehicle was parked in the apartment complex, around the corner from the front of apartment [REDACTED] (northeast of the apartment). From our position we could not see unit [REDACTED]. I was assigned as the primary negotiator. Officer Furphy was assigned as my coach. All of the calls and call attempts to Chavez were audio/video recorded using my AXON body worn camera.

Statements:

Refer to Officer Furphy's supplemental report for information related to our interview with Doe.

At approximately 1452 hours I attempted the first phone call to Chavez at [REDACTED]. A male subject answered the phone and said, "Hey." I replied by saying Hi and asking if I was speaking with Cody Chavez. He said, "Mmhmm" (as if affirmative).

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	REPORTING OFFICER Lengel, Matthew, Thomas,	

I identified myself by first name and told Chavez I am a police officer with Pleasanton Police Department.

Chavez replied "MmHm" again, as if acknowledging he understood who I was.

At this point I had a brief conversation with Chavez. I explained to him that we were wanted to talk with him and asked him if he would come out and speak with us.

Chavez asked me, "Coming out of where?"

I asked him if he would come out of the apartment and talk with us. Chavez told me he is in San Jose. I explained to Chavez we had information he was in an apartment in Pleasanton and related that I believed he was inside the apartment. I asked him if he would mind coming outside to talk to me and asked Chavez if he was by himself. Chavez hung up the phone.

I made several attempts to reconnect via phone with Chavez at the same phone number. Chavez did not immediately answer these attempts and my calls were met with a voicemail prompt.

At approximately 1456 hours I left a voicemail on Chavez' phone asking him to come to the door so we can talk. I asked him to show his hands if he came to the door. I also asked him to call me back so we could talk on the phone if he preferred.

At 1457 hours I also began sending text messages to Chavez' phone. The following are the text messages I sent Chavez' phone:

1457 hours: Hey Cody would you rather we text?

1457 hours: This is Matt

1459 hours: Hey Cody give me a call

1501 hours: Let's talk about this...our officers saw you through the window. We can't leave. Call me and let's talk

1501 hours: I'm willing to listen to you.

1507 hours: Cody, pick up the phone and let's talk...

1511 hours: We're not able to leave until we can talk to you. How can we make that happen?

During this time, I also attempted multiple calls to Chavez' phone.

At approximately 1518 hours Chavez answered the phone.

Chavez acknowledged he saw that I had been calling him and asked me what was going on.

I explained to him we wanted to talk with him.

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	REPORTING OFFICER Lengel, Matthew, Thomas,	

Chavez said he had been on the phone trying to figure out what was going on. Chavez asked me what the allegations were. He also maintained he was not in Pleasanton, but in San Jose. Chavez asked me why we were looking for him.

I explained to Chavez I was going to be honest with him. I told him I was not at the front of the apartment but there are officers that are at the apartment. I explained the officers saw him looking out the window. I told him we were investigating an incident that had occurred overnight, between he and Doe. I again told him we wanted him to come out and talk with us.

Chavez asked me what the allegation was. I told him I was not the investigating officer. I said it was a domestic incident and told him I would be more than happy to listen to his side of the story.

Chavez replied by telling me I have been calling him for over an hour about a domestic incident, while he is in San Jose. He asked me what kind of domestic incident.

Chavez implied he was at work in San Jose and asked where he should meet us if he left his job.

I reminded Chavez we had officers who were there that had seen him look out of the window. I explained to Chavez that I knew he had seen the officers as well. I told him we wanted him to come outside, peacefully, adding he would not be hurt. I told him twice more I would be willing to listen to his side of the story.

Chavez replied he understood. He told me I was "pretty cool", called me by my first name and said he appreciated me being so nice to him. He then, again, told me he is not in the apartment. He then said, if he does come to the apartment it sounds like he would be arrested. He asked me what he would be charged with.

I explained to Chavez I believed he would be arrested. I again told him I am not the investigating officer and did not know exactly what he would be charged with. I explained there are always two sides to a story and assured him we would listen to his side of the story.

Chavez asked me what he did. I explained that is what he would need to tell us, again telling him we would like to hear his side of what happened. Chavez told me it sounded serious and asked me if he beat someone up or hit anybody.

I continued trying to explain to Chavez that I wasn't the investigator.

Chavez continued implying he was at work. He continued asking about charges, domestic violence, and implied it was an automatic jail ticket in California.

Suddenly, Chavez said he had to get off the phone. He said something about me not telling the truth. I tried to convince Chavez to stay on the line. He told me not to text or call him. I asked him if something was happening at work. He told me again to not text or call him. He then told me he had to go and the call was disconnected at approximately 1523 hours.

I made several attempts to call Chavez back. All attempts went unanswered. I also sent the following text messages after the second call was disconnected:

1527 hours: Cody lets talk pick up please

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1533 hours: Please pick up the phone.

At no point during the incident did Chavez ever reply to any of my text messages.

From the time of the disconnected call at 1523 hours, to the time shots were fired, I made over twenty attempts to reach Chavez via telephone. None of those calls were answered.

After negotiation attempts ended, I assisted by placing crime scene tape up to preserve the scene. Officer Furphy and I were asked to sit with and console Doe until support for her arrived. We stayed in the clubhouse with Doe for approximately an hour. During this time my AXON Body Camera was on. We assisted Doe in getting family members to respond. We also offered her the support of the Tri-Valley Haven. Doe requested a response from the Haven. PPD Dispatch contacted the Tri-Valley Haven and they sent two advocates.

Officer M. Lengel #266

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CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
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SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/23/2022	TIME 17:24	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

I responded to the scene to assist with crisis negotiations. This document outlines my interactions with the victim and my role as a coach to the primary negotiator. Once the scene was secure, I acted as scene security and assisted with the crime scene entry log.

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Furphy, Kayla, Marie,	DATE WRITTEN 02/23/2022	APPROVED BY Shuffield, Robert Conrad 02/28/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/23/2022 17:24	CASE NUMBER 2022-00005639
	REPORTING OFFICER Furphy, Kayla, Marie,	

Summary:

I responded to the scene to assist with crisis negotiations. This document outlines my interactions with the victim, Jane Doe, and my role as a coach to the primary negotiator. Once the scene was secure, I acted as scene security and assisted with the crime scene entry log.

Involved Officers:

Officer K. Furphy

Background:

In 2021, I was appointed the collateral assignment of a Crisis Negotiator with the East County Tactical Team (ECTT). I attended a 40 hour Basic Crisis Negotiation school presented by D-PREP and received my certification on 10/29/2021. Officer Lengel, who is also a certified Crisis Negotiator was dispatched as my partner.

Notification:

On 02/17/2022, I was working as a PPD Patrol Officer wearing a full police uniform. I was driving PPD Patrol vehicle 473. At 1356 hours, I was dispatched to 4899 Willow Rd. for a domestic violence call with a barricaded suspect in apartment # [REDACTED]. I was called out as a Crisis Negotiator.

All interactions were captured on my Axon Body Worn Camera, and I later uploaded the video footage to Evidence.com.

Scene:

I arrived on scene at approximately 1410 hours. I parked my patrol vehicle to the east of 4899 Willow Rd. towards the north end (next to the parking garage). Officer Lengel and I contacted the victim, Jane Doe, in the apartment complex's clubhouse located directly to the east of the southeast corner of 4899 Willow Rd.

Observations:

Jane Doe was the only person in the clubhouse at the time. Doe was very cooperative with providing intelligence about the suspect, Cody Chavez, to further assist Officer Lengel and me in our negotiations.

Statements:

Jane Doe's statement:

I spoke with Jane Doe, who told me the following:

Doe and Cody were in a dating relationship. They were involved in a domestic dispute about one month ago and Pleasanton Police was called. Doe was granted a temporary restraining order protecting her from Chavez. When the temporary restraining order expired, she sought another restraining order. Chavez found out about the restraining order and was very apologetic to Doe. Doe removed the restraining order and that is when Chavez "went absolutely crazy" on her (referring to the following incident).

On 02/17/22 at approximately 0200 hours, a verbal argument ensued between Doe and Chavez. Doe described Chavez as a very aggressive person. If she became aggressive with him, he would go over the top of her. Chavez kept following Doe around her apartment. Doe told Chavez she would call the police if he became physical towards her. Doe went to leave the apartment to get away from Chavez and Chavez kicked her in her chin. He then grabbed her hair and pushed her down all the way to the floor. He turned her over and she started to scream. Chavez covered

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**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/23/2022 17:24

CASE NUMBER
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REPORTING OFFICER
Furphy, Kayla, Marie,

Doe's mouth and then covered her nose. Doe told Chavez she could not breathe. The more and more Doe punched Chavez and resisted the more and more he pushed down on her face. Doe told herself to calm down because she thought Chavez was going to kill her. Doe was able to get away from Chavez and went inside the bedroom to control her breathing. Chavez came into the bedroom, turned Doe over, grabbed a pillow, and put it over her face to where she could not breathe. She kept pushing him off her. The only way Doe was able to get Chavez off her was to act like she was not breathing properly and act like she was non-responsive. Chavez told Doe she was not going anywhere, took her cell phone and hit it from her, and then locked Doe in the bedroom. Every time Doe would make a move, Chavez would get up and stand in front of the door and not let Doe exit. At that point, Doe knew she did not have a phone and there was nothing she could do. Doe went to bed and fell asleep.

A few hours later, Doe woke up and Chavez started yelling at her again about how she was going to ruin him. Doe needed to go to work so she walked out of the apartment as fast as she could and went to the [REDACTED]. Chavez [REDACTED] and asked Doe for her car keys. Doe gave Chavez her car keys. Chavez kept walking back and forth outside the [REDACTED] watching Doe. He took her car and drove it back and forth around the parking lot. The apartment belonged to Doe but she let Chavez stay in the apartment. She kicked him out after the original restraining order was granted but they tried to work things out with their relationship, so she allowed Chavez back into her apartment. Doe had knowledge Chavez was currently inside the apartment because Chavez texted her a picture from inside the apartment. Doe knew Chavez was holding the door lock closed so police could not get inside.

Doe and Chavez were dating for two years. Doe had three children with her ex-husband; [REDACTED], [REDACTED], and [REDACTED]. Chavez loved [REDACTED] to death. Doe's children could not stand Chavez and would not talk to him when he was over at the apartment. Chavez had one child of his own; [REDACTED]. Chavez did not have a relationship with [REDACTED] because the child's mother did not want Chavez anywhere around [REDACTED].

Chavez was hired at a new job down the street about two weeks ago working for a flooring company called Precision. He loved his job because it was a corporate job. He was always a salesman in the flooring/ home design industry. Both of Chavez's parents passed away when he was a child. He had a close relationship with his [REDACTED] who lived in San Jose. He had one brother but Doe believed the brother was in prison and from what she knew Chavez did not have a relationship with him. Doe did not know too much about Chavez's friends as they never came around consistently. She did not believe he had many friends. Doe described Chavez as a very angry person. Chavez was previously staying with his [REDACTED] but Doe allowed Chavez to stay in her apartment for a little. He always talked about his mother but not in a very positive way. Chavez was dealing with grief from his mother's death. [REDACTED] told Doe that Chavez's mother was murdered after being shot in the head and his father died from an overdose. The only close relationship he had was with his [REDACTED] who was the only one in the family to help him out. His [REDACTED] raised him as a child in San Jose and took him out of the system when his parents passed away. He always spoke highly about his [REDACTED]. He also spoke highly of his [REDACTED] who was married to [REDACTED]. [REDACTED] was always patient with Chavez and Chavez knew he always had his back. Chavez occasionally smoked marijuana and Doe was not familiar with any drug usage. Today, Chavez drank a small pint of vodka and the night prior, around 2100 hours- 2200 hours he drank a bottle of wine. There were no firearms inside the apartment with Chavez. Chavez hobbies included gambling and playing poker at the casinos and playing chess. Chavez loved football and played Pop Warner as a child. Chavez hated the police. The last time he was in jail was a month ago for the domestic dispute. Doe was issued a restraining order but the second Chavez was released from jail he showed up to her place. He then showed up to Doe's mother's house in [REDACTED]. Doe's mother and brother called [REDACTED] Police but they never found him. Chavez ended up getting into a physical fight that night and was hospitalized at Eden Medical Center in Castro Valley.

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Doe described Chavez as someone who is hard to read and he does not talk about his past. She stated it is a cycle with Chavez and being with him is an emotional roller coaster. He has told her he wants to kill her before. Today, Chavez told Doe, "I reassure you if I go to jail and the police call me, I will kill your ass when I get out." Doe took the threat very seriously because she has three children. Today, the children were with their father.

Doe believed Chavez was probably drunk because when he left with her car today, she believed he went and bought alcohol. Chavez had a severe alcohol addiction. He was in the Salvation Army for six months for his alcoholism. He joined the Salvation Army in San Jose instead of going to jail but he hated the Salvation Army because he could not make money. Chavez had an alcohol monitor for a pending case out of Santa Cruz County where he got into a physical fight with someone and beat the guy up pretty bad. Chavez was supposed to be on house arrest on February 28. He wanted to do the house arrest at his [REDACTED] house, but she did not want him to stay with her anymore because of his problems. Doe never met [REDACTED] in person but after everything that happened this morning, Doe retrieved her phone number from Chavez's phone and texted her to tell her what was going on and what she planned on doing. [REDACTED] called Doe and told her she needed to do what she needed to do because Chavez "is something else" and had severe mental issues.

Chavez was diagnosed with depression and PTSD about two weeks ago and was prescribed medication. Doe knew Chavez was taking the medication with alcohol. Doe described Chavez as the type to not go down without a fight. Chavez was not a weapons person but would fight with his hands. Chavez always made everything about him. Doe gave police permission to enter her apartment. She confirmed his phone number of [REDACTED]. She also stated he had access to an "Obama Phone" of [REDACTED] but knew he was using the [REDACTED] number as his primary phone.

Investigation:

Officer Lengel and I used the inside of my patrol vehicle to conduct our negotiation. I was seated in the driver seat and Officer Lengel was seated in the front passenger seat. Officer Lengel assumed the role of primary negotiator and I assumed the role of coach. Officer Lengel used his department issued cell phone to conduct the negotiation. Officer Lengel made multiple attempts to call the phone number for Chavez, provided by Doe. An attempt to reach Chavez at the other number provided by Doe was unsuccessful. Officer Lengel attempted to reach Chavez by sending text messages to his phone. I used my department issued cell phone in an attempt to reach Chavez but was unsuccessful. Officer Lengel eventually reached Chavez over the phone. Chavez told Officer Lengel he was in San Jose. There was a long pause on the phone and then Chavez disconnected the phone call. Officer Lengel continued to attempt multiple phone calls to Chavez's phone. Officer Lengel sent multiple text messages to Chavez requesting to speak with him. Officer Lengel attempted to FaceTime Chavez but the FaceTime did not connect. Officer Lengel continued calling Chavez's phone and it kept ringing to voicemail. Chavez eventually answered one of the phone calls and was uncooperative with Officer Lengel. Chavez stated he was on the phone trying to "figure all this shit out". He asked what the allegations were. Chavez claimed to be in San Jose, not in the apartment, and asked why were looking for him. Chavez kept asking what the allegations were. He asked Officer Lengel, if he were to come and talk to police what he was going to be charged with if he were arrested. He kept saying, "what am I being charged with, what did I do?" Chavez asked if he beat someone up or if he hit anyone. He asked if he put his hands on anyone and questioned whether [REDACTED] looked hurt. He asked if he left work and met with us, was he going to jail. Chavez kept asking about the domestic violence allegations and wanted to know if he was going to jail. Chavez said, "I gotta get off the phone, please do not text me, don't call me" and he disconnected the phone. Multiple phone calls were attempted and Chavez was never reached again.

End of negotiations.

The rest of my time on scene was spent waiting with Doe in the Clubhouse. Doe requested her ex-husband and one of her best friends come to wait with her. PPD Dispatch contacted the Tri Valley Haven for an advocate to respond to the

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	<small>DATE/TIME WRITTEN</small> 02/23/2022 17:24	<small>CASE NUMBER</small> 2022-00005639
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scene to speak with Doe.

Once the scene was secure, I relieved Officer Koumiss' duty of providing scene security and maintaining the crime scene entry log sheet. Refer to the evidence section for further. I stayed on scene until the Bio-one Crime & Trauma Scene Cleaning crew arrived on scene for cleanup. Officer Cach and Officer Cabral arrived on scene to relieve me. I left the scene on 02/18/22 at approximately 0004 hours.

Evidence:

I kept record of all personnel who came in and out of the crime scene through the use of a Crime Scene Entry Log. I later booked the Crime Scene Entry Log into PPD property locker #2 as evidence.

Recommendation:

Attach to original report.

Officer K. Furphy #326

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

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

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DATE REPORTED 05/19/2022	TIME 16:42	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME GALLOWAY APARTMENTS	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Interview of [REDACTED] ([REDACTED]) and [REDACTED] ([REDACTED])

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3	WT	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	AUDIO VIDEO REC
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- OTHER:

REPORTING OFFICER Rossillon, Michael, James,	DATE WRITTEN 05/19/2022	APPROVED BY Shuffield, Robert Conrad 05/23/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
05/19/2022 16:42

CASE NUMBER
2022-00005639

REPORTING OFFICER
Rossillon, Michael, James,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

02

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

03

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

04

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 05/19/2022 16:42	CASE NUMBER 2022-00005639
	REPORTING OFFICER Rossillon, Michael, James,	

Supplement:

On 02/17/2022 I was working as the Personnel and Training Officer when I was subsequently requested to respond to the Galloway Apartment Complex (specifically building 4889 Willow Road) and meet with Sergeant Jason Knight to conduct witness interviews regarding Pleasanton PD case #22-05629.

Upon arrival I met with Sgt. Knight and Detective Lisa Cavellini. Sgt. Knight informed me a possible domestic violence incident had occurred last night at 4899 Willow Road # [REDACTED] and later during a call for service regarding the same address today an officer involved shooting occurred.

Sgt. Knight stated there were a couple apartments in this complex where possible witnesses had either not been contacted to obtain a statement or needed to be re-interviewed. At this time I was wearing my department Axon Body Camera to record my interviews.

[REDACTED] ([REDACTED])

Sgt. Knight, Detective Cavellini and I made our way to the lower-level elevator doors of the 4899 Willow Road building (1947 hrs.) where I contacted [REDACTED] who resides at [REDACTED]. [REDACTED] identified herself with either a California CDL or ID.

[REDACTED] in summary stated she slept in her apartment # [REDACTED] last night where she went to bed around 0000 hrs. [REDACTED] woke up at 0600 hrs., this morning. Everything was quiet and uneventful. [REDACTED] never saw anyone fighting and she never heard anyone yelling or screaming and she left for work sometime later in the morning and arrived at work sometime around 1105 hrs. ([REDACTED] works at [REDACTED] in [REDACTED]).

[REDACTED] returned back to her apartment around 1600 hrs., but then stated she believed it was 1500 hrs. [REDACTED] was not exactly sure of her exact arrival time back to her apartment.

[REDACTED] stated she did not see what was going on as she walked to her apartment and then said she saw the police around the complex and a group of people. Someone in the group mentioned "a guy got killed". [REDACTED] tried to describe the person who told her this and believed this person lives somewhere in the apartment complex, but she does not know this person's apartment number. [REDACTED] described the person who told her this as "normal... he's not skinny" who was near one or two men and two women.

[REDACTED] stated she doesn't not know her neighbors [REDACTED] and when I asked her if she heard anything yesterday evening, she shook her head side to side motioning the universal "no". [REDACTED] had just been interviewed by Sgt. Knight at the lower-level of the elevator hall and he made his way over to [REDACTED] and I. At this time [REDACTED] mentioned something about 2 years earlier and talking with his neighbors [REDACTED] (it was hard to understand).

While [REDACTED] was answering my question if she had ever heard yelling or screaming going on [REDACTED] before, [REDACTED] who was now standing nearby interjected and said, "We hear sometimes yelling or screaming but we don't know exactly where it came from".

As I didn't want [REDACTED] to influence her statement or recollection and not knowing if he had mentioned this to Sergeant Knight, I alerted Sergeant Knight that [REDACTED] may have additional information that he needed to gather. Sergeant Knight spoke with [REDACTED] in a separate location while I completed my interview with her.

[REDACTED] mentioned one-time last month she did recall someone arguing with the police somewhere near the

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

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street. [REDACTED] believes this could have been the same apartment officers were at today.

At 1959 hrs., Sergeant Jason Knight, Detective Cavellini and I responded to [REDACTED] where Detective Cavellini interviewed [REDACTED]. I stood by with my Body Camera in the "on" position while Detective Cavellini conducted the interview.

[REDACTED] ([REDACTED])

At 2007 hrs., Sgt. Jason Knight, Detective Cavellini and I responded to [REDACTED] where I interviewed [REDACTED] ([REDACTED] is the nephew of [REDACTED] [REDACTED] and the son of [REDACTED] [REDACTED] [REDACTED] verbally stated his birth date was [REDACTED], he lives in Peru and is visiting his family here in Pleasanton where they are staying with them. [REDACTED] arrived on 01/26 and is leaving 02/26 returning to Peru. [REDACTED] lives in [REDACTED] [REDACTED] cell phone ([REDACTED] [REDACTED]) and he is a student at [REDACTED] [REDACTED] [REDACTED] [REDACTED]

[REDACTED] explained this morning possibly around "first hours... 1 or 2 am" he was sleeping and awoke hearing a "fight between a man and a woman... probably the couple". [REDACTED] was confident it was a male's voice and a female's voice. [REDACTED] said the noise was coming [REDACTED] and he believed it was from outside because of specifically what the woman said in reference to a car. [REDACTED] said heard the woman "yelling" something like "Get out of my car!" [REDACTED] did not know what the man said in response, but [REDACTED] heard him answer in some way and the women reply "No it doesn't matter! Just get out of my car right now!" or "It doesn't matter! I don't care! Just get out of my car right now!" [REDACTED] described the tone of the female's voice as "angry, mad, upset..." but he did not believe it was a "scared" tone.

[REDACTED] tried to look through the window which were covered with curtains or blinds he did not see anyone and he didn't see any car. [REDACTED] did not know where the male and female went.

Based on the tone of the female's voice [REDACTED] believed the male and female may have had a fight.

When I asked [REDACTED] if he had heard anything prior to the above yelling he told me had heard them "fighting each other before" but he didn't pay attention. [REDACTED] explained he "just woke up, watched my cell phone, I heard (inaudible) this person I said ah this doesn't matter, I just watched my cell phone but then they continued and continued fighting each other..." [REDACTED] estimated this went on for 15 minutes. [REDACTED] clarified when he was using the word "fighting" he was trying to describe someone arguing. I asked [REDACTED] if he heard anything falling over, breaking, glass breaking or the sound of hitting and he did not. [REDACTED] only heard the male and female's voices.

I asked [REDACTED] what happened after he looked out the window and he didn't see anyone. [REDACTED] initially stated he "think (the arguing continued) a little" but then clarified he didn't hear anything more. [REDACTED] confirmed the apartment in question is [REDACTED] apartment # [REDACTED] that he is staying in with his family.

I asked [REDACTED] if he told anyone what he had heard at that time. [REDACTED] replied a few minutes later his mom [REDACTED] woke up, he told her "Mom I heard a fight" and he told her exactly what he had told me. [REDACTED] was sleeping in the first bedroom closest to the [REDACTED] and the family room (not the room closer to the street side of Willow Road). [REDACTED] does not wear ear protection or anything in his ears to sleep. Since [REDACTED] has been here since January 26th has not heard or seen any fighting.

[REDACTED] was not in [REDACTED] apartment all day on 02/17/2022. [REDACTED] left the apartment around 0900 hrs., with [REDACTED] and [REDACTED] to go to the City of Pleasanton library. There was no one in the apartment from 0900 hrs., until they returned later in the afternoon. [REDACTED] and [REDACTED] were at the library until about 1300 hrs., and ultimately arrived home at approximately 1320 hrs. [REDACTED] said a few hours later is

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when the police came. Prior to the police coming they did not hear or see anything going on.

When the police came [REDACTED] initially thought it may have been related to the "discussion... arguing" [REDACTED] had heard earlier this morning. As I was clarifying with [REDACTED] how they knew the police were on scene [REDACTED] stated when they came back from the library there were police cars [REDACTED] and [REDACTED] confirmed that was the case. [REDACTED] reiterated he thought it had something to do with the arguing he heard in the early morning hours.

[REDACTED] (who was nearby listening to my conversation with [REDACTED] said they could hear the police "calling the guy's name asking him to get out". [REDACTED] confirmed [REDACTED] statement by saying "Yes". [REDACTED] said one or two police cars were initially there and then a "big police car" came that he described as "heavy car". [REDACTED] saw policemen holding firearms yelling to the man to get out of his house and saying "You have nowhere to go, you have to leave or then you will go to jail..." When I was clarifying with [REDACTED] what the officers had said specifically about "jail" [REDACTED] stated he actually did not know what words had been said. He thought it was something like "you will go to jail" but corrected himself stating he could only recall it was something related to "jail".

[REDACTED] explained when [REDACTED] came home, he told the family the whole street was closed with police cars to "avoid the man from escaping".

[REDACTED] then mentioned as she stood nearby [REDACTED] (as [REDACTED] would occasionally ask her for help with the English version of the words he was trying to communicate with) that the police repeated "Tony Chavez we know you are here in 4889 Willow Road Apartment [REDACTED] get out with your hands up!". [REDACTED] said the police were repeating this for "3,5, 10 minutes". [REDACTED] immediately replied, "Yes that's it's (they repeated it) many times". [REDACTED] then saw policemen with guns and one with a shield "to protect themselves". I asked [REDACTED] if he was looking out the window and he confirmed they were (out of the family room window), but they had decided to "keep distance" as one of the policeman told them to "stay inside".

[REDACTED] said they did not hear anything for "awhile", then the police were repeating "get out, get out". "Finally" [REDACTED] then heard a window getting broken and "policeman voices" but [REDACTED] does not know what they were saying followed by "shooting". [REDACTED] confirmed he did not hear what the police were saying "but then they shot the man". [REDACTED] stated he first heard "3 or 4" shots, followed by "one second of silence" and "like 6 or 7 times really fast" shots. [REDACTED] confirmed he was looking outside at the time this happened. When they heard the shooting, they "instantly" went to lie on the ground to protect themselves.

When I asked [REDACTED] if he saw any officers shooting, he stated he thought he "saw a man shooting" who was in the street and "instantly" after this happened [REDACTED] went to lie on the ground. [REDACTED] stated he saw several policemen in front of the big heavy police car holding their guns from his vantage point. [REDACTED] also said he saw these officers also firing their guns. [REDACTED] believing the officers were holding "medium... long" size black "big" guns. [REDACTED] said they were not pistols. [REDACTED] could not see what prompted the officers to fire their weapons and he did not see the male they were directing their attention at.

When [REDACTED] stood up from the apartment floor he looked outside and noticed the man was dead. [REDACTED] did not see if the man was holding anything and he did not see any weapon by the man. [REDACTED] recalls seeing the body covered with a yellow blanket, his feet and his arm visible on the ground. [REDACTED] did not see the male before he was covered with the yellow blanket. [REDACTED] did not hear the male say anything.

[REDACTED] explained upon hearing the shots and lying on the floor, he got up from the family room ground floor, he went into the bedroom (closest to the family room) where he had been sleeping last night with [REDACTED] and he looked out this bedroom window to see the man with the yellow blanket covering his body. [REDACTED] estimated from the time he heard the shots, laid on the floor, got up from the floor, went into the bedroom and looked out the bedroom window to see the man covered in the yellow blanket was 30 seconds. [REDACTED] later said this was 20 seconds. [REDACTED] did

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not see the officers trying to help the male and he did not see any medical equipment. [REDACTED] only saw the officers putting out markers 1-15 to identify evidence.

[REDACTED], who was still nearby, said she saw police officers cutting the man's, shirt, putting things on the man's chest to see if he was still alive and machine near them that was printing out a single line.

I asked [REDACTED] if he had recorded this on his cell phone and he confirmed he did. I followed up this question by asking [REDACTED] if he still had it on his phone for me to see and he responded, "Yes I do... well I guess". I asked [REDACTED] if he could get his phone so I could look at it (the video) and he responded "Yes".

I asked [REDACTED] if the recording on his phone was from last night and he said he did not record the incident last night. [REDACTED] stated he started recording just before the shooting started. [REDACTED] clarified the recording was actually on his tablet not his cell phone. I again asked [REDACTED] if I could hear it and see it. [REDACTED] replied, "Yes." [REDACTED] then went to retrieve his tablet while Detective Cavellini and I attempted to get the Axon Citizen App working to send [REDACTED] a link to possibly download this video he had recorded.

When [REDACTED] showed me his video I immediately noticed [REDACTED], standing in the family room near [REDACTED] possibly using a cell phone or electronic device recording what was going on outside. Additionally, [REDACTED] is in the family room with his [REDACTED].

While Detective Cavellini and I asked [REDACTED] for his contact information to request he send us his video I asked [REDACTED] if she was using her phone during this incident. After [REDACTED] initially stated she was doing the dishes at the time of the shooting I attempted to clarify with her that in [REDACTED] video it appeared to show her with her phone. [REDACTED] translated my question and I asked if I could see her phone. [REDACTED] appeared to understand this time my question, she went into the apartment to retrieve her phone and went to the video she had recorded regarding this incident.

Detective Cavellini and I were unable to get the Axon Citizen App to work and Sgt. Eric Gora ultimately sent a link from his Axon body camera system to [REDACTED] to download his videos and [REDACTED] video.

Upon later noticing none of the videos had been uploaded onto evidence.com I contacted [REDACTED] [REDACTED] and it was ultimately determined the file size of the videos was too large for the Axon Citizen App. I spoke with Officer Katie Emmett and arranged for [REDACTED] to bring the videos to the station for Officer Emmett to transfer them at the station.

Refer to Officer Emmett's supplement.

Recommendations:

Attach to original report.

Officer M. Rossillon #215

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



CASE NUMBER

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CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/23/2022	TIME 13:43	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Canvas of 4899 Willow Rd. and surrounding area for witnesses.

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S

SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

S
U
B
J
E
C
T
S

NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
1	WT					NONE
2	WT					NONE
3	WT					NONE
4	WT					NONE
5	WT					NONE
6	WT					NONE
7	WT					NONE
8	WT					VERBAL
9	WT					VERBAL
10	WT					AUDIO VIDEO REC

V
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E
S

CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE	LICENSE NUMBER	STATE	VIN NUMBER
DESCRIPTION				TYPE	COLOR		
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE	LICENSE NUMBER	STATE	VIN NUMBER
DESCRIPTION				TYPE	COLOR		
							VALUE

R
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E

☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER

Evans, Nicole, Charlene,

DATE WRITTEN

02/23/2022

APPROVED BY

Shuffield, Robert Conrad 03/07/2022

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01

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID		
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME		OCCUPATION				
BUSINESS/SCHOOL ADDRESS				WORK PHONE				
CLOTHING								

02

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID		
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME		OCCUPATION				
BUSINESS/SCHOOL ADDRESS				WORK PHONE				
CLOTHING								

03

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID		
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME		OCCUPATION				
BUSINESS/SCHOOL ADDRESS				WORK PHONE				
CLOTHING								

04

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID		
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME		OCCUPATION				
BUSINESS/SCHOOL ADDRESS				WORK PHONE				
CLOTHING								

05

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID		
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BUSINESS/SCHOOL ADDRESS				WORK PHONE				
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06

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS			HOME PHONE					
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

07

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS			HOME PHONE					
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

08

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS			HOME PHONE					
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

09

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS			HOME PHONE					
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

10

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS			HOME PHONE					
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

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11

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

12

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

13

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

14

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

15

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

DATE/TIME WRITTEN
02/23/2022 13:43

CASE NUMBER
2022-00005639

REPORTING OFFICER
Evans, Nicole, Charlene,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

16

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

17

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

18

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

19

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

20

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

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CASE NUMBER
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Evans, Nicole, Charlene,

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21

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

22

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

23

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

24

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE	WEIGHT/RANGE	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/23/2022 13:43	CASE NUMBER 2022-00005639
	REPORTING OFFICER Evans, Nicole, Charlene,	

██████████

Robert Myers, Firefighter

Daniel Estrada, Paramedic

Matthew Johnson, Engineer

Falck #126

Nickolas McGuire, EMT

██████████

Miguel Macias, EMT

██████████

Apartments

I spoke with all individuals notated below. All statements were captured via body worn camera. My body worn camera footage was later uploaded to Evidence.com. All statements are summarized. See body worn camera footage for complete statements.

Building 4869, Willow Road

██████████ - ██████████ & ██████████

██████████ statement in summary, refer to body worn camera for further details: ██████████ heard the incident but could not see because the vehicles blocked her view. She heard the police saying something about the door. She also heard the name "Cody Chavez or Sanchez." ██████████ assumed "he ran through a door" because she heard gun shots. ██████████ also heard broken glass. ██████████ saw police on scene around 1pm when they took their dog outside to relieve itself.

██████████ statement in summary, refer to body worn camera for further details: ██████████ heard announcements telling, "Someone named Cody to come out." Announcements were made and ██████████ heard, "Pleasanton Police Department." He heard, "police announcing themselves and telling him to come out with his hands up." The police were on scene for, "at least a couple hours beforehand."

4869 Willow Road ██████████ - unable to make contact.

4869 Willow Road ██████████ - ██████████:

██████████ statement in summary, refer to body worn camera for further details: ██████████ did not hear or see anything at the beginning of the incident. He came home when the scene was, "roped off" and he heard the police yelling, "come out, come out." This was around "2ish." ██████████ walked onto the ██████████ and "peaked out." ██████████ did not see anything, but heard the police officers saying, "we're the police", "we need you to come out" but could not remember the name they were saying. He heard, "we're the police, you need to come out" several times then it, "was quiet." Then he heard, "something" and went outside. He said it sounded like a window smashing, "like something was breaking" and assumed the police were going inside. He came back inside because, "there was no action."

I asked how long he thought it was quiet for, and ██████████ responded, "five minutes" but stated there was someone instructing the person inside to come out for, "a couple minutes", then there was a

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/23/2022 13:43

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REPORTING OFFICER
Evans, Nicole, Charlene,

pause, then the commotion of the glass breaking. Then he saw a couple officers move away from the apartment to the vehicles, "to get something" and "rush back over there" and then continued the announcements. This happened, "several times." He stated he stopped paying attention to the incident after this point.

4869 Willow Road [REDACTED] - unable to make contact.

Building 4881, Willow Road

4881 Willow Road [REDACTED] [REDACTED] [REDACTED]

[REDACTED] statement in summary, refer to body worn camera for further details: [REDACTED] did not see the incident, but heard the police department on the loudspeaker. The voice was muffled and he could not hear what was said. [REDACTED] stated this occurred, "earlier" in the day, "maybe around 11:30a."

Building 4857, Willow Road

4857 Willow Road [REDACTED] - unable to make contact.

4857 Willow Road [REDACTED] - unable to make contact.

4857 Willow Road [REDACTED] - unable to make contact.

4857 Willow Road [REDACTED] - [REDACTED] & [REDACTED] & [REDACTED]

They arrived home at approximately 1800 hours and were not home during the incident.

4857 Willow Road [REDACTED] - unable to make contact

4857 Willow Road [REDACTED] - [REDACTED] & [REDACTED]

[REDACTED] was standing with [REDACTED] during the incident. But she declined to provide a statement.

[REDACTED] statement in summary, refer to body worn camera for further details: [REDACTED] arrived at the apartment complex around 3:15pm and started watching the incident near the southeast corner of the leasing office. He did not record the incident but saw, "a lot of people recording." Approximately every five-ten minutes, [REDACTED] heard officers on the loudspeaker say, "Chavez come out with your hands up we're not going anywhere." He saw 15-20 officers on scene in different spots. He could not see the officer who was on the loudspeaker but stated that officer did most of the communication and he was, "sure he heard it." [REDACTED] saw the SWAT vehicle positioned in front of the apartment, with an officer, "in the hatch." He saw the officers deploy a four-wheel robot, but was not sure if they used it. He saw the police, "pull it out" and start moving it on the ground. [REDACTED] also saw a drone deployed and flying in the area.

For approximately 20 minutes after, "nothing happened other than the calls for him to come out." [REDACTED] thought officers saw activity behind the door, because they started to move closer to the apartment. Officers then started to, "bust the window open." Around that time, "he kinda showed his face at the door" through the small window with a curtain. [REDACTED] recalled seeing three officers approached the door with a shield and tried to open the door with a "battering ram." Before they approached the door, another officer broke the window with a shovel. That officer was having trouble with the blinds on the window. Officers successfully opened the door with the battering ram and, "threw a disorienting grenade" inside. He could hear the officers saying, "come out with your hands up" repeatedly. [REDACTED] said that after the "disorienting grenade" was placed inside the apartment,

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

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Evans, Nicole, Charlene,

officers, "didn't just go in." He assumed they, "backed off" and did not enter the apartment, "in case he had a weapon, probably."

A few moments after the "disorienting grenade" was placed in the apartment, the "male" came out. [REDACTED] said that when the male, "finally did come out, he didn't have his hands up like they were telling him to do." He said the male had his hands down, but out of his view so he could not tell if he was holding something. [REDACTED] explained that when the male exited the apartment, he had a "blank stare" without much of an expression on his face. He, "almost looked confused." He momentarily looked to the left when he exited the apartment, and officers were giving him commands to, "put his hands up." Then he turned to his right and "advanced on the officers to his right" while being given commands to, "stop right there, don't move." The officers he turned towards were the officers that broke the window and were closest to him.

[REDACTED] believed a "bean bag" was deployed first and he could, "tell by the sound." He believed the bean bag round was deployed when the male turned his body and, "started his movement to the right." He did not recall a taser being deployed by officers. Although the "bean bag" deployed, it did not stop the male, and he kept moving towards the officers and, "that's when shots were fired." [REDACTED] described the male's movement as slower than a sprint, but like a "quick walk." [REDACTED] said he believed his, "intent" was "to do some harm" based on his movement towards the officers." He did not hear any commands about the male holding a weapon, but said it was very loud during this moment.

As the male moved towards the right, [REDACTED] vision was obscured by the ARV and he did not see the shooting occur but heard the shots. He thought he heard 4-5 shots from a rifle. After shots were fired, he saw officers try to "render lifesaving aid." He saw one officer run up to the male with a bag which looked like first aid equipment. [REDACTED] believed he saw the officers who fired their weapons being "rushed out" because he was "pretty sure" they were "distracted by what they had to do." He estimated that the shooting occurred 30-45 minutes after his arrival.

Building 4899, Willow Road

4899 Willow Road [REDACTED] - [REDACTED] & [REDACTED]

They arrived home at approximately 1845 hours and were not home during the incident.

4899 Willow Road [REDACTED] - [REDACTED]

[REDACTED] statement in summary, refer to body worn camera for further details:

(note: [REDACTED] mentioned during her statement that she had already watched the news broadcast on the incident prior to the interview)

[REDACTED] saw the police around 1pm in the apartment complex when she was leaving, then came back around 3pm and saw more officers with the "SWAT truck." About fifteen minutes after [REDACTED] got home, she heard, "come out, we know you're there. Come out with your hands on your back and walk backwards." [REDACTED] also heard, "we have a warrant."

A couple minutes later, she heard a "window breaking sound" and a "few shots, maybe like four." [REDACTED] heard officers say, "come out" at least three or four times. [REDACTED] heard the announcements when he was at the apartment while she was gone, but he was no longer at the scene (I was unable to interview him).

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

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Evans, Nicole, Charlene,

I asked [REDACTED] how she knew she heard gun shots, and she responded that she was [REDACTED] and saw an officer grab a, "big, long gun from the car." [REDACTED] also thought the police were, "counting" after they announced they had the warrant over the loudspeaker. [REDACTED] stated that after the window breaking and shots, she saw an officer grab a "red medical bag" out of the car. [REDACTED] saw him put on gloves and he, "seemed to be in a rush."

4899 Willow Road [REDACTED] - unable to make contact.

4899 Willow Road [REDACTED] - [REDACTED] [REDACTED] & [REDACTED] [REDACTED]

They arrived home at approximately 1800 hours and were not home during the incident.

4899 Willow Road [REDACTED] - [REDACTED] [REDACTED]

[REDACTED] statement in summary, refer to body worn camera for further details:

(note: [REDACTED] mentioned during her statement that she had already watched the news broadcast on the incident prior to the interview)

[REDACTED] left her apartment around 12pm and saw two officers downstairs and a third officer driving up. She came back at around 3:15pm and everything was taped off. She spoke with two officers downstairs and asked them if it was safe to enter the building because of the tape. [REDACTED] then entered the building and went to [REDACTED] [REDACTED], which is [REDACTED] "neighbor who got killed." [REDACTED] watched [REDACTED] but did not see "him receiving the shots." [REDACTED] saw the "SWAT guy shoot the shots" and then walked away.

Once [REDACTED] walked back to [REDACTED], she saw him "laying there dead." Before shots were fired, [REDACTED] heard the officers yell his name and say, "come out with your hands up." She also heard the glass break from the window.

During the interview she mentioned her neighbor had a knife. [REDACTED] stated she did not see or hear anything about the knife during the incident but watched the news prior to the interview and the newscast mentioned the knife.

Recommendations: Attach to case report.

N. Evans #310

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(\$)

2022-
2022-
2022-

E V E N T	DATE REPORTED 02/21/2022	TIME 08:23	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 Willow RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT Canvas for witnesses at 4899 Willow Rd and surrounding area.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	WT					AUDIO VIDEO REC
	2	WT					AUDIO VIDEO REC
	3	WT					AUDIO VIDEO REC
	4	WT					AUDIO VIDEO REC
	5	WT					AUDIO VIDEO REC
	6	WT					AUDIO VIDEO REC
	7	WT					AUDIO VIDEO REC
	8	WT					AUDIO VIDEO REC
	9	WT					AUDIO VIDEO REC
10	WT					AUDIO VIDEO REC	

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
ROLE		YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR			
DESCRIPTION								
VALUE								

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER

Cavellini, Lisa, Ann,

DATE WRITTEN

02/21/2022

APPROVED BY

Shuffield, Robert Conrad 02/28/2022

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

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01	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME	RACE		SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
	RESIDENCE ADDRESS						HOME PHONE		
	EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /		
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME				OCCUPATION		
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								
	02	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE
ALIAS NAME		RACE		SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
RESIDENCE ADDRESS						HOME PHONE			
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /			
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME				OCCUPATION			
BUSINESS/SCHOOL ADDRESS						WORK PHONE			
CLOTHING									
03		INVOLVED	NAME/BUSINESS NAME				DOB		AGE
	ALIAS NAME	RACE		SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
	RESIDENCE ADDRESS						HOME PHONE		
	EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /		
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME				OCCUPATION		
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								
	04	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE
ALIAS NAME		RACE		SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
RESIDENCE ADDRESS						HOME PHONE			
EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /			
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME				OCCUPATION			
BUSINESS/SCHOOL ADDRESS						WORK PHONE			
CLOTHING									
05		INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE
	ALIAS NAME	RACE		SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
	RESIDENCE ADDRESS						HOME PHONE		
	EMAIL ADDRESS		OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /		
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME				OCCUPATION		
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								

**PLEASANTON POLICE DEPARTMENT
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06	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE				
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
	RESIDENCE ADDRESS								HOME PHONE			
	EMAIL ADDRESS								OTHER PHONE	DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION			
	BUSINESS/SCHOOL ADDRESS								WORK PHONE			
	CLOTHING											
	07	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE			
ALIAS NAME						RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
RESIDENCE ADDRESS								HOME PHONE				
EMAIL ADDRESS								OTHER PHONE	DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION				
BUSINESS/SCHOOL ADDRESS								WORK PHONE				
CLOTHING												
08		INVOLVED	NAME/BUSINESS NAME				DOB		AGE			
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
	RESIDENCE ADDRESS								HOME PHONE			
	EMAIL ADDRESS								OTHER PHONE	DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION			
	BUSINESS/SCHOOL ADDRESS								WORK PHONE			
	CLOTHING											
	09	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE			
ALIAS NAME						RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
RESIDENCE ADDRESS								HOME PHONE				
EMAIL ADDRESS								OTHER PHONE	DRIVER'S LIC NO./STATE		OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION				
BUSINESS/SCHOOL ADDRESS								WORK PHONE				
CLOTHING												
10		INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE			
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES	
	RESIDENCE ADDRESS								HOME PHONE			
	EMAIL ADDRESS								OTHER PHONE	DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION			
	BUSINESS/SCHOOL ADDRESS								WORK PHONE			
	CLOTHING											

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

DATE/TIME WRITTEN
02/21/2022 08:23

CASE NUMBER
2022-00005639

REPORTING OFFICER
Cavellini, Lisa, Ann,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

11

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

12

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

13

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

14

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

15

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/21/2022 08:23

CASE NUMBER
2022-00005639

REPORTING OFFICER
Cavellini, Lisa, Ann,

On 02/17/22 at approximately 1705 hours I arrived on scene to assist with witness statements. My body worn camera was on a recorded all statements. I contacted or attempted to contact residents at the following addresses:

4869 Willow Rd

[REDACTED] – statement below

[REDACTED] – No answer at door

[REDACTED] – [REDACTED] [REDACTED] – statement below

[REDACTED] – [REDACTED] – statement below

4857 Willow Rd

[REDACTED] – statement below

[REDACTED] – statement below

[REDACTED] – statement below

4899 Willow Rd

[REDACTED] – statement below

[REDACTED] – was not home at time of event

[REDACTED] – statement below

[REDACTED] – statement below

[REDACTED] – statement below

[REDACTED] – was not home at time of event

[REDACTED] – statement below

[REDACTED] - would not give a statement

[REDACTED] – statement below

[REDACTED] – statement below

I also recorded statements with witnesses that were still standing outside when I arrived.

[REDACTED]

[REDACTED] apartment is [REDACTED] of the suspect's building. His apartment has a window [REDACTED]. His view of the [REDACTED] was not obstructed but his view of the [REDACTED] was slightly obstructed by the police armored

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/21/2022 08:23

CASE NUMBER
2022-00005639

REPORTING OFFICER
Cavellini, Lisa, Ann,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

16	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION			
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								

17	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION			
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								

18	INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION			
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								

19	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION			
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								

20	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
	EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION			
	BUSINESS/SCHOOL ADDRESS						WORK PHONE		
	CLOTHING								

DATE/TIME WRITTEN
02/21/2022 08:23
REPORTING OFFICER
Cavellini, Lisa, Ann,

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/21/2022 08:23

CASE NUMBER
2022-00005639

REPORTING OFFICER
Cavellini, Lisa, Ann,

anything and had nothing more to add.

[REDACTED]

[REDACTED] and her roommate, [REDACTED] [REDACTED] were walking their dog when they saw the police activity. They were on the grass area behind the leasing office which is east of the suspect's building. They did not see what happened but heard what happened.

A summary of her statement is as follows:

[REDACTED] was outside on the grass for about 15 minutes. She kept hearing "Pleasanton Police, come out with your hands up" over and over.

She heard glass breaking, more shouting "come out with your hands up" and heard something like "forward". [REDACTED] then heard shots and thinks it was more than two shots but not sure how many.

[REDACTED] said the whole time she could hear the police yelling "Pleasanton Police, come out with your hands up"

[REDACTED]

[REDACTED] and her roommate, [REDACTED] [REDACTED] were on the grass area behind the leasing office, which is east of the suspect's building. They did not see what happened but heard what happened.

A summary of her statement is as follows:

[REDACTED] said she received a screen shot of the police departments twitter saying there was police activity going on in the complex, so they took the dog out for a walk. [REDACTED] said they were only outside for about 5 minutes and could hear yelling on a microphone saying "come out" over and over then hear maybe 6 shots. They did not hear any other yelling other than the police.

[REDACTED]

[REDACTED] lives in the building [REDACTED] apartment building on the [REDACTED]. His apartment does not have a view of the suspect's front door or the parking lot in front of the suspect's door.

A summary of his statement is as follows:

[REDACTED] said he was in his apartment and heard yelling but was not able to tell what was being said. [REDACTED] heard popping which might have been gunfire. He looked out the stairwell balcony and could only see the armored vehicle and he said he did not hang around.

[REDACTED]

[REDACTED] lives in the building [REDACTED] apartment building on the [REDACTED]. [REDACTED] has two small children ([REDACTED] [REDACTED] and [REDACTED] [REDACTED]) that were home with her during the event. When I contacted [REDACTED] she immediately told me she is a [REDACTED].

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/21/2022 08:23	CASE NUMBER 2022-00005639
	REPORTING OFFICER Cavellini, Lisa, Ann,	

A summary of her statement is as follows:

██████ works from home and was home during the incident. She could hear the police and saw the cars and she called the leasing office multiple times and they kept telling her everything was fine. ██████ could hear the police saying "come out, come out, come out" for over an hour. She later heard them saying "at the door, at the door, at the door".

██████ heard glass breaking and shots and took ██████ to the closet. They were unable to hear anything else.

██████

██████ lives in the building ██████ apartment building on ██████ with his girlfriend, ██████.

A summary of his statement is as follows:

Heard people on loudspeaker saying something to the effect of "come out, come out with your hands up". ██████ looked outside his window for a few seconds and could see a bunch of police cars. He closed the drapes and went back to what he was doing. He had headphones on so he could not hear what else was happened or what was said. He did not see or hear the shooting.

██████

██████ lives in the building ██████ apartment building on ██████ with her boyfriend, ██████. English is ██████ second language and she was not able to fully describe what she saw.

A summary of her statement is as follows:

██████ was in her room and could hear what she thought was police trying to get to come with them. ██████ could hear police yelling a Mexican name and "Come out. Put the gun down. Hands up" or something like that. They were repeating the yelling and the voice was getting more aggressive.

She thought they put a guy into the police car, but she later thought he was outside of the car. She saw police running to the "big car" (armored vehicle) with what she thought was water and blankets.

██████ believed that someone was inside with a gun. She did not hear any loud bangs only the police talking.

██████

██████ lives in the same building as the suspect and says he saw the whole event. He was outside next to ██████ and recording the whole event. He used the Axon Citizen upload link to directly upload his video into Evidence.com. From where ██████ was standing, he could not see the rear of the armored vehicle (west side) and an area between the armored vehicle and the suspect's apartment. As I was talking ██████ statement, he demonstrated how he observed the suspect exit the apartment and start running towards the police.

A summary of his statement is as follows:

██████ came home around 11:30 and saw the police parked in front of his building. He ██████ to his

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/21/2022 08:23

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REPORTING OFFICER
Cavellini, Lisa, Ann,

apartment and later saw that more police had arrived, and he came [REDACTED] [REDACTED] was standing in front of the leasing office and recorded everything. He heard police yell at least 20 times. "Mr. Chavez, we are the Pleasanton Police, come out, we are not going anywhere, please come out". At that time the police did not have their guns out. After repeating it at least 20 times they sent in a small robot. 3-4 minutes after the robot went to the door, the police used big hammer to break door in. There were 3-4 officers in tactical gear and the first one had a shield. They smashed open the front door and returned to the armored vehicle. They did not enter the apartment.

They started yelling his name again "Mr. Chavez, come out". After about 10 minutes, they sent two teams out, each going in different directions. One team was at the front of the SWAT car, pointing their guns at the door and yelling something about clear the door, or something about the door. The other team went behind the SWAT car and smashed the apartment window.

As the team was breaking the window, the suspect came out with something in his right hand. He started running towards the right then [REDACTED] heard the gunshots and everyone yelling "shots fired". None of the police were trying to get inside the apartment, they were trying to clear the window when the suspect charged them. [REDACTED] said he saw a long black thing approximately 2' in length, in the suspect's hand, but at the time did not know what it was.

[REDACTED] demonstrated as he was explaining how he saw the suspect exit the apartment. He described it as he was walking out but then turned and charged to the right. As we were talking, he realized that police were to the right and the suspect may have charged towards them.

[REDACTED] said the suspect never said anything but just charged the officers. After the shooting, a bald officer grabbed all the officers involved in the shooting and pulled them to the side. One officer had a yellow shotgun and two were tactical officers.

[REDACTED] said he saw the officer with the yellow shotgun shoot at the suspect but did not see anyone else shoot. [REDACTED] remembers because he had a conversation with that officer earlier about what was happening and was told that they were trying to peacefully take the suspect out (meaning out of the apartment).

[REDACTED]
[REDACTED] apartment is [REDACTED] but [REDACTED].

A summary of her statement is as follows:

[REDACTED] was home and began hearing the activity at 1230. She peeked out window saw more and more police officers arrive. Around 3:30 she heard big boom and assumed it was the police breaking a window to get into the apartment. She ran to the bathroom, heard the gunfire about 10-15 minutes after the boom, and stayed in there for a little bit.

[REDACTED] heard the police for three hours asking him to come out. She could hear them saying "come out, we just want to talk to you" and "come out with your hands up". By the tone of the commands, she felt that as it went on the police were getting tired of it.

[REDACTED]
[REDACTED] apartment is in [REDACTED] but on [REDACTED]. Both him and his [REDACTED] [REDACTED]

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/21/2022 08:23

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REPORTING OFFICER
Cavellini, Lisa, Ann,

█ were home at the time of the incident.

A summary of his statement is as follows:

█ was home but was on work calls and did not know any activity was happening. He found out afterwards when he █ and saw the police cars.

█ apartment is █ but █. Both █ and her █ were home at the time of the incident.

A summary of her statement is as follows:

█ was home all day, but she did not hear anything.

█ apartment is █ but █. At the time of my initial contact, █ was too upset to talk with me and asked me to contact her at another time.

I left █ two voicemail messages and have not heard back from her.

█ apartment is █ but █.

A summary of his statement is as follows:

█ heard cops on megaphone saying, "come out". He received an email from the leasing office to stay indoors. After about 2 to 2 1/2 hours of officers yelling, he heard a loud bang. █ heard through the closed sliding door, "he's got a knife" and "open fire".

█ apartment is █ but █.

A summary of his statement is as follows:

█ was working from home but did not hear anything.

█ apartment is █ but █.

A summary of his statement is as follows:

█ came downstairs around 3:15 and saw the police cars. He left to pick █ up from school. After

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/21/2022 08:23	CASE NUMBER 2022-00005639
	REPORTING OFFICER Cavellini, Lisa, Ann,	

he came back home, he heard some glass shattering and a loud bang.

██████████

██████████ apartment is ██████████, ██████████, ██████████. ██████████ is ██████████ and English is his second language. ██████████ watched the incident from his bedroom window, through the closed blinds, which looks out to the south and had a view of the parking lot and the sidewalk below him.

A summary of his statement is as follows:

██████████ came home from school at 3:30 and his ██████████ told him about what was happening. ██████████ saw two police officers with their guns out, "ready to shoot the man". ██████████ was not able to hear what the police were saying but saw man walk out from the area ██████████ and police officers shoot him.

██████████ could see the top of the man's head as he walked out with one hand out to his side and the other possibly in his pocket. The man started to walk faster like a "speed walk" towards the officers.

██████████ woke up in the middle of the night and heard two people yelling and "lots of noise". He could not hear what they were saying and fell back to sleep.

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/18/2022	TIME 16:40	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

A witness was contacted and video/images were obtained. All evidence was uploaded into Evidence.com and submitted via USB into evidence.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C	PROPERTY TYPE	VALUE
							E	MEDIA- AUDIO, VIDEO	\$00.00

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
1	WT					AUDIO VIDEO REC
2	WT					AUDIO VIDEO REC
3	WT					AUDIO VIDEO REC
4						
5						
6						
7						
8						
9						
10						

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Emmett, Katie, Ann,	DATE WRITTEN 02/18/2022	APPROVED BY Shuffield, Robert Conrad 02/28/2022
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**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

DATE/TIME WRITTEN
02/18/2022 16:40

CASE NUMBER
2022-00005639

REPORTING OFFICER
Emmett, Katie, Ann,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

02

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

03

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME		OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	<small>DATE/TIME WRITTEN</small> 02/18/2022 16:40	<small>CASE NUMBER</small> 2022-00005639
	<small>REPORTING OFFICER</small> Emmett, Katie, Ann,	

Additional Video from [REDACTED] [REDACTED] and [REDACTED] [REDACTED]

On 02/18/2022 at 1500 hours, I was contacted by Officer Rossillon in regards to evidence from a witness. He advised me the witness would be coming to the Police Station to provide photos and video of the incident.

At 1630 hours, witness [REDACTED] [REDACTED] and [REDACTED], [REDACTED] arrived at the Pleasanton Police Department. I contacted [REDACTED] who stated the video was too large to submit via the Axon citizen link. I walked [REDACTED] to the report writing room. He provided his Samsung tablet and inserted the USB into the computer. I imported 20 documents containing images and videos into a file on the USB. [REDACTED] also provided the single video taken by [REDACTED] [REDACTED] [REDACTED]. She was unable to come to the Police Department to drop off the video at this time.

I obtained [REDACTED] [REDACTED] and [REDACTED] personal information.

The images and videos were uploaded in to Evidence.com. The USB was booked into property as evidence.

OSJ Reports Involving Chavez:

I later reviewed Chavez's CII. I requested reports from San Jose Police Department, Santa Clara County Sheriff's Department and Santa Cruz County Sheriff's Department. All cases numbers requested were located by the criminal convictions located on Chavez's CII. Throughout the week of 02/20/2022, the reports were received from those agencies. All reports were scanned and provided to Detective Barcelo.

Emmett #320

CASE NUMBER
2022-00005639

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

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/18/2022	TIME 11:40	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

Sgt. Shuffield asked me to organize a team of officers to do a witness canvas of area residents. Officer Evans, Officer Cavellini, Officer Rossillon, and I conducted a witness canvas of the area. We attempted to contact residents in the area who might have seen or heard the incident.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

S
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S

NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
1	WT					AUDIO VIDEO REC
2	WT					AUDIO VIDEO REC
3	PG					NONE
4	WT					AUDIO VIDEO REC
5	WT					AUDIO VIDEO REC
6	WT					AUDIO VIDEO REC
7	WT					AUDIO VIDEO REC
8	WT					AUDIO VIDEO REC
9	WT					AUDIO VIDEO REC
10	WT					AUDIO VIDEO REC

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS

OTHER:

REPORTING OFFICER

Knight, Jason, Johnathon,

DATE WRITTEN

02/18/2022

APPROVED BY

Shuffield, Robert Conrad 02/23/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/18/2022 11:40

CASE NUMBER
2022-00005639

REPORTING OFFICER
Knight, Jason, Johnathon,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE		
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

02

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE		
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

03

INVOLVED PG	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE		
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

04

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE		
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

05

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS				HOME PHONE		
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/18/2022 11:40

CASE NUMBER
2022-00005639

REPORTING OFFICER
Knight, Jason, Johnathon,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

06	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION
	BUSINESS/SCHOOL ADDRESS							WORK PHONE	
	CLOTHING								

07	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION
	BUSINESS/SCHOOL ADDRESS							WORK PHONE	
	CLOTHING								

08	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION
	BUSINESS/SCHOOL ADDRESS							WORK PHONE	
	CLOTHING								

09	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION
	BUSINESS/SCHOOL ADDRESS							WORK PHONE	
	CLOTHING								

10	INVOLVED WT	NAME/BUSINESS NAME				DOB		AGE	
	ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to
	RESIDENCE ADDRESS				HOME PHONE				
	EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
	EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION
	BUSINESS/SCHOOL ADDRESS							WORK PHONE	
	CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/18/2022 11:40

CASE NUMBER
2022-00005639

REPORTING OFFICER
Knight, Jason, Johnathon,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

11

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

12

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

13

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

14

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

15

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS	OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP	EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/18/2022 11:40	CASE NUMBER 2022-00005639
	REPORTING OFFICER Knight, Jason, Johnathon,	

My BWC was inoperable and I used CSO Martinez' BWC during interviews. On 2/18/22, the videos were uploaded to Evidence.com and I changed the owner of the 14 videos from Martinez #267 to Knight #221.

4869 Willow Rd. is the building located southeast of where the incident took place.

4869 Willow Rd. # [REDACTED]

The apartment is rented by [REDACTED] [REDACTED] who was out of town during the incident. I spoke to [REDACTED] [REDACTED] and her [REDACTED] [REDACTED] [REDACTED] lives in Concord and was housesitting for [REDACTED] [REDACTED] [REDACTED] confirmed she and [REDACTED] returned to the apartment around 5PM and they did not see or hear anything during the incident

4869 Willow Rd. # [REDACTED]

I spoke to [REDACTED] [REDACTED] and [REDACTED] [REDACTED] [REDACTED] said he and [REDACTED] [REDACTED] were home when the incident took place. [REDACTED] saw police outside his apartment for a long time. Eventually he saw a guy in a white T-shirt come outside his apartment walking slowly. All of a sudden the subject started to run. His view was then blocked by the armored truck. He believed the subject was trying to run away from officers but he said the subject could have been running towards officers since his view was blocked. He believed the officers were there for approximately seven to eight hours and he heard the officers shout for "Mr Chavez" to come out numerous times (maybe 7 or 8). [REDACTED] said the announcement was loud and he was able to hear the surname of the subject.

[REDACTED] said she was home when she saw the police but did not see why we were there because she was with her [REDACTED] on the couch. She heard the police say "Chavez, come out". She was holding [REDACTED] on the couch when she heard a loud noise that she thought was a gunshot. She believed the police were there from after lunch until about 4PM.

4869 Willow Rd. # [REDACTED]

I spoke to [REDACTED] [REDACTED] [REDACTED] said he got home about 3pm and saw all the police cars outside of his apartment. He heard officers making announcements for the subject to come outside for an hour or longer. He said it was hard to make out what they were saying but it sounded like "Todd Chavez". [REDACTED] said he was inside his apartment and not watching the incident when he heard "gunshots".

4857 Willow Rd. is the building directly south of where the incident took place.

4857 Willow Rd. # [REDACTED]

I spoke to [REDACTED] [REDACTED] who was standing outside of the crime scene. [REDACTED] stated she was not home during the incident and she arrived home at 6PM.

4857 Willow Rd. # [REDACTED]

I spoke to [REDACTED] [REDACTED] and [REDACTED] [REDACTED] [REDACTED] said he and [REDACTED], [REDACTED] were sleeping when they heard gunshots. [REDACTED] earlier heard the police making announcements, but he could not make out what they were

CASE NUMBER
2022-00005639

Knight, Jason, Johnathon,

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/18/2022 11:40	CASE NUMBER 2022-00005639
	REPORTING OFFICER Knight, Jason, Johnathon,	

She said [REDACTED] told her she heard [REDACTED] arguing about 1AM and the female was asking him to get out of her car.

Officer Rossillon interviewed [REDACTED] [REDACTED]. During the interview with [REDACTED] Officer Rossillon found out [REDACTED] had video of the incident on her phone. Sergeant Gora provided a link to [REDACTED] to upload the video to Evidence.com. See supplemental report.

Officer Cavellini interviewed [REDACTED] [REDACTED]. See supplemental report.

4899 Willow Rd. # [REDACTED]

I spoke to [REDACTED] Ta [REDACTED] [REDACTED] said about 2PM [REDACTED] called and said the police were looking for someone in the apartment complex. [REDACTED] arrived home about 2:30PM and he heard police calling the subject by his last name. He said the police told the subject to come out with his hands up and the announcements were for over an hour. He started watching television but when he heard police shouting, he periodically looked outside. Eventually, he heard the window being broken out and he looked outside.

He did not see subject coming outside of the apartment, but he heard the shots. After it was safe to do so, he entered [REDACTED], [REDACTED] and saw the subject deceased on sidewalk. He believed he was deceased because he noticed blood near his head.

[REDACTED] saw officers bring the first aid bag and render aid while other officers placed evidence tags in different locations in the area.

Knight #221

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 02/17/2022	TIME 17:04	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT I spoke with four citizens who were in the area after the officer involved shooting.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	WT					AUDIO VIDEO REC
	2	WT					AUDIO VIDEO REC
	3	WT					AUDIO VIDEO REC
	4	WT					AUDIO VIDEO REC
	5						
	6						
	7						
	8						
	9						
	10						

V E H I C L E S	CASE VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER	TYPE		COLOR			
	DESCRIPTION									
	PROPERTY VEHICLE #1									
ROLE			YEAR	MAKE	MODEL	STYLE				
LICENSE NUMBER		STATE	VIN NUMBER	TYPE		COLOR				
DESCRIPTION										
VALUE										

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Martens, Tim, Matthew,	DATE WRITTEN 02/17/2022	APPROVED BY Shuffield, Robert Conrad 02/21/2022
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**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

DATE/TIME WRITTEN
02/17/2022 17:04

CASE NUMBER
2022-00005639

REPORTING OFFICER
Martens, Tim, Matthew,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

02

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

03

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

04

INVOLVED WT	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME		DOB		AGE			
ALIAS NAME			RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE			
EMAIL ADDRESS			OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 17:04	CASE NUMBER 2022-00005639
	REPORTING OFFICER Martens, Tim, Matthew,	

I spoke with a group of people who were gathered along the crime scene tape southeast from apartment # [REDACTED]

[REDACTED] Statement:

[REDACTED] told me he saw the entire incident. He said he heard several police announcements directing the suspect to exit the apartment. He saw police officers force entry to the apartment. He saw the suspect exit the residence with something dark in his hand, that he thought could have looked like a gun. [REDACTED] said he saw the suspect charge at police officers before being shot. [REDACTED] said he believed the police did everything right and told me he supports the police's actions. [REDACTED] said he recorded the incident on his cell phone and was willing to share it with the police.

[REDACTED] Statement:

I spoke with [REDACTED] [REDACTED] who said he witnessed most of the incident. I did not have the opportunity to interview him about what he saw.

[REDACTED] Statement:

I spoke with [REDACTED] [REDACTED] who lives [REDACTED], [REDACTED] to where the incident occurred. [REDACTED] told me he heard what sounded like someone having an argument on the phone earlier in the morning. He said he thought it was a phone call because he only heard one voice. He didn't think too much of it and ended up seeing a male and female exit the apartment after and he saw the female wave goodbye to the male. [REDACTED] by police personnel when they were setting up to try and arrest Chavez. The area [REDACTED] was brought did not allow him to see the front of the apartment. He did not see the shooting.

[REDACTED] Statement:

I spoke with [REDACTED] [REDACTED] She told me she was watching the incident unfold. She heard many police announcements asking the suspect to exit the residence. She saw someone exit the apartment. She couldn't describe him other than a "shadowy figure". She could not tell if he was holding anything. She said once the shadowy figure exited, she saw police raise their guns. After that she retreated to deeper in the complex out of fear for her safety. She did not witness the shooting.

My body worn camera was activated during all of my conversations with the above people.

Martens-149

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 07/21/2022	TIME 09:22	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

██████████ AND ██████████ WERE CONTACTED THE DAY OF THE INCIDENT, BUT OFFICERS WERE UNABLE TO INTERVIEW ██████████ ON THE DAY OF THE INCIDENT AND ██████████ ONLY GAVE A BRIEF STATEMENT DUE TO HER BEING STRESSED OUT BY THE INCIDENT. I SPOKE WITH ██████████ TODAY ON THE PHONE AND HE GAVE ME A STATEMENT ON WHAT HE SAW THE DAY OF THE INCIDENT. ██████████ NEVER RETURNED MY PHONE CALLS TO GIVE A STATEMENT.

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1						
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
10							

V E H I C L E S	CASE VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER		TYPE	COLOR			
	DESCRIPTION									
	PROPERTY VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER		TYPE	COLOR			
	DESCRIPTION									
	VALUE									

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER

Sheldon, Mark, Brian,

DATE WRITTEN

07/21/2022

APPROVED BY

Shuffield, Robert Conrad 07/21/2022

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
07/21/2022 09:22

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

NOTIFICATION:

Officer Martens contacted [REDACTED] [REDACTED] on the day of the incident, but was unable to gather a statement from him. Today 07/21/22, I spoke with [REDACTED] and he gave me a statement. I recorded the statement on my body worn camera and later downloaded the recording into evidence.com

STATEMENT:

[REDACTED] told me he had just got off work and arrived at his apartment complex around 1420 hours. [REDACTED] had to park his vehicle in the 24 Hour Fitness parking lot due to the parking lot to his apartment complex being blocked off. [REDACTED] walked from the 24 Hour Fitness parking lot into his apartment complex and stood near the leasing office. [REDACTED] had a clear unobstructed view of Chavez's apartment and the ARV parked in front of the apartment. [REDACTED] said there were several other people standing around the leasing office and they advised [REDACTED] the police had been out there for several hours prior to [REDACTED] arrival.

[REDACTED] was at the scene for about an hour prior to the shooting. [REDACTED] said during that hour the police were giving verbal orders over the PA from the ARV for the suspect to exit the apartment peacefully. [REDACTED] said the police gave these announcements periodically over the hour [REDACTED] was at the scene.

[REDACTED] said the police appeared to be developing a plan and at some point the police breached the front door. [REDACTED] thought the officers deployed gas into the apartment. [REDACTED] could see a subject looking out the blinds on the front door of the apartment. [REDACTED] advised there were police with less lethal shotguns as well as police with rifles and handguns pointed at the apartment. [REDACTED] is [REDACTED], so he recognized the different types of weapons.

Next, [REDACTED] saw a subject exited the front door of the apartment. The subject was holding an object in his right hand. [REDACTED] believed the object was a knife, but he wasn't 100% sure. [REDACTED] said the subject walked out of the apartment, onto the patio, and looked to his left. The subject then looked to his right where all the officers were standing. After the subject saw the officers on the right [REDACTED] the subject quickly moved in the officers' direction holding the object in his hand. [REDACTED] said the officers were telling the subject to drop the knife and get on the ground, but the subject did not listen. [REDACTED] said it happened very quickly, but once the subject started moving quickly towards the officers, [REDACTED] heard what he thought was a less lethal shotgun then several rounds from a gun.

[REDACTED] said he had a clear unobstructed view of the shooting and he believed the subject was going to harm one of the officers if he was not stopped. [REDACTED] said the officers rendered aid to the subject after they shot him.

[REDACTED] believed the subject knew the police were outside due to the fact they had been there announcing their presence for several hours as well as the fact the subject looked out the blinds of the front door and the ARV was parked right there.

[REDACTED] did not have anything else to add.

FOLLOW-UP:

I made several calls to [REDACTED] [REDACTED] to obtain a more detailed statement from her. She never returned my

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/21/2022 09:22	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

voicemails.

Sheldon #194

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

E V E N T	DATE REPORTED 03/10/2022	TIME 10:11	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT INTERVIEW WITH [REDACTED] WHO IS THE [REDACTED]			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	O	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	AUDIO RECORDED
	2						
	3						
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	6						
	7						
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	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/10/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/10/2022 10:11

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED O	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE		
CLOTHING									

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
03/10/2022 10:11

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

NARRATIVE:

This supplemental report is to document my interview with [REDACTED] [REDACTED] [REDACTED] is the [REDACTED] and has known Chavez for many years.

NOTIFICATION

This interview took place on 02/22/22 in [REDACTED] near [REDACTED] residence. [REDACTED] didn't want to meet at her residence due to having her children there. [REDACTED] asked if we could meet at the [REDACTED] near where she lives. Detective Barcelo accompanied me in the interview. We both activated our body worn cameras and later downloaded the videos into evidence.com.

INTERVIEW

[REDACTED] dated Cody for about 12 years, and they have a daughter together. [REDACTED] and Cody haven't been together for about 10 years, but they still stayed in contact with each other about their daughter. Cody was recently trying to get partial custody of their daughter.

Cody was a very violent person and [REDACTED] did not want that around her children. Cody had a problem with alcohol, and he became a different person when he was drinking. When Cody consumed alcohol, he became easily angry, violent, and not afraid of anything. [REDACTED] called the police on him a few times for domestic violence type situations. Cody had pulled her hair and drug her around, but he never really beat her. [REDACTED] believed the alcohol caused Cody's behavior and she knew he couldn't stop drinking.

[REDACTED] knew Cody was in a six-month rehab program recently. He went to the program voluntarily trying to better his life. Cody was trying to get his life together for his daughter.

Cody told [REDACTED] he was never going back to jail right before he entered the six-month program. So, when this incident happened [REDACTED] wasn't surprised that he did what he did. [REDACTED] believed Cody knew what he was doing, and he got exactly what he wanted. [REDACTED] believed it was "100% his intention that day was not to hurt anybody, I think he just wanted to get shot."

Cody had done something similar about 10 years earlier. The police came over to [REDACTED]'s residence for a domestic violence call involving [REDACTED] and Cody. [REDACTED] was out front of the residence talking with the police. Cody came out on the porch with something in his hand and tried to get the police to kill him. The police thought the object was a gun and were going to shoot him, but [REDACTED] [REDACTED] came outside and screamed it's not a gun.

[REDACTED] believed Cody just wanted to be with his daughter and her, but he knew he couldn't. [REDACTED] believed Cody had a plan to get the police to shoot him. Cody told [REDACTED] several times that he would die before going back to jail.

[REDACTED] ended the interview with telling us she wasn't shocked by what Cody did. She reiterated she didn't think he wanted to hurt anyone he just wanted to get shot. [REDACTED] believed what happened to Cody is what he wanted, he wanted to die.

See attached transcript for more details.

Sheldon#194

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/10/2022 10:11	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE # (S)

2022-
2022-
2022-

E V E N T	DATE REPORTED 03/10/2022	TIME 08:13	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT INTERVIEW WITH [REDACTED]			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	O	[REDACTED]	[REDACTED]	[REDACTED]		
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
10							

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/10/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/10/2022 08:13

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED O	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS							HOME PHONE	
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/10/2022 08:13	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NOTIFICATION:

This supplemental report is to document my interview with Cody Chavez's [REDACTED]. This supplemental report will summarize [REDACTED] statement.

This interview took place at [REDACTED] on 2/18/22 about 1515 hours. I activated my body worn camera and later downloaded the video into evidence.com.

INTERVIEW WITH [REDACTED]:

Cody grew up in a broken home. He was in legal trouble for most of his life. Cody Chavez was like a son to her, but she did not raise him. Cody lived with [REDACTED] on and off during his adult life. Cody spent a lot of his childhood in foster care and in the juvenile justice system. Cody's mother was murdered and his father passed away about six years ago. Cody had a [REDACTED] [REDACTED]. Cody looked up to [REDACTED] and followed him around. [REDACTED] was in jail for a robbery and had been in trouble all his life.

Cody had a bad drinking problem. When Cody would drink, he would turn into another person, very angry and aggressive and think everyone was against him. [REDACTED] believed alcohol was Cody's demise. When he didn't drink, he was a good person and when he did drink, he turned into an angry person who couldn't control his emotions.

Cody was in a sober living home until early this year and that is when he moved in with Doe. [REDACTED] had never met Doe, but she knew Cody was living with her in Pleasanton. Cody had an ankle monitor when he was in the sober living home and that monitor tracked if he had any alcohol in his system. Once Cody got out of the sober living home and the ankle monitor came off, he started drinking again.

Doe attempted to call [REDACTED] on 02/17/22 about 0430 hours, but she didn't answer and didn't get her voicemail until later in the morning. [REDACTED] called Doe back and Doe told her what happened. Doe told [REDACTED] Cody put a pillow over her face and she couldn't breathe. Doe said he tried to choke her as well. Doe was very scared and [REDACTED] told her she should call the police. [REDACTED] told Doe she was a mother and she needed to be there for her children. [REDACTED] advised Doe she didn't want anything to happen to her and she told Doe to tell the police Cody had psychological issues and needed help.

[REDACTED] had a text message from Doe in the early morning of 02/17/22 and after she saw the text, she called Doe. This is the text message from Doe:

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
03/10/2022 08:13

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,



See attached transcript for more details of interview.

Sheldon#194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/21/2022	TIME 15:01	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

I interviewed Chavez's [REDACTED] [REDACTED] [REDACTED].

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
1	SB	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	AUDIO VIDEO REC
2						
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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| <input type="checkbox"/> DISTRICT ATTORNEY | <input type="checkbox"/> CHILD PROTECTIVE SERVICES | <input type="checkbox"/> ADULT PROTECTIVE SERVICES | <input type="checkbox"/> US POSTAL INSPECTORS |
| <input type="checkbox"/> JUVENILE PROBATION | <input type="checkbox"/> CITY ATTORNEY | <input type="checkbox"/> CODE ENFORCEMENT | <input type="checkbox"/> STREETS |
| OTHER: | | | |

REPORTING OFFICER Shuffield, Robert, Conrad,	DATE WRITTEN 02/21/2022	APPROVED BY Silacci, Erik Michael 02/22/2022
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**PLEASANTON POLICE DEPARTMENT
SUPPLEMENT - INVOLVED SUBJECTS**

DATE/TIME WRITTEN
02/21/2022 15:01

CASE NUMBER
2022-00005639

REPORTING OFFICER
Shuffield, Robert, Conrad,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED SB	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

INVOLVED	NAME/BUSINESS NAME					DOB		AGE		
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS								HOME PHONE		
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME				OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE		
CLOTHING										

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/21/2022 15:01

CASE NUMBER
2022-00005639

REPORTING OFFICER
Shuffield, Robert, Conrad,

On 2/18/2022, about 1530 hours, I responded to [REDACTED] in [REDACTED] to assist Detective Sheldon with this investigation.

I spoke with Chavez's [REDACTED] [REDACTED] (referred to as [REDACTED] about Chavez. He provided a voluntary statement while we sat on his porch. [REDACTED] told me the following:

[REDACTED] was Chavez's [REDACTED]. [REDACTED] had known Chavez since Chavez was about three years old. Chavez's parents were both deceased and Chavez occasionally resided with [REDACTED]. The last time Chavez resided with [REDACTED] was a few years earlier. Chavez got in some type of trouble and was in prison for a period and had not returned to live with [REDACTED]. They maintained regular contact with Chavez. While he no longer resided with [REDACTED], he maintained his mailing address at their residence.

[REDACTED] knew Chavez was an "angry" person. While [REDACTED] never saw Chavez act violently, he knew Chavez had a history of violent behavior. Chavez had been in fights with other people and had been arrested during those incidents. [REDACTED] knew Chavez had some history with drug use. Chavez had a "serious alcohol problem" and he got "angry and stupid" when he consumed alcohol.

Chavez had recently been in rehab with the Salvation Army. As part of Chavez's court ordered rehab, Chavez was required to wear an ankle monitor that tracked his blood alcohol level. He wore the ankle monitor the whole time he was in rehab, which was approximately six months. When Chavez completed rehab, he was allowed to remove the ankle monitor. The day Chavez had the monitor removed, he began drinking again.

About a year earlier, Chavez had been arrested in Santa Cruz during an incident. [REDACTED] did not know a lot about the incident, other than it occurring in the street and Chavez had been drinking. [REDACTED] knew Chavez was initially charged with a hate crime as a result of the incident.

[REDACTED] knew Chavez had an on-again-off-again girlfriend, Doe, but he did not know her personally. [REDACTED] knew they were together before the incident in Santa Cruz and they broke up a few weeks ago after the police were called. Chavez was arrested during the incident and called [REDACTED] for bail money. [REDACTED] and [REDACTED] discussed it and agreed they were not going to pay the bail. They told Chavez they had given as much as they could and he was continuing to make bad choices. Chavez asked if he could stay with [REDACTED] and they declined due to his unpredictable behavior and potential [REDACTED].

The only domestic violence [REDACTED] was aware of involving Chavez occurred during the first incident in Pleasanton when Chavez was arrested and the day of this incident.

[REDACTED] believed Chavez had fought with the police in the past, but he was unsure.

On 2/12/2022, [REDACTED] had a text conversation with Chavez about collecting some mail from [REDACTED]' residence.

On 2/17/2022, Chavez text messaged [REDACTED] something to the effect of "he would have been alright if she had let him come home." Around 1500 hours, Chavez then texted something similar to "They're going to kill me. Bye." Around 1600 hours, [REDACTED] texted Chavez and told him, "How fucking dare you try to blame any, or all of this on [REDACTED]! ([REDACTED])"

[REDACTED] believed it was obvious Chavez had been drinking during the incident.

Chavez had a daughter with his ex-girlfriend and was trying to get visitation with her. Chavez was not in a state where he was fit to have custody of his daughter.

[REDACTED] reiterated several times that Chavez became "stupid" when he consumed alcohol.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/21/2022 15:01	CASE NUMBER 2022-00005639
	REPORTING OFFICER Shuffield, Robert, Conrad,	

█ showed me the message he sent to Chavez on 2/17/2022 and allowed me to photograph the message. The message stated, "How fucking dare you try to blame any, or all of this on █!" I uploaded the photograph to evidence.com.

R. Shuffield 276

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



CASE NUMBER

2022-00005639

CROSS REF CASE # (S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 02/21/2022	TIME 15:03	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE
	SYNOPSIS OF EVENT I interviewed Chavez's [REDACTED] [REDACTED] [REDACTED]			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	SB	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	AUDIO VIDEO REC
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V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Shuffield, Robert, Conrad,	DATE WRITTEN 02/21/2022	APPROVED BY Silacci, Erik Michael 02/22/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/21/2022 15:03

CASE NUMBER
2022-00005639

REPORTING OFFICER
Shuffield, Robert, Conrad,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

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INVOLVED SB	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

INVOLVED	NAME/BUSINESS NAME		DOB		AGE	
ALIAS NAME	RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR	EYES
RESIDENCE ADDRESS					HOME PHONE	
EMAIL ADDRESS			OTHER PHONE	DRIVER'S LIC NO./STATE	OTHER ID	
EMPLOYER/SCHOOL RELATIONSHIP		EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS					WORK PHONE	
CLOTHING						

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
02/21/2022 15:03

CASE NUMBER
2022-00005639

REPORTING OFFICER
Shuffield, Robert, Conrad,

On 2/18/2022, about 1530 hours, I responded to [REDACTED] in [REDACTED] to assist Detective Sheldon with this investigation.

I spoke with [REDACTED] about Chavez. She provided a voluntary statement while we sat on her porch. [REDACTED] told me the following:

[REDACTED] was Chavez's [REDACTED] [REDACTED] considered her and Chavez to be close. Chavez was an alcoholic. Chavez's parents died when he was younger and he had a lot of anger about it. Chavez had been in and out of jail since he was a child. Recently, Chavez had grown out of some of his anger. Chavez had recently been asking [REDACTED] for help with his anger issues and they recommended he get therapy.

When Chavez consumed alcohol around the [REDACTED] he would get loud and obnoxious. [REDACTED] had never seen Chavez become violent. [REDACTED] knew Chavez had gotten in trouble after getting in fights when he was intoxicated.

Chavez had made statements in the past about not returning to jail. [REDACTED] believed Chavez meant he was going to get his life together so he would not return to jail. [REDACTED] did not believe Chavez meant he would be killed before he returned to jail. Chavez never made any statements about wanting to harm himself or have someone harm him.

Chavez told [REDACTED] he had stopped drinking and had a monitor that tracked his blood alcohol level.

Recently, Chavez had been seeing a [REDACTED]. [REDACTED] was unsure what Chavez's [REDACTED]. Chavez took [REDACTED] for about a week and a half before stopping, against [REDACTED] advice.

On 2/17/2022, around 0500 hours, [REDACTED] received a text message from Doe about the violence the night before. Doe said Chavez was mad at her and was scaring her. [REDACTED] responded to Doe's message, telling her to keep herself and her children safe. [REDACTED] did not hear back from Doe. [REDACTED] assumed Doe and Chavez had a rough night, but everything had calmed down. [REDACTED] told Doe she would call Chavez and talk to him. [REDACTED] got busy and never had the chance to call Chavez. Chavez did not attempt to contact [REDACTED]

Later in the day, Doe's coworker called [REDACTED] on Doe's phone and told her Chavez had been killed. [REDACTED] had been in contact with Doe after the incident because Doe was upset and [REDACTED] wanted to support her.

[REDACTED] statement was recorded on my body-worn camera. I uploaded the video to evidence.com

[REDACTED] showed me the messages she exchanged with Doe on 2/17/2022 around 0441 hours. The messages showed the following conversation:

Doe: Hi [REDACTED] this is Cody's girlfriend. I just text I believe your mother I'm not sure but I don't know much of Cody's family. All I'm asking for is help his behavior is out of control and I'm scared. He's breaking things in my apartment and tonight was over-the-top he literally almost kicked me in my face and put a pillow over my face so I didn't scream. I have three children and I cannot live like this anymore with him I don't wanna get the police involved because I want to see him grow with life but I'm scared and don't know what to do at this point. I'm reaching out to anybody that can help me how to go about this the right way. I really do absolutely love this man but he's scaring me now. If somebody can just really talk to him please. I do apologize for texting so early.

[REDACTED] I'm sorry to hear this. I understand that you love and care about Cody, but you can't fix him. He needs to get the help he needs on his own. He knows what he needs to do and no one can get him there. Please keep you and your children safe and don't put them in an environment or situation where they can be taken

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/21/2022 15:03	CASE NUMBER 2022-00005639
	REPORTING OFFICER Shuffield, Robert, Conrad,	

from you. I will call him today. I love and care about him as well, but I can't fix or change his behavior, no one can.

I photographed the conversation and uploaded the photos to evidence.com.

R. Shuffield 276

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
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SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 03/15/2022	TIME 06:50	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

INTERVIEW WITH [REDACTED]

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
1	IP	[REDACTED]	[REDACTED]	[REDACTED]		VERBAL
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/15/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
03/15/2022 06:50

CASE NUMBER
2022-00005639

REPORTING OFFICER
Sheldon, Mark, Brian,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GUARDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED IP	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS								HOME PHONE	
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE	
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS								HOME PHONE	
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE	
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS								HOME PHONE	
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE	
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS								HOME PHONE	
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE	
CLOTHING									

INVOLVED	NAME/BUSINESS NAME					DOB		AGE	
ALIAS NAME					RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS								HOME PHONE	
EMAIL ADDRESS					OTHER PHONE		DRIVER'S LIC NO./STATE	OTHER ID /	
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS								WORK PHONE	
CLOTHING									

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/15/2022 06:50	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

On 02-22-22 [REDACTED] called me after hearing about this incident. [REDACTED] advised he was [REDACTED] and knew Cody Chavez from his time [REDACTED]. [REDACTED] spent 24 years with [REDACTED] and 8 years with [REDACTED] when he met Chavez.

Chavez was a part of the West Side Mob, which is a Norteno gang set out of San Jose. Chavez dropped out of the gang when he refused to shoot someone the gang directed him to. Chavez was shot by fellow gang members due to him not following the direction of the gang.

Chavez had a difficult childhood. His mother was murdered, his father passed away from cancer, and he spent a lot of his childhood in foster care and in the juvenile justice system. Chavez's [REDACTED] [REDACTED] [REDACTED] [REDACTED] [REDACTED] believed Chavez did not have many people he trusted and could talk with so that is why he kept in contact with him.

[REDACTED]
[REDACTED]
[REDACTED].

Chavez got in legal trouble while in Santa Cruz and he fled to Mexico. [REDACTED] didn't remember when Chavez fled to Mexico, but he believed it was around 2013. [REDACTED] [REDACTED] had several conversations with Chavez [REDACTED] [REDACTED], but Chavez never would and remained in Mexico.

[REDACTED].

After [REDACTED] [REDACTED] Chavez called him one day and told him he wanted to come back to the US. Chavez wanted to clear up all his cases and start his life over. [REDACTED] contacted the [REDACTED] [REDACTED] and arranged Chavez's surrender at the Mexico border. [REDACTED] [REDACTED].

Over the past nine years Chavez would occasionally call [REDACTED] and ask him for advice about various situations. [REDACTED] believed Chavez trusted him, so anytime Chavez had issues he would call [REDACTED].

In late January of 2022, Chavez called [REDACTED] said he got arrested for another domestic violence charge. Chavez was very depressed because he lost his job over this issue and he didn't have any money or a place to stay. [REDACTED] tried to give Chavez advice on how to get back on his feet. Due to all Chavez's history, most recent cases, no money, no job, likelihood of more jail time from these current cases, and the fact he was not able to see his daughter, [REDACTED] believed Chavez felt like the walls were caving in on his life and he had nothing to live for. [REDACTED] believed Chavez committed "suicide by cop."

Sheldon #194

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(\$)

2022-
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DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Barcelo Supplemental #1
Search warrant for Doe's apartment and Chavez's cellular phone.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Barcelo, Ricky, Edward,	DATE WRITTEN 02/17/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51	CASE NUMBER 2022-00005639
	REPORTING OFFICER Barcelo, Ricky, Edward,	

NOTIFICATION:

On 2/17/22 at about 1539 hours, I was working as a Detective assigned to the Criminal Investigations Unit when I heard over the radio an officer involved shooting occur at 4899 Willow Road, Apt. # [REDACTED]. Detective Sheldon and Sergeant Shuffield responded to the scene while I remained at the Pleasanton Police Department to author a search warrant for the apartment to collect evidence related to the incident. I spoke with Detective Sheldon who relayed investigative information to me for the search warrant. In summary, Detective Sheldon told me Cody Chavez was wanted for domestic violence and false imprisonment (PC273.5/PC236). A Ramey warrant was obtained for Chavez's arrest. After several hours of trying to get Chavez to surrender peacefully, Chavez exited the apartment wielding a knife. Chavez ran towards officers at the scene, resulting in an officer involved shooting. Chavez was pronounced deceased at the scene and the area was secured. I reviewed CAD for additional information for this case.

SEARCH WARRANT:

On 2/17/22 I authored a search warrant for 4899 Willow Road, Apt. # [REDACTED] for the following evidence:

- 1) Any and all weapons not limited to firearms and knives.
- 2) Cell phone belonging to Cody Chavez
- 3) Any projectiles such as bean bags, FN rounds, and rifle bullets.
- 4) Pillows located in the bedroom
- 5) Indicia such as mail and other documents showing domain and control.
- 6) Spent casings

At approximately 1856 hours, Honorable Judge Brad Seligman approved the warrant and I provided copies to Sergeant Shuffield and Detective Sheldon by email. The Alameda County Sheriff Crime Lab responded and processed the scene. Evidence that was collected was provided to Detective Habib and later booked into evidence (refer to his supplemental report).

At approximately 1900 hours, Detective Sheldon executed the search warrant and seized Chavez's iPhone. Detective Sheldon later returned to the investigations office and gave me the iPhone.

In speaking with Detective Sheldon, I learned that Chavez was using his phone to communicate with the victim. On 2/18/22 I authored a search warrant for Chavez's phone which was approved by Honorable Judge Kimberly Colwell. I tried to extract the data using the [REDACTED], however, was unsuccessful. I booked the cell phone into evidence.

CRIME LAB:

On 2/23/22, I submitted an ACSO lab request for Chavez's cell phone and received a report on 3/1/22. The crime lab was only able to extract limited device information because the phone was unsupported by any tool or service available to them. The report showed the following information:

Apple iPhone 13 cell phone, mdl: A2482, IMEI: 353763866769009
 ICCID 8901260250785419802

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51	CASE NUMBER 2022-00005639
	REPORTING OFFICER Barcelo, Ricky, Edward,	

Carrier: Metro on T-Mobile Phone number: [REDACTED]

The cell phone was returned TO Pleasanton PD evidence.

Refer to original report and associated ACSO crime lab reports.

R. Barcelo #307

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 03/11/2022	TIME 06:53	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

SEARCH WARRANT SERVICE

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE	LICENSE NUMBER	STATE	VIN NUMBER
DESCRIPTION				TYPE	COLOR		
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE	LICENSE NUMBER	STATE	VIN NUMBER
DESCRIPTION				TYPE	COLOR		
VALUE							

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<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:			

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 03/11/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/11/2022 06:53	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NOTIFICATION:

On 02/17/22 at 1856 hours Detective Barcelo wrote a search warrant for 4899 Willow Rd # [REDACTED] that was signed by the honorable Judge Brad Seligman. The search warrant was written to locate any cell phones belonging to Cody Chavez, indicia for Cody Chavez, any projectiles or spent casings, and any pillows from the assault.

Sgt. Shuffield and I served the search warrant about 1930 hours. We both activated our body worn cameras and later downloaded the videos into evidence.com.

Once we entered the apartment to serve the search warrant, I located a cell phone laying on the TV stand next to the front door. The phone was on and was the only phone that I located in the apartment that was on, so I believed the phone belonged to Chavez. Later, I described the phone to Doe and she confirmed that was Chavez's cell phone. I located a Living Spaces bill addressed to Cody Chavez in the master bedroom. In the bedroom and bedroom closet, I located numerous pieces of men's clothing which appeared to be the size Chavez would wear. I photographed the clothing and later downloaded the photos into evidence.com. The phone was collected and later booked into evidence at the station, see Detective Barcelo's supplemental report.

In the kitchen, I located a black knife laying on the counter. The knife appeared to be a smaller knife from the same set as the knife Cody Chavez brought out of the apartment. I located an empty bottle of wine and an empty bottle of vodka on the kitchen counter. I photographed all the items located in the kitchen and later downloaded them into evidence.com.

Two holes in the kitchen were located and appeared to be from either bullets or fragmented bullets. We were unable to locate any projectiles in the wall, but the holes were photographed by the Alameda County Sheriff's Office crime scene team.

Nothing else was noteworthy was located in the apartment. A copy of the search warrant was delivered to Doe.

Sheldon #194

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SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

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DATE REPORTED 02/21/2022	TIME 09:43	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

I photographed the interior barricaded door handle and indicia of domain and control at 4899 Willow Rd [REDACTED]

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Shuffield, Robert, Conrad,	DATE WRITTEN 02/21/2022	APPROVED BY Shuffield, Robert Conrad 02/21/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN	CASE NUMBER
	02/21/2022 09:43	2022-00005639
	REPORTING OFFICER	
	Shuffield, Robert, Conrad,	

On 2/17/2022, I responded to the scene of this incident to supervise the investigation. Inside the residence of 4899 Willow Rd [REDACTED] I noted the following:

The interior deadbolt thumb-latch and door handle were wrapped in white tape. It appeared the thumb-latch had been taped to the door handle to prevent the thumb-latch from turning, preventing the deadbolt from unlocking the door. I took several photographs of the thumb-latch and handle and uploaded the photos to evidence.com.



On top of the bedroom dresser, I located an invoice from LivingSpaces.com. The invoice was for the purchase of two pieces of furniture to be delivered to 4899 Willow Rd [REDACTED]. The customer was listed as Cody Chavez, indicating Cody was residing at 4899 Willow Rd [REDACTED]. I photographed the invoice and uploaded the photos to evidence.com.

R. Shuffield

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT Barcelo Supplemental #2 Evidence collection.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1						
	2						
	3						
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	5						
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V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Barcelo, Ricky, Edward,	DATE WRITTEN 02/17/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51	CASE NUMBER 2022-00005639
	REPORTING OFFICER Barcelo, Ricky, Edward,	

EVIDENCE COLLECTION:

On 2/17/22 at approximately 2200 hours, I spoke with Sergeant Albert at the Pleasanton Police Department. Sgt. Albert stated he recovered the less lethal weapons and rifles used by officers at the scene and had them secured in his trunk. I collected the following weapons from Sergeant Albert:

- 1) .223 caliber Primary Weapons System (PWS), MK111 rifle with suppressor (serial # M04097)- Assigned to Officer Guillermo
- 2) .223 caliber Primary Weapons System (PWS), MK111 rifle with suppressor (serial # M04084)- Assigned to Officer Jewell
- 3) 12GA Remington Arms Co. 870 less lethal shotgun - Used by Officer Repetto
- 4) FN 303 less lethal projectile weapon with air canister (serial # 322SN303H-170851 OV) - Used by Detective White

I cleared both rifles and placed all magazines/ammunition separate from one another in the Criminal Investigations Unit office. I conducted a round count for all weapons which included any chambered ammunition which were as follows:

- 1) Guillermo- 28 Speer 16 Ram 223 unspent bullets. The weapon's magazine had a capacity of 30 rounds. By department policy, the weapon is stored with no rounds in the chamber until it is deployed. The round count indicated two rounds were likely expended from this rifle during the incident.
- 2) Jewell- 25 Speer 16 Ram 223 unspent bullets. The weapon's magazine had a capacity of 30 rounds. By department policy, the weapon is stored with no rounds in the chamber until it is deployed. The round count indicated five rounds were likely expended from this rifle during the incident.
- 3) 6 FN303 rounds. The weapon's magazine had a capacity of 15 rounds. The weapon fires projectiles directly from the magazine and does not store ammunition in a traditional chamber. The round count indicated nine rounds from this FN303 were likely expended during the incident.
- 4) 2 12GA 2581 Supersock bean bag unspent shells. The weapon's magazine has a capacity of four rounds. By department policy, the weapon is stored with no rounds in the chamber until it is deployed. The round count indicated two rounds were likely expended from this shotgun during the incident.

The magazines and bullets were collected and booked into evidence separately. I photographed the rifles and magazines and uploaded the images to Evidence.com. Detective Habib and Emmett assisted me in the booking of evidence.

OFFICER SEGREGATION, PHOTOGRAPHS, AND COLLECTION OF BWC:

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51	CASE NUMBER 2022-00005639
	REPORTING OFFICER Barcelo, Ricky, Edward,	

Officers Jewell, Guillermo, Repetto, and Detective White were all segregated at the police station to maintain the integrity of their statements. I photographed Officers Jewell, Guillermo, Repetto, and Detective White to document their uniforms and overall appearance during the incident. I collected their Axon Body Worn Cameras and immediately them for upload to evidence.com. I created a supplemental report with the property entries for the evidence listed above.

R. Barcelo #307

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/17/2022	TIME 11:51	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

PROPERTY ENTRY ONLY.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE
						E		WEAPONS-OTHER	
						E		WEAPONS-OTHER	
						E		MISCELLANEOUS	
						E		MISCELLANEOUS	

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Barcelo, Ricky, Edward,	DATE WRITTEN 02/17/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/17/2022 11:51	CASE NUMBER 2022-00005639
	REPORTING OFFICER Barcelo, Ricky, Edward,	

Property entry only. Refer to additional supplemental report for details.

R. Barcelo #307

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - PROPERTY RPT				DATE/TIME WRITTEN 02/17/2022 11:51		CASE NUMBER 2022-00005639	
				REPORTING OFFICER Barcelo, Ricky, Edward,			
CODE: B-BURNED C-COUNTERFEIT/FORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST O-OBSERVATION R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED							

01	CODE E	QTY 6	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) FN303 ROUNDS FROM MAGAZINE					TAG NUMBER PPD101691
02	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) FN303 MAGAZINE CARTRIDGE					TAG NUMBER PPD101690
03	CODE E	QTY 2	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) 12GA 2581 SUPERSOCK BEAN BAG SHELLS					TAG NUMBER PPD101676
04	CODE E	QTY 25	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) "SPEER 16 RAM 223" UNSPENT BULLETS-JEWELL					TAG NUMBER PPD101668
05	CODE E	QTY 28	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) "SPEER 16 RAM 223" UNSPENT BULLETS-GUILLERMO					TAG NUMBER PPD101669
06	CODE E	QTY 1	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) VIDEO OF OIS-DRONE FOOTAGE					TAG NUMBER PPD101677
07	CODE E	QTY 2	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) 5.56 MAGAZINE-GUILLERMO					TAG NUMBER PPD101670
08	CODE E	QTY 1	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) 5.56 MAGAZINE-JEWELL					TAG NUMBER PPD101663
09	CODE E	QTY 1	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) BLK/WT IPHONE-CODY CHAVEZ					TAG NUMBER PPD101671
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
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DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/18/2022	TIME 02:48	INCIDENT TYPE DOMESTIC BATTERY	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 Willow RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Supplemental report detailing booking of evidence

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE
						E		DOCUMENTS PERSONAL OR BUSINESS	
						E		WEAPONS-OTHER	
						E		WEAPONS-OTHER	
						E		TRACE EVIDENCE	

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NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:			

REPORTING OFFICER Boland, James, Dale,	DATE WRITTEN 02/18/2022	APPROVED BY Shuffield, Robert Conrad 02/21/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/18/2022 02:48	CASE NUMBER 2022-00005639
	REPORTING OFFICER Boland, James, Dale,	

On 2/17/2022 at approximately 2200 hours I arrived at the scene to transport the evidence collected from Officer Habib's control to the station for booking. Officer Habib placed the evidence in my vehicle and I drove to the station.

When I arrived at the station to book the evidence, I noticed Officer Habib forgot to sign the chain of custody. Officer Habib came to the station and filled out the chain of custody transferring it to me. It was also discovered that the evidence bags sealed by ACSO deputies had incorrect case numbers. Officer Habib changed the case numbers and signed his initials to show the correct case number.

I booked the evidence into PPD evidence lockers.

Recommendation:

Attach to original case report

J. Boland #333

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - PROPERTY RPT				DATE/TIME WRITTEN 02/18/2022 02:48		CASE NUMBER 2022-00005639	
				REPORTING OFFICER Boland, James, Dale,			
CODE: B-BURNED C-COUNTERFEIT/FORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST O-OBSERVATION R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED							

01	CODE E	QTY 1	TYPE DOCUMENTS PERSONAL OR BUSINESS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) CORONER'S RECEIPT					TAG NUMBER PPD10210
02	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) SHELL CASINGS FROM MARKERS 4 AND 5					TAG NUMBER PPD102861
03	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) BEAN BAG, MARKER 13A					TAG NUMBER PPD102855
04	CODE E	QTY 1	TYPE TRACE EVIDENCE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) H20 CONTROL SWAB AND SWAB FROM STAIN MARKER 17					TAG NUMBER PPD102849
05	CODE E	QTY 1	TYPE MISCELLANEOUS	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) CONTENTS FROM SUSPECTS PANTS POCKET					TAG NUMBER PPD102866
06	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) 223 REM SPEER CARTRIDGE CASES, MARKER 1,2,6-10					TAG NUMBER PPD102843
07	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) FN 303 PROJECTILES, MARKER 3, 12A, 16					TAG NUMBER PPD102837
08	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) FLASH BANG					TAG NUMBER PPD10231
09	CODE E	QTY 1	TYPE WEAPONS-OTHER	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION) RECOVERED KNIFE, MARKER 11					TAG NUMBER PPD102825
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
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	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER
	CODE	QTY	TYPE	SERIAL NUMBER	VALUE
DESCRIPTION (MAKE/MODEL/DESCRIPTION)					TAG NUMBER

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

E V E N T	DATE REPORTED 02/23/2022	TIME 13:13	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 OWENS DR	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT This supplement report is regarding the booking of a PWS, MK-111 rifle at PPD as evidence.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	PO	JEWELL, BRIAN				NONE
	2						
	3						
	4						
	5						
	6						
	7						
	8						
	9						
	10						

V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Habib, Qais, X,	DATE WRITTEN 02/23/2022	APPROVED BY Shuffield, Robert Conrad 02/23/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/23/2022 13:13

CASE NUMBER
2022-00005639

REPORTING OFFICER
Habib, Qais, X,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED PO	NAME/BUSINESS NAME JEWELL, BRIAN				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566				HOME PHONE (925)931-5100				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR
RESIDENCE ADDRESS				HOME PHONE				
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP				EMPLOYER/SCHOOL NAME			OCCUPATION	
BUSINESS/SCHOOL ADDRESS							WORK PHONE	
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL – FIREARM REPORT			DATE/TIME WRITTEN 02/23/2022 13:13		CASE NUMBER 2022-00005639	
			REPORTING OFFICER Habib, Qais, X,			
CODE: B-BURNED C-COUNTERFEIT/FORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST O-OBSERVATION R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED						

GUN	CODE	MAKE	MODEL	CALIBER
	01	E	OTHER	See Description
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
	TWO TONE		M04084	
GUN TYPE			ACTION	
RIFLE			AUTOMATIC	
DESCRIPTION				VALUE
PRIMARY WEAPONS SYSTEM (PWS), MK-111				\$

GUN	CODE	MAKE	MODEL	CALIBER
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
GUN TYPE			ACTION	
DESCRIPTION				VALUE
				\$

GUN	CODE	MAKE	MODEL	CALIBER
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
GUN TYPE			ACTION	
DESCRIPTION				VALUE
				\$

GUN	CODE	MAKE	MODEL	CALIBER
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
GUN TYPE			ACTION	
DESCRIPTION				VALUE
				\$

GUN	CODE	MAKE	MODEL	CALIBER
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
GUN TYPE			ACTION	
DESCRIPTION				VALUE
				\$

GUN	CODE	MAKE	MODEL	CALIBER
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
GUN TYPE			ACTION	
DESCRIPTION				VALUE
				\$

GUN	CODE	MAKE	MODEL	CALIBER
	FINISH	SERIAL NUMBER		OWNER APPLIED NUMBER
GUN TYPE			ACTION	
DESCRIPTION				VALUE
				\$

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/23/2022 13:13	CASE NUMBER 2022-00005639
	REPORTING OFFICER Habib, Qais, X,	

On 02/17/22, I assisted Detective Barcelo in this investigation. Detective Barcelo had taken possession of a Primary Weapons System (PWS), MK-111 rifle from Sergeant Albert. The listed rifle belong to Officer Jewell. Detective Barcelo had sealed Jewell's rifle in an evidence box and signed the chain of custody for 02/17/22 at 2330 hours. I placed the sealed evidence box containing Jewell's rifle into PPD evidence locker. On 02/23/22, It was brought to my attention that this rifle was not included in my previous supplement report. On 02/23/22 at approximately 1313 hours, I documented my actions in this supplement.

Recommendations:
Attach to original case report.

Detective Habib #300

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 02/18/2022	TIME 02:59	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT This report is regarding the booking of the following evidence; a Remington less lethal shotgun, Primary Weapons System (PWS) rifle, and a FN303 less lethal weapon.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1	PO	GUILLERMO, MARIO				NONE
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V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER Habib, Qais, X,	DATE WRITTEN 02/18/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENT - INVOLVED SUBJECTS

DATE/TIME WRITTEN
02/18/2022 02:59

CASE NUMBER
2022-00005639

REPORTING OFFICER
Habib, Qais, X,

INVOLVED PARTY CODE: AO-ANIMAL OWNER, CI-CITED, DC-DECEASED, DR-DRIVER, IP-INVOLVED PARTY, LO-LEGAL OWNER, MP-MISSING PERSON, O-OTHER, PG-PARENT/GAURDIAN, PV-PARKED VEHICLE, PS-PASSENGER, PE-PEDESTRIAN, PO-PROPERTY OWNER, RO-REGISTERED OWNER, RP-REPORTING PARTY, SB-SUBJECT, SU-SUSPECT, VB-VERBAL NOTICE, VM-VICTIM, WT-WITNESS

01

INVOLVED PO	NAME/BUSINESS NAME GUILLERMO, MARIO				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS 4833 BERNAL AVE PLEASANTON, CA 94566						HOME PHONE (925)931-5100		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

INVOLVED	NAME/BUSINESS NAME				DOB		AGE	
ALIAS NAME				RACE	SEX	HEIGHT/RANGE to	WEIGHT/RANGE to	HAIR EYES
RESIDENCE ADDRESS						HOME PHONE		
EMAIL ADDRESS				OTHER PHONE		DRIVER'S LIC NO./STATE		OTHER ID /
EMPLOYER/SCHOOL RELATIONSHIP			EMPLOYER/SCHOOL NAME			OCCUPATION		
BUSINESS/SCHOOL ADDRESS						WORK PHONE		
CLOTHING								

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL – FIREARM REPORT				DATE/TIME WRITTEN 02/18/2022 02:59		CASE NUMBER 2022-00005639	
				REPORTING OFFICER Habib, Qais, X,			
CODE: B-BURNED C-COUNTERFEIT/FORGED D-DAMAGED DS-DESTROYED E-EVIDENCE F-FOUND L-LOST O-OBSERVATION R-RECOVERED SK-SAFEKEEPING S-STOLEN SR-STOLEN/RECOVERED							

GUN	01	CODE E	MAKE OTHER	MODEL See Description	CALIBER 223
	FINISH			SERIAL NUMBER M04097	OWNER APPLIED NUMBER
GUN TYPE RIFLE			ACTION AUTOMATIC		
DESCRIPTION PRIMARY WEAPONS SYSTEM (PWS), MK111 RIFLE WITH SUPPRESSOR					VALUE \$

GUN	02	CODE E	MAKE Remington Arms Co.	MODEL see description	CALIBER
	FINISH TWO TONE			SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TYPE SHOTGUN			ACTION PUMP ACTION		
DESCRIPTION REMINGTON 870, LESS LETHAL SHOTGUN (S/N COVERED BY SIDE SADDLE)					VALUE \$

GUN	03	CODE E	MAKE OTHER	MODEL See Description	CALIBER
	FINISH TWO TONE			SERIAL NUMBER 322SN303H-170851 OV	OWNER APPLIED NUMBER
GUN TYPE ALL OTHERS			ACTION SEMI-AUTO		
DESCRIPTION FN 303, LESS LETHAL, WITH COMPRESSED AIR CANISTER					VALUE \$

GUN		CODE	MAKE	MODEL	CALIBER
	FINISH			SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TYPE			ACTION		
DESCRIPTION					VALUE \$

GUN		CODE	MAKE	MODEL	CALIBER
	FINISH			SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TYPE			ACTION		
DESCRIPTION					VALUE \$

GUN		CODE	MAKE	MODEL	CALIBER
	FINISH			SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TYPE			ACTION		
DESCRIPTION					VALUE \$

GUN		CODE	MAKE	MODEL	CALIBER
	FINISH			SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TYPE			ACTION		
DESCRIPTION					VALUE \$

GUN		CODE	MAKE	MODEL	CALIBER
	FINISH			SERIAL NUMBER	OWNER APPLIED NUMBER
GUN TYPE			ACTION		
DESCRIPTION					VALUE \$

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/18/2022 02:59	CASE NUMBER 2022-00005639
	REPORTING OFFICER Habib, Qais, X,	

EVIDENCE COLLECTION:

On 02/17/2022 at approximately 1854 hours, I assisted Detective Sheldon and Detective Barcelo in this investigation. While on scene, Alameda County Sheriff's Office (ACSO) evidence technicians, had collected evidence from the crime scene and sealed the evidence in 6 yellow manila style evidence envelopes and one white box. The 6 envelopes contained the following labels.

- Shell casing Markers 4+5
- Bean bag Marker 13A
- H2O Control Swab Marker 17
- Content from Suspect's pants pocket
- 223 Rem Speer CTG cases Markers 1,2,6-10
- FN projectiles from Markers 3, 12A, 16
- The white evidence box was labeled (Marker 11, Knife)

I took custody of the 6 yellow evidence envelopes and the white box and later (Approximately 2200 hours), I handed them to Officer Boland (#333). I also handed Officer Boland the Coroner Receipt which I had placed in an evidence envelope (Evidence barcode# PPD102810). I also collected as evidence (Evidence barcode# PPD102831) a used flashbang body (CTS brand, Model7290, Serial# 0350480) which the evidence technicians had located in the bushes within the crime scene. I handed Officer Boland the above listed used flashbang body as well.

Once, I arrived back at the PD, I assisted Detective Sheldon, by booking the FN303 less lethal weapon which he had collected from the crime scene as evidence.

Sergeant Albert had collected the Remington 870 less lethal shotgun from the crime scene along with a Primary Weapons System (PWS) MK111 rifle (Serial# M04097) and handed the two items to Detective Barcelo. I assisted Detective Barcelo by taking control of the Remington 870 less lethal shotgun and the PWS MK111 rifle and booking them as evidence. It should be noted, I was unable to attain the serial number for the Remington 870 less lethal shotgun as the side saddle for extra shells had been screwed into place, over the serial number. To avoid manipulating with evidence any more than necessary, I did not remove the side saddle and I booked the shotgun without recording its serial number.

All photos taken were uploaded to Evidence.com.

Detective Habib #300.

PLEASANTON POLICE DEPARTMENT
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PLEASANTON, CA 94566-0802 (925) 931-5100
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CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

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DATE REPORTED 02/23/2022	TIME 20:19	INCIDENT TYPE DOMESTIC BATTERY	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

Supplemental report detailing error in property tag numbers

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:			

REPORTING OFFICER Boland, James, Dale,	DATE WRITTEN 02/23/2022	APPROVED BY Shuffield, Robert Conrad 02/28/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 02/23/2022 20:19	CASE NUMBER 2022-00005639
	REPORTING OFFICER Boland, James, Dale,	

It was brought to my attention by PPD property clerk, Pam Johnson, that I erroneously labeled two property tags wrong in my previous supplemental report.

CORONER'S RECEIPT-should be PPD102810

FLASH BANG-should be PPD102831

I asked Pam Johnson to correct these tag numbers for me.

Recommendation:
Attach to original case report

J. Boland #333

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SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
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2022-

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DATE REPORTED 04/28/2022	TIME 07:58	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

ALAMEDA COUNTY CRIME LAB REPORTS

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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☐ DISTRICT ATTORNEY ☐ CHILD PROTECTIVE SERVICES ☐ ADULT PROTECTIVE SERVICES ☐ US POSTAL INSPECTORS
☐ JUVENILE PROBATION ☐ CITY ATTORNEY ☐ CODE ENFORCEMENT ☐ STREETS
OTHER:

REPORTING OFFICER Sheldon, Mark, Brian,	DATE WRITTEN 04/28/2022	APPROVED BY Shuffield, Robert Conrad 07/19/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 04/28/2022 07:58	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

SUMMARY OF CRIME LAB REPORT FOR CHAVEZ'S CELL PHONE:

On 03-10-22 I received the Alameda County Crime Lab report on their attempt to extract data from Chavez's cell phone. The crime lab used the [REDACTED] as well as the [REDACTED] in their attempts to extract data from Chavez's cell phone. The crime lab advised their equipment was not able to open and extract any of the data from Chavez's phone.

SUMMARY OF CRIME LAB REPORT FOR BALLISTICS FROM BULLETS RECOVERED FROM CHAVEZ:

On 04-02-22 I received the Alameda County Crime Lab report on the examinations of the bullets located in Chavez's body. The crime lab was given Officer Jewell and Officer Guillermo's rifles to test fire and compare the bullets recovered from Chavez's body. The lab determined the bullet recovered from Chavez's left torso came from Officer Guillermo's rifle and the bullet recovered from Chavez's upper torso came from Officer Jewell's rifle. The crime lab was unable to determine the origin of the bullet that hit Chavez in the head due to it being too fragmented.

See crime lab report for more details.

Sheldon #194

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

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

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DATE REPORTED 07/13/2022	TIME 08:00	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

This is a supplement report. Video footage and images obtained from witnesses are described.

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							
PROPERTY VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
DESCRIPTION							VALUE

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| <input type="checkbox"/> JUVENILE PROBATION | <input type="checkbox"/> CITY ATTORNEY | <input type="checkbox"/> CODE ENFORCEMENT | <input type="checkbox"/> STREETS |
- OTHER:

REPORTING OFFICER Emmett, Katie, Ann,	DATE WRITTEN 07/13/2022	APPROVED BY Shuffield, Robert Conrad 07/20/2022
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PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/13/2022 08:00	CASE NUMBER 2022-00005639
	REPORTING OFFICER Emmett, Katie, Ann,	

Notification:

On 06/30/2022, I was assigned to assist in the investigation by examining digital evidence. The tasks directed for me to complete included describing the video and images submitted into Evidence.com by witnesses.

Investigation:

Between 06/30/2022 and 07/14/2022, I reviewed evidence submitted into Evidence.com for this case. I tagged and renamed several files according to the description of each image, video and/or multimedia submission. The evidence was later assigned to different folders to better assist in the review of the documents. All evidence was assigned in Evidence.com under cases, titled "22-05639 Master File".

I located several images and videos submitted into evidence. Please see the description of the images and videos below.

1. Image provided by witness [REDACTED] This is a self photo of [REDACTED] Behind [REDACTED] in the photo is the ARV and officers.
2. Image provided by witness [REDACTED] This is a self photo of [REDACTED] Behind [REDACTED] in the photo is the ARV and officers.
3. Image provided by witness [REDACTED] This is a photo is the ARV and officers from the [REDACTED] apartment.
4. Image provided by witness [REDACTED] This is a photo is the ARV and officers from the [REDACTED] apartment.
5. Image provided by witness [REDACTED] This is a photo of Police car 407 and Sgt. Gora.
6. Image provided by witness [REDACTED] This is a photo of Chavez, on sidewalk, after shooting occurred.
7. Image provided by witness [REDACTED] This is a photo of Chavez, on sidewalk, after shooting occurred.
8. Video provided by witness [REDACTED] This is a video of the crime scene clean up team, cleaning the sidewalk.
9. Image provided by witness [REDACTED] This is a photo of Officer Kroutil, taken from [REDACTED].
10. Image provided by witness [REDACTED] This is a photo of Chavez, covered by tarp on sidewalk.
11. Image provided by witness [REDACTED] This is a photo of Chavez, covered by tarp on sidewalk.
12. Image provided by witness [REDACTED] This is a photo of Chavez, covered by tarp on sidewalk.
13. Video provided by witness [REDACTED] This is a video of Officer Kroutil standing near Chavez's body, after shooting occurred. Chavez's body is covered by the tarp. Detective Sheldon is also seen talking to Officer Kroutil in this video. After the scene is captured, [REDACTED] takes a video with another family member.
14. Video provided by witness [REDACTED] This is a video of Officers standing near Chavez's body, after

**PLEASANTON POLICE DEPARTMENT
SUPPLEMENTAL - NARRATIVE**

DATE/TIME WRITTEN
07/13/2022 08:00

CASE NUMBER
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REPORTING OFFICER
Emmett, Katie, Ann,

shooting occurred. The video is Redacted. Chavez's body is covered by the tarp. Detective Sheldon is also seen taking to Officer Kroutil in this video. After the scene is captured, [REDACTED] takes a video with another family member.

15. Video provided by witness [REDACTED] This is a video of Officers standing near Chavez's body, after shooting occurred. This is taken from [REDACTED]. The video is redacted. Chavez's body is covered by the tarp. [REDACTED] zooms into Chavez's shoes. The redaction covers most of the video.

16. Video provided by witness [REDACTED] This is a video of Officer Kroutil standing near Chavez's body, after shooting occurred. In the video, [REDACTED] is using the camera to scan the scene out the window. He zooms into Chavez's shoes and tarped body.

17. Video provided by witness [REDACTED] This is a video of Officers standing near Chavez's body, after shooting occurred. [REDACTED] window blinds are covering most of the view. This video clip is three seconds long.

18. Video provided by witness [REDACTED] This is a redacted video of when the shooting occurs. The shooting itself is not captured. [REDACTED] is filming family members in the apartment who are looking out the window. You can hear window glass breaking, officers yelling, and shots fired. [REDACTED] then points the camera down to the side and ground. [REDACTED] walks to the bedroom and talks to [REDACTED] in Spanish.

19. Video provided by witness [REDACTED] This is a video of when the shooting occurs. The shooting itself is not captured. [REDACTED] is filming family members in the apartment who are looking out the window. You can hear glass breaking, officers yelling, and shots being fired. [REDACTED] then points the camera down to the side and ground. [REDACTED] walks to the bedroom and talks to [REDACTED] in Spanish.

20. Image provided by witness [REDACTED] This is a photo of the apartment complex driveway, looking out from [REDACTED] window.

21. Video provided by witness [REDACTED] This is a redacted video of the scene and ARV, prior to the shooting, [REDACTED]. [REDACTED] is speaking in Spanish. The officers are seen standing near the ARV and in front of Chavez's front door. One officer is captured in the turret of the ARV. Another officer is captured standing near a police car. [REDACTED] scans the scene from [REDACTED] of his apartment.

22. Video provided by witness [REDACTED] This is a video of the scene and ARV, prior to the shooting, from the [REDACTED]. [REDACTED] is speaking in Spanish. The officers are seen standing near the ARV and in front of Chavez's front door. One officer is captured in the turret of the ARV. Another officer is captured standing near a police car. [REDACTED] scans the scene from [REDACTED] of his apartment.

23. Video provided by witness [REDACTED] This is a redacted video of the sidewalk scene, after the shooting. You can see Fire and medical personnel standing on the sidewalk. [REDACTED] and his family are heard speaking Spanish. Medical personnel are seen placing a yellow tarp on the sidewalk. Chavez's body is redacted.

24. Video provided by witness [REDACTED] This is a video of Chavez's body being attended to by medical personnel, after the shooting. Chavez is seen laying on the sidewalk. Medical personnel place a yellow tarp over his body. [REDACTED] and his family are heard speaking Spanish. Medical personnel are seen standing around the tarped body talking.

25. Video provided by witness [REDACTED] This is a video of the shooting from [REDACTED]. The view is of the

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/13/2022 08:00 REPORTING OFFICER Emmett, Katie, Ann,	CASE NUMBER 2022-00005639
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officers near the ARV. There is no view of Chavez. In this video you can see Officer Guillermo holding the rifle while next to the ARV. Sgt. Albert and Sgt. Gora are also in the camera's view standing behind the ARV. Officer Repetto is seen holding the less lethal shotgun. Officer Martens and K9 Matjo behind the ARV as well. Officers are heard yelling for "Cody Chavez" to exit the residence and repeating "at the door". The video captures Officers yelling and then zooms to show Officer Repetto firing the shotgun in the direction of the front door, then the camera is turned away towards the ground.

26. Video provided by witness [REDACTED] This is a redacted video of the shooting from [REDACTED]. The view is of the officers near the ARV. There is no view of Chavez. In this video you can see Officer Guillermo holding the rifle while next to the ARV. Sgt. Albert and Sgt. Gora are also in the camera's view standing behind the ARV. Officer Repetto is seen holding the less lethal shotgun. Officer Martens and K9 Matjo behind the ARV as well. Officers are heard yelling for Chavez to exit the residence and repeating "at the door". The video captures officers yelling and then zooms to show Officer Repetto firing the shotgun in the direction of the front door, then the camera is turned away towards the ground.

In all the videos submitted by witness [REDACTED] the [REDACTED] and [REDACTED] are heard speaking Spanish the background.

No other videos from witnesses were submitted into Evidence.com

Recommendation: Attach to the original report

Emmett #320

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

E V E N T	DATE REPORTED 07/19/2022	TIME 11:00	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE

SYNOPSIS OF EVENT

Alameda County Sheriff's Office Unmanned Aerial Vehicle video footage and analysis.

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER

Shuffield, Robert, Conrad,

DATE WRITTEN

07/19/2022

APPROVED BY

Shuffield, Robert Conrad 07/21/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/19/2022 11:00	CASE NUMBER 2022-00005639
	REPORTING OFFICER Shuffield, Robert, Conrad,	

ACSO UNMANNED ARIAL VEHICLE FOOTAGE:

On 2/17/2022, the Alameda County Sheriff's Office Unmanned Aerial Vehicle Team provided recorded video footage from the Unmanned Aerial Vehicle (colloquially known as a "Drone") they deployed during this incident. They provided two videos, both 7 minutes and 37 seconds in length depicting the same events from the same viewpoint. One of the videos depicted the incident in standard visual wavelengths. The second video depicted the incident in infrared wavelengths. Neither of the videos have audio.

The videos depicted the following:

The video begins with a timestamp of 2/17/2022 at 1535 hours. The UAV is hovering over the ARV, facing the front door of Doe's apartment.

Officers Jones and Leonardo are standing at the back of the ARV facing Doe's apartment. Officer Jewell is positioned inside the ARV in the turret, facing Doe's apartment with his rifle deployed. Officer Guillermo is standing behind the hood of the ARV with his rifle deployed. Detective Kroutil, Sergeant Albert, Sergeant Gora, and Sergeant Pittl are all standing behind the passenger side of the ARV, opposite Doe's apartment.

The casing to the front door of Doe's apartment appears damaged and some of the casing is lying on the ground. The door has a wood frame with a full length glass window that covers the majority of the door. The window is obstructed by a white window shade. The door is closed and the robot is on the ground in front of the door.

Between 15:37:00 hours and 15:38:42 hours, the robot is repeatedly backed up, then driven forward into the door.

At 15:37:22 hours, someone pulls the left side of the door's window shade back, aims a cellular phone out the window toward the ARV, and quickly pulls the cellular phone back behind the window shade.

At 15:37:50 hours, the "brake and rake" team approaches the apartment window to the left of the front door. Officer Jones sets up to the left of the window with the "brake and rake tool." Officer Kroutil stands behind Officer Jones facing away from the window toward the west side of the apartment. He has his pistol unholstered and in his hands. Officer Leonardo stands a few feet southwest of Officer Jones, facing the front door. He has his pistol unholstered and in his hands. Detective White stands directly behind Officer Leonardo facing the front door. He has an FN303 deployed in his hands.

At 15:37:58 hours, Officer Jones begins breaking the apartment window and attempting to rake the window shade with the tool. He continues attempting to clear the window and shade until 15:38:45 hours.

At 15:37:59 hours, the apartment door is opened a few inches, then immediately shut again. At 15:38:00 hours, someone pulls the left side of the door window shade back slightly and it remains pulled back for approximately 30 seconds.

At 15:38:41, Chavez opens the apartment door and emerges from the apartment. He is holding the large kitchen knife in his right hand.

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As he first exits the apartment, Chavez is looking toward the ARV. After taking a few steps out, Chavez repeatedly turns his head to the right and looks directly at the team of officers at the window.

After passing a short barrier in front of the apartment, Chavez turns to face the team of officers while he has the knife in his hand.

At 15:38:45 hours, Chavez begins to charge toward the officers.

Chavez is shot immediately as he begins charging the officers.

Officer Jewell is visible in the video and five shell casings are ejected from his rifle, indicating he fired at least five shots. Detective White is visible in the video and appears to fire the FN303 at Chavez, but it is unclear when or how many rounds he fired. Officer Repetto is partially visible in the video, but the video does not depict him at the time the less lethal shotgun rounds were deployed. Officer Guillermo is not depicted in the video at this time.

The UAV's view of Chavez is obstructed by a tree at the time he is shot. The UAV rotates around the tree a few seconds after the shooting. The video depicts Chavez lying on his back with a large volume of blood under his head and around his face.

At 15:38:53 hours, Officers begin attending to Chavez and providing aid. At 15:41:31 hours, LPPD medics arrive and begin providing aid to Chavez.

The video concludes at 15:43:36 hours.

ANALYSIS:

By comparing the UAV video footage of the incident, body-worn camera footage of the incident, and subsequent 3D UAV scans of the scene, I drew the following conclusions:

At the time Chavez began running at the "break and rake" team with the knife, he was approximately 16 feet from Detective White.

At the time Chavez began running at the "break and rake" team with the knife, he was approximately 16 feet from Officer Leonardo.

At the time Chavez began running at the "break and rake" team with the knife, he was approximately 19 feet from Officer Jones.

Officer Repetto's attempt to stop Chavez with the less-lethal shotgun was ineffective.

There were no significant barriers between Chavez and the "break and rake" team to prevent him from reaching them.

The "break and rake" team was not in a position where they could reasonably or safely retreat from Chavez's advance.

At the time Chavez began running at the "break and rake" team with the knife, the officers in the immediate area had no further less-lethal or de-escalation tools or tactics available to avoid the use of lethal force.

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Chavez appeared to have the opportunity, ability, and intent to cause death or serious bodily injury to the officers on the “break and rake” team.

Officer Jewell’s evaluation that Chavez had the opportunity, ability, and intent to cause death or serious bodily injury to the officers on the “break and rake” team was reasonable.

Officer Guillermo’s evaluation that Chavez had the opportunity, ability, and intent to cause death or serious bodily injury to the officers on the “break and rake” team was reasonable.

The videos were uploaded to evidence.com. See the recordings for further details.

R. Shuffield 276

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



CASE NUMBER

2022-00005639

CROSS REF CASE #S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 04/26/2022	TIME 09:47	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON
	SYNOPSIS OF EVENT			
FINDINGS, CONCLUSION, AND RECOMMENDATIONS.				

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
	1						
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V E H I C L E S	CASE VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	PROPERTY VEHICLE #1							
	ROLE		YEAR	MAKE	MODEL	STYLE		
	LICENSE NUMBER	STATE	VIN NUMBER	TYPE		COLOR		
	DESCRIPTION							
	VALUE							

R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER
Sheldon, Mark, Brian,

DATE WRITTEN
04/26/2022

APPROVED BY
Shuffield, Robert Conrad 07/19/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 04/26/2022 09:47	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

FINDINGS:

Based on the information obtained through the course of this investigation, I believe the following to be true:

On 1/19/2022, Cody Chavez battered and falsely imprisoned his girlfriend, Doe, in her apartment at 5639 Willow Rd [REDACTED] Chavez was arrested after this incident and a restraining order was granted.

Doe and Chavez reconciled after the first incident and Doe had the restraining order lifted.

On 2/17/2022, about 1151 hours, Pleasanton Police Department Officers were dispatched to a domestic violence call at 5639 Willow Rd [REDACTED] They contacted the victim, Jane Doe. Doe reported Cody Chavez battered her, attempted to suffocate her, locked her in a room, and took her cell phone to prevent her from calling the police. Doe was eventually able to escape the apartment and contact the police. Doe suffered a cut on the inside of her lip from the altercation.

Based on the previous incident and the information provided by Doe, Officers established probable cause to arrest Chavez for violations of 273.5 PC – Domestic Violence, 236 PC – False Imprisonment, and 591.5 PC – Interfering with an Emergency Call.

Through information Doe provided and a police records check, the responding officers learned Chavez had a history of violent and combative behavior. Based on Chavez’s extensive violent history, his recent violence with Doe, threats he made toward Doe, and Chavez remaining barricaded in Doe’s residence, the responding officers established the reasonable belief that Doe’s safety would be significantly jeopardized if Chavez was not taken into custody.

The responding officers attempted to contact Chavez via telephone and at the apartment. Chavez did not respond to the officers' attempts to communicate with him and barricaded himself inside the apartment. Chavez spoke with Crisis Negotiations officers, but refused to cooperate with the officers' attempts to have him peacefully surrender.

Officers obtained a “Ramey” warrant for Chavez’s arrest for felony violations of 273.5 PC and 236 PC. The warrant ordered officers to execute the warrant and bring Chavez before a judge.

Officers brought in numerous resources and utilized de-escalation tactics in an attempt to establish contact and safely arrest Chavez. Those resources included:

SWAT Officers with extensive training and experience in de-escalation tactics.

Experienced Crisis Negotiators.

A police canine.

An unmanned arial vehicle team.

Public announcement equipment.

A police robot.

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An Armored Rescue Vehicle.

Multiple less lethal weapon systems.

Officers utilized de-escalation tactics, including:

Contacting Chavez by telephone and text message.

Contacting Chavez in person at the door.

Utilizing trained crisis negotiators to contact Chavez.

Numerous hours of requests for Chavez to surrender via public address system.

A show of overwhelming police presence.

Breaching the door and introducing a robot to establish communication.

Ultimately, none of the de-escalation tactics or resources were successful at gaining Chavez's compliance and Chavez actively resisted several de-escalation tactics.

While officers attempted to implement another de-escalation tactic – breaching the front window to establish communication with Chavez and gain further intelligence, Chavez exited the apartment with a knife. Officers provided orders for Chavez to drop the knife, which Chavez ignored. In a further attempt to de-escalate the situation, Officer Repetto fired two less-lethal beanbag rounds at Chavez, both of which struck him. The beanbag rounds were ineffective.

Rather than trying to escape, Chavez looked directly at the officers breaching the window and began charging toward them with the knife.

Detective White, in fear for his safety and the safety of the other officers, fired numerous FN-303 projectiles at Chavez, striking him several times.

Officer Guillermo, in fear for the safety of the officers Chavez was charging at and having no other reasonable alternatives to protect the officers, fired two rounds from his rifle at Chavez, striking him at least once.

Officer Jewell, in fear for the safety of the officers Chavez was charging at and having no other reasonable alternatives to protect the officers, fired five rounds from his rifle at Chavez, striking him at least once.

A combination of three bullets fired by Officers Jewell and Guillermo struck Chavez in his torso and head, causing Chavez's death.

Subsequent interviews with Chavez's acquaintances revealed he was frequently described as an angry and violent person, especially when he was intoxicated.

Specifically, [REDACTED] described Cody Chavez as angry and violent. Chavez was not afraid of anything when he consumed alcohol. Chavez always told [REDACTED] he would die before returning to jail. [REDACTED] was not surprised Chavez charged at the officers with a knife. [REDACTED] believed Chavez was not going to hurt any

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 04/26/2022 09:47 REPORTING OFFICER Sheldon, Mark, Brian,	CASE NUMBER 2022-00005639
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of the officers, but she believed Chavez wanted to make the officers shoot him so he would not go back to jail. [REDACTED] believed it was "100 percent" Chavez's intention for the police to shoot him.

RELEVANT LAW AND CONCLUSIONS:

835(a) PC states, in part:

Any peace officer who has reasonable cause to believe that the person to be arrested has committed a public offense may use objectively reasonable force to effect the arrest, to prevent escape, or to overcome resistance.

I believe Officer Repetto and Officer White had reasonable cause to believe Chavez had committed a public offense and the force they used to effect the arrest of Chavez was objectively reasonable under the circumstances.

196 PC states:

Homicide is justifiable when committed by peace officers and those acting by their command in their aid and assistance, under either of the following circumstances:

In obedience to any judgement of a competent court. When the homicide results from a peace officer's use of force that is in compliance with Section 835a.

835(a) PC states, in part:

a peace officer is justified in using deadly force upon another person only when the officer reasonably believes, based on the totality of the circumstances, that such force is necessary for either of the following reasons:

(A) To defend against an imminent threat of death or serious bodily injury to the officer or to another person.

I believe Officer Jewell and Officer Guillermo reasonably believed, based on the totality of the circumstances, that their use of deadly force was necessary to defend against an imminent threat of death or serious bodily injury to Officers Jones, Kroutil, Leonardo, and White. I believe Officer Jewell and Officer Guillermo's actions constituted justifiable homicide pursuant to 196 PC.

I believe Officers Jewell, Guillermo, Repetto, and White's actions were consistent with their training, California Penal Code 196 - Justifiable Homicide, and established case law. I found no evidence to indicate the actions of any of the involved officers constituted a criminal violation.

RECOMMENDATION:

Forward to District Attorney's Office for review.

Sheldon #194

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



CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
2022-
2022-

SUPPLEMENTAL INVESTIGATION

E V E N T	DATE REPORTED 07/20/2022	TIME 10:59	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
	OCCURRED BETWEEN	TIME	LOCATION OF OCCURRENCE	AT INTERSECTION WITH
	AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE
	SYNOPSIS OF EVENT Follow-up on ACSO 273.6 complaint against Chavez.			

O F F S	SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	P R O P E R T Y	P.C.	PROPERTY TYPE	VALUE

S U B J E C T S	NO.	INVOLVED	NAME (LAST, FIRST, MIDDLE, SUFFIX)	DATE OF BIRTH	AGE	SEX	STATEMENT
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V E H I C L E S	CASE VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
	LICENSE NUMBER		STATE	VIN NUMBER	TYPE		COLOR			
	DESCRIPTION									
	PROPERTY VEHICLE #1									
	ROLE			YEAR	MAKE	MODEL	STYLE			
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R T E	<input type="checkbox"/> DISTRICT ATTORNEY	<input type="checkbox"/> CHILD PROTECTIVE SERVICES	<input type="checkbox"/> ADULT PROTECTIVE SERVICES	<input type="checkbox"/> US POSTAL INSPECTORS
	<input type="checkbox"/> JUVENILE PROBATION	<input type="checkbox"/> CITY ATTORNEY	<input type="checkbox"/> CODE ENFORCEMENT	<input type="checkbox"/> STREETS
OTHER:				

REPORTING OFFICER

Shuffield, Robert, Conrad,

DATE WRITTEN

07/20/2022

APPROVED BY

Shuffield, Robert Conrad 07/20/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 07/20/2022 10:59	CASE NUMBER 2022-00005639
	REPORTING OFFICER Shuffield, Robert, Conrad,	

ALAMEDA COUNTY SHERIFF'S OFFICE 273.6 COMPLAINT CASE:

During this investigation, we learned Doe reported Chavez had violated the Emergency Protective Order in San Leandro. Doe reported the incident to the Alameda County Sheriff's Office. Deputy Sanders responded to the scene and investigated the incident. Chavez was not located and a complaint was submitted to the Alameda County District Attorney's Office for Chavez's violation of 273.6 PC.

On 7/20/2022, about 1000 hours, I conducted follow-up investigation to determine the outcome of the complaint. I spoke with Sergeant Akacsos from the Alameda County Sheriff's Office regarding the case. Sergeant Akacsos confirmed the complaint had been submitted to the DA's Office on 1/21/2022. The case was reviewed by a Deputy District Attorney, who returned the case to the Sheriff's Office later in January without charges. The DA's office requested the Sheriff's Office conduct further follow-up investigation. The follow-up investigation had not been completed and the case had not been resubmitted to the District Attorney's Office.

R. Shuffield 276

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



SUPPLEMENTAL INVESTIGATION

CASE NUMBER

2022-00005639

CROSS REF CASE #(S)

2022-
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DATE REPORTED 03/04/2022	TIME 14:22	INCIDENT TYPE HOMICIDE	SIGNIFICANT EVENT
OCCURRED/BETWEEN	TIME	LOCATION OF OCCURRENCE 4899 WILLOW RD	AT INTERSECTION WITH
AND	TIME	COMMON PLACE NAME	CITY OF OCCURRENCE PLEASANTON

SYNOPSIS OF EVENT

RADIO TRAFFIC FROM MAIN CHANNEL AND INVESTIGATIONS CHANNEL

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SECTION - TYPE	A/C	CNT	SECTION - TYPE	A/C	CNT	PROPERTY	P.C.	PROPERTY TYPE	VALUE

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CASE VEHICLE #1							
ROLE	YEAR	MAKE	MODEL	STYLE			
LICENSE NUMBER	STATE	VIN NUMBER	TYPE	COLOR			
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PROPERTY VEHICLE #1							
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| <input type="checkbox"/> JUVENILE PROBATION | <input type="checkbox"/> CITY ATTORNEY | <input type="checkbox"/> CODE ENFORCEMENT | <input type="checkbox"/> STREETS |
- OTHER:

REPORTING OFFICER

Sheldon, Mark, Brian,

DATE WRITTEN

03/04/2022

APPROVED BY

Shuffield, Robert Conrad 07/20/2022

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/04/2022 14:22	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

NARRATIVE:

This supplemental report is to document the radio traffic from the incident. There were two different radio channels used during this incident.

The radio traffic was transcribed using evidence.com. Evidence.com automatically combines groups of words together and timestamps them together. As a result, the timestamps are close approximations to the actual times the statements were made.

MAIN CHANNEL

[12:00 PM / 00:00]

Officer Jones: John 21 any update?

[12:00 PM / 00:18]

PPD Dispatch: John 21, we're no longer landline with the subject. Did you us to call her back?

[12:00 PM / 00:26]

Officer Jones: Negative. Did the RP want contact?

[12:00 PM / 00:31]

PPD Dispatch: Affirm

[12:00 PM / 00:31]

Officer Jones: Copy.

[12:02 PM / 02:57]

Officer Jones: John 21 10-8 no report.

[12:03 PM / 03:02]

PPD Dispatch: John twenty one 10-4.

[12:03 PM / 03:28]

PPD Dispatch: John 21, John 41 detail.

[12:03 PM / 03:34]

Officer Jones: 21

[12:03 PM / 03:38]

Officer Koumiss: John 41

[12:03 PM / 03:41]

PPD Dispatch: John 21 and 41 respond for a 273.5 that occurred at 2:00 AM. The victim is calling now. She'll be in the in the clubhouse of the apartments at [REDACTED]. She's stating that her boyfriend beat her up last night. She is refusing medical. We do have priors for that residence. And an EPO that was issued from a previous incident. The male half is a Cody Chavez born in 88. [REDACTED]. [REDACTED]. He is the restrained in multiple restraining orders. The one that involves the reporting party is a unserved or non-served EPO that does have a vacate notice on it as well, and no contact with the RP. RP believes he might be

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	<small>DATE/TIME WRITTEN</small> 03/04/2022 14:22	<small>CASE NUMBER</small> 2022-00005639
	<small>REPORTING OFFICER</small> Sheldon, Mark, Brian,	

in the apartment, but she's not positive. The female half is an [REDACTED]. [REDACTED].

[12:04 PM / 04:45]
Officer Repetto: John 11.

[12:04 PM / 04:45]
Officer Koumiss: John 41 copy.

[12:04 PM / 04:48]
Officer Jones: John 21 enroute.

[12:04 PM / 04:52]
Officer Repetto: John 11. I'm with 21 right now. I can take the cover on that.

[12:04 PM / 04:56]
PPD Dispatch: 10-4. John 41 I'll show you 10-8.

[12:05 PM / 05:02]
Officer Koumiss: 41 copy.

[12:05 PM / 05:10]
Officer Bennett: John 51.

[12:05 PM / 05:11]
PPD Dispatch: John 51.

[12:05 PM / 05:14]
Officer Bennett: Can you attach 31 to my call. Put me enroute to Stanley.

[12:05 PM / 05:15]
PPD Dispatch: Affirm.

[12:06 PM / 06:44]
Officer Jones: John 21 we're both 97.

[12:10 PM / 10:25]
PPD Dispatch: 10-4.

[12:10 PM / 10:25]
Officer Jones: 21 I'll take a third.

[12:10 PM / 10:29]
PPD Dispatch: John 41.

[12:10 PM / 10:33]
Officer Koumiss: 41 enroute.

[12:10 PM / 10:33]

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/04/2022 14:22	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

PPD Dispatch: 10-4.

[12:10 PM / 10:54]

PPD Dispatch: John 21. We'll send you a CRIMS photo of the subject.

[12:10 PM / 10:59]

Officer Jones: 21 10-9.

[12:11 PM / 11:02]

PPD Dispatch: We'll send you a picture of the subject.

[12:11 PM / 11:06]

Officer Jones: I copy.

[12:11 PM / 11:52]

Officer Jones: Car to car 41 from 21.

[12:11 PM / 11:58]

Officer Koumiss: Go ahead.

[12:12 PM / 12:01]

Officer Jones: When you enter the complex, make sure you don't come off Willow. Come off of Owens Instead.

[12:12 PM / 12:08]

Officer Koumiss: 10-4. You guys gonna be by the office?

[12:15 PM / 15:06]

Officer Jones: Affirm.

[12:15 PM / 15:06]

Officer Koumiss: 10-4

[12:15 PM / 15:06]

Officer Koumiss: John 41 97.

[12:15 PM / 15:07]

PPD Dispatch: 10-4

[12:16 PM / 16:51]

Officer Jones: Car to car Sam 2 from John 21.

[12:16 PM / 16:58]

Sgt. Gora: Go ahead.

[12:16 PM / 16:58]

Officer Jones: You may wanna start this way as well.

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/04/2022 14:22	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

[12:17 PM / 17:02]

Sgt. Gora: Copy.

[12:17 PM / 17:26]

Officer Jones: Car to car Sam two from John 21.

[12:17 PM / 17:30]

Sgt. Gora: Go ahead.

[12:17 PM / 17:33]

Officer Jones: I'm gonna need you the same thing that John 41 did. If you can not drive on Willow. Come in through Owens.

[12:17 PM / 17:41]

Sgt. Gora: Copy that.

[12:17 PM / 17:47]

PPD Dispatch: <inaudible>

[12:23 PM / 23:25]

Officer Harvey: I65

[12:23 PM / 23:27]

PPD Dispatch: I65.

[12:23 PM / 23:30]

Officer Harvey: I'm gonna be en route to village high school for an incident. Break. I 65 to I 66. Can you meet me there?

[12:23 PM / 23:47]

Officer Trovao: I66 was that traffic for me?

[12:23 PM / 23:47]

Officer Harvey: Affirm. Can you meet me at village?

[12:23 PM / 23:51]

Officer Trovao: Affirm. I'll be route from, uh, Foothill.

[12:23 PM / 23:57]

Officer Harvey: Copy. Thanks.

[12:24 PM / 24:06]

PPD Dispatch: I 65.

[12:24 PM / 24:12]

Officer Harvey: I 65.

[12:24 PM / 24:16]

PLEASANTON POLICE DEPARTMENT SUPPLEMENTAL - NARRATIVE	DATE/TIME WRITTEN 03/04/2022 14:22	CASE NUMBER 2022-00005639
	REPORTING OFFICER Sheldon, Mark, Brian,	

PPD Dispatch: I 68 can also assist with that.

[12:24 PM / 24:23]

Officer Harvey: Copy that. And just for info it's uh, a student threatening to, get into a fight with a school administrator.

[12:24 PM / 24:34]

PPD Dispatch: 10-4. I66 copy?

[12:24 PM / 24:34]

PPD Dispatch: I66 you can 10-22. I 68 will be en route from the station.

[12:24 PM / 24:53]

Officer Trovao: I 66 I copy. Keep me at uh Foothill.

[12:24 PM / 24:53]

PPD Dispatch: 10-4.

[12:24 PM / 24:53]

Officer Jones: 21. Do you have our... can you run our subject out of Santa Clara county?

[12:28 PM / 28:29]

PPD Dispatch: That for Cody? We can call Santa Clara for information check or other.

[12:28 PM / 28:40]

Officer Jones: 10-9.

[12:28 PM / 28:42]

PPD Dispatch: Did you want us to contact Santa Clara for Cody?

[12:28 PM / 28:49]

Officer Jones: Affirm looks like he was arrested here for parole violation here in '09. See if he has any type of 148 like or weapons charges.

[12:29 PM / 29:04]

Officer Harvey: I 65 we're both 97.

[12:29 PM / 29:13]

PPD Dispatch: 10-4

[12:29 PM / 29:13]

Officer Tujague: Matt, the office, right?

[12:29 PM / 29:27]

PPD Dispatch: I65. Can you confirm?

[12:30 PM / 30:43]

Officer Harvey: Affirm.

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[12:30 PM / 30:43]

Officer Tujague: It's gonna be at the sports field where we're headed now.

[12:30 PM / 30:49]

PPD Dispatch: Copy sports field.

[12:31 PM / 31:09]

PPD Dispatch: John 21.

[12:31 PM / 31:11]

Officer Jones: Go ahead.

[12:31 PM / 31:14]

PPD Dispatch: Negative probation, Santa Clara county.

[12:36 PM / 36:37]

Officer Jones: I copy.

[12:36 PM / 36:37]

Sgt. Gora: Sam 2 31 car to car.

[12:36 PM / 36:50]

Sgt. Gora: Sorry, Sam 2 to John 31.

[12:36 PM / 36:54]

Officer Batt: John 31.

[12:36 PM / 36:59]

Sgt. Gora: Can you start this way.

[12:37 PM / 37:04]

Officer Batt: Affirm. I'm enroute.

[12:37 PM / 37:08]

Officer Jones: Car to car 31 from 21.

[12:37 PM / 37:16]

Officer Batt: Go ahead.

[12:37 PM / 37:16]

Officer Jones: If you can do the same thing as previous units. Just don't drive on Willow and come into the apartment complex through Owens.

[12:37 PM / 37:27]

Officer Batt: John 31. I did not copy the first except for come in through Owens.

[12:37 PM / 37:33]

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Officer Jones: Come in through Owens and don't drive on Willow.

[12:37 PM / 37:42]

Officer Batt: 10-4.

[12:37 PM / 37:42]

PPD Dispatch: Dispatch copies. John 31 en route.

[12:44 PM / 44:17]

Officer Tujague: I 68 we're code 4.

[12:44 PM / 44:20]

PPD Dispatch: Copy code 4 village high school.

[12:46 PM / 46:23]

Officer Batt: John 31 97.

[12:46 PM / 46:23]

PPD Dispatch: 10-4.

[12:49 PM / 49:29]

Sgt. Gora: S2 if I haven't I'm 97.

[12:49 PM / 49:29]

PPD Dispatch: 10-4.

[12:49 PM / 49:29]

Sgt. Gora: S2 we're attempting contact at the front door. We're gonna start with 21 first.

[12:49 PM / 49:37]

PPD Dispatch: Copy attempting to contact. Will attempt a 10-21 first.

[12:50 PM / 50:02]

Officer Jones: 21 we're attempting contact via phone.

[12:50 PM / 50:24]

PPD Dispatch: 10-4.

[12:50 PM / 50:24]

Sgt. Gora: S2 to Jones. What was the make of the car?

[12:50 PM / 50:27]

Officer Repetto: Nissan Sentra.

[12:51 PM / 51:17]

Sgt. Gora: Sam 2 to 21. The Nissan is not on the street.

[12:51 PM / 51:25]

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PPD Dispatch: Copy. Nissan not on the street.

[12:52 PM / 52:47]

Sgt. Gora: Sam 2 negative answer on 21 and negative answer at the door. <inaudible> make contact.

[12:52 PM / 52:56]

PPD Dispatch: Copy. Negative answer via 21 or at the door.

[12:53 PM / 53:35]

Officer Koumiss: We got movement in the bedroom, he just shut the window. He's looking through the blinds.

[12:53 PM / 53:43]

PPD Dispatch: He's looking through the blinds.

[12:53 PM / 53:56]

Officer Tujague: I68 Harvey's code 4 and I'm 10-8.

[12:54 PM / 54:00]

PPD Dispatch: 10-4.

[12:54 PM / 54:01]

Sgt. Gora: Sam 2 give us code 33.

[12:54 PM / 54:06]

PPD Dispatch: Code 33 on main. Code 33 on main.

[12:54 PM / 54:39]

Sgt. Gora: Sam 2 we're still making announcements.

[12:54 PM / 54:40]

PPD Dispatch: Making announcements.

[12:57 PM / 57:12]

Officer Koumiss: John 41 announcements made at the window. No response.

[12:57 PM / 57:17]

PPD Dispatch: Announcements made out the window. Negative response.

[12:58 PM / 58:21]

Sgt. Gora: Sam 2 still no response

[12:58 PM / 58:40]

PPD Dispatch: Copy still no response.

[12:58 PM / 58:40]

Sgt. Gora: Sam 2 do you know where our K9s are training today? Are they local?

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[12:59 PM / 59:27]

PPD Dispatch: Unknown. We can check.

[12:59 PM / 59:27]

Officer Jones: Car to car Sam 2 from John 21. I just spoke to her. Sounds like he changed the code. We're obtaining one from a manager right now.

[12:59 PM / 59:35]

Sgt. Gora: Copy.

[12:59 PM / 59:45]

Sgt. Gora: Sam 2 to 21. When you come back up here bring a patrol car. Let's start making announcements over the PA.

[12:59 PM / 59:51]

Officer Jones: 10-9.

[12:59 PM / 59:54]

Sgt. Gora: Bring your patrol up here so we can make announcements via the PA.

[01:00 PM / 01:00:01]

Officer Jones: I copy.

[01:00 PM / 01:00:25]

PPD Dispatch: Sam 2.

[01:00 PM / 01:00:25]

Sgt. Gora: Go ahead.

[01:00 PM / 01:00:25]

PPD Dispatch: Someone saw Martens in the back lot. Did you want us to contact him?

[01:00 PM / 01:00:32]

Sgt. Gora: Was that K9 Martens you said?

[01:00 PM / 01:00:34]

PPD Dispatch: Affirm.

[01:00 PM / 01:00:34]

Sgt. Gora: Affirm. Can you have him respond?

[01:00 PM / 01:00:34]

PPD Dispatch: 10-4.

[01:01 PM / 01:01:17]

Sgt. Gora: S2 can you do a code 33 silent?

[01:01 PM / 01:01:21]

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PPD Dispatch: Silent code 33. Silent code 33.

[01:01 PM / 01:01:27]

Officer Jones: 21 ready for announcements.

[01:01 PM / 01:01:35]

PPD Dispatch: Ready for announcements.

[01:01 PM / 01:01:36]

Sgt. Gora: Sam 2, we're gonna start PA announcements.

[01:02 PM / 01:02:23]

PPD Dispatch: Starting PA announcements.

[01:03 PM / 01:03:18]

Sgt. Gora: Hey Batt, can you hear that back there?

[01:03 PM / 01:03:23]

PPD Dispatch: Yes. I can hear that.

[01:03 PM / 01:03:40]

Lt. Niederhaus: Sam 2 Adam 25.

[01:03 PM / 01:03:46]

Sgt. Gora: Go ahead.

[01:03 PM / 01:03:46]

Lt. Niederhaus: K9's, enroute to you.

[01:03 PM / 01:03:49]

Sgt. Gora: Copy. Thank you.

[01:03 PM / 01:03:54]

PPD Dispatch: Dispatch copy.

[01:04 PM / 01:04:05]

Lt. Gamez: Sam 2 from A24.

[01:04 PM / 01:04:29]

Sgt. Gora: Sam 2 can you start medical?

[01:04 PM / 01:04:43]

PPD Dispatch: Affirm.

[01:04 PM / 01:04:43]

Sgt. Gora: Sam 2 just update. Since we made contact at the rear window, uh, we can't hear anything inside and it doesn't appear to be any movement.

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[01:04 PM / 01:04:53]

PPD Dispatch: Copy can't hear anything inside. Doesn't appear to be any movement.

[01:05 PM / 01:05:05]

Lt. Gamez: Sam 2 from A24.

[01:05 PM / 01:05:13]

Sgt. Gora: Go ahead.

[01:05 PM / 01:05:13]

Lt. Gamez: Get a hold of Tim Martens and make sure he goes in the right way. I'll be enroute also.

[01:05 PM / 01:05:20]

Sgt. Gora: We're already at that location. You can come right up Willow if you need to.

[01:05 PM / 01:05:22]

Sgt. Gora: Sam 2 the secondary code <inaudible> failed to open the front door.

[01:07 PM / 01:07:23]

PPD Dispatch: Sam 2 if that was for dispatch, if you could 10-9.

[01:07 PM / 01:07:30]

Sgt. Gora: Sam 2, we tried a secondary code for the front door. Uh, it was an emergency code given to us by the manager and that failed to work.

[01:07 PM / 01:07:40]

PPD Dispatch: Copy the secondary code for the front door failed to work.

[01:09 PM / 01:09:57]

Officer Martens: 149 I'll be enroute.

[01:12 PM / 01:12:00]

PPD Dispatch: 10-4.

[01:12 PM / 01:12:00]

Sgt. Gora: Sam, 2 149 car to car.

[01:12 PM / 01:12:39]

Sgt. Gora: Sam 2 to 149.

[01:12 PM / 01:12:45]

Officer Martens: Go ahead.

[01:12 PM / 01:12:49]

Sgt. Gora: Go ahead and come code three. Come up Willow and then block the entrance. You'll see when you come up, uh, where Batt and Koumiss are. Block that entrance so no one's driving past us.

[01:13 PM / 01:13:03]

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Officer Martens: Confirm you said code 3?

[01:13 PM / 01:13:07]

Sgt. Gora: Affirm code three. We're just, we're uh, kind hung right out here. <inaudible>

[01:13 PM / 01:13:14]

Officer Martens: Copy. Break, Dispatch I'll be code three from Division and Del Valle.

[01:13 PM / 01:13:22]

PPD Dispatch: Copy, code 3 from Division/ Del Valle.

[01:14 PM / 01:14:52]

Sgt. Gora: Sam 2. Did fire state where they were staging?

[01:14 PM / 01:14:56]

PPD Dispatch: Negative, we'll ask them.

[01:14 PM / 01:14:56]

PPD Dispatch: Sam two.

[01:14 PM / 01:14:56]

Sgt. Gora: Go ahead.

[01:14 PM / 01:14:56]

PPD Dispatch: Negative for fire. And did you need additional <inaudible>?

[01:14 PM / 01:14:56]

Sgt. Gora: You broke on that second half. You said negative for fire. I didn't catch the second.

[01:14 PM / 01:14:56]

PPD Dispatch: Did you want an additional? John 51 can respond.

[01:14 PM / 01:14:56]

Sgt. Gora: I think we're good for now.

[01:14 PM / 01:14:56]

PPD Dispatch: 10-4.

[01:14 PM / 01:14:56]

Sgt. Gora: Sam 2 our target just looked at us from the front blinds went back inside.

[01:14 PM / 01:14:56]

PPD Dispatch: Confirm he just looked at you through the front blinds?

[01:14 PM / 01:14:56]

Sgt. Gora: Sam 2 Affirm. Hey A24. Will you block this? The entrance these cars are trying to pull in right now?

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[01:14 PM / 01:14:56]

Lt. Gamez: Affirm.

[01:14 PM / 01:14:56]

PPD Dispatch: Sam 2.

[01:14 PM / 01:14:56]

Sgt. Gora: Sam 2.

[01:14 PM / 01:14:56]

PPD Dispatch: Fire staging on Owens.

[01:14 PM / 01:14:56]

Sgt. Gora: Copy. Will you... standby.

[01:14 PM / 01:14:56]

Officer Martens: 149 97.

[01:14 PM / 01:14:56]

PPD Dispatch: 10-4

[01:20 PM / 01:20:33]

Officer Jones: John 21.

[01:20 PM / 01:20:33]

PPD Dispatch: John 21

[01:20 PM / 01:20:33]

Officer Jones: I'm not with her. Can you give the RP call back and see if there's anyone else in the apartment or any type of animals?

[01:20 PM / 01:20:33]

PPD Dispatch: 10-4.

[01:20 PM / 01:20:33]

Sgt. Gora: Sam 2 can you see if ACSO drone team is available?

[01:20 PM / 01:20:33]

PPD Dispatch: 10-4.

[01:20 PM / 01:20:33]

Sgt. Gora: Sam 2 specific, we need an interior drone.

[01:20 PM / 01:20:33]

PPD Dispatch: Copy interior drone.

[01:20 PM / 01:20:33]

PPD Dispatch: Sam 2.

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[01:21 PM / 01:21:57]

Sgt. Gora: Sam 2.

[01:21 PM / 01:21:57]

PPD Dispatch: Should we give them your cell number?

[01:21 PM / 01:21:57]

Sgt. Gora: Affirm. Um, that'll work.

[01:21 PM / 01:21:57]

PPD Dispatch: Sam 2.

[01:22 PM / 01:22:34]

Officer Jones: Go for Sam 2.

[01:22 PM / 01:22:34]

PPD Dispatch: Spoke with the RP. She's advising there should be one cat in the apartment and no one else. The suspect is texting her and stating that the police are going to kill him.

[01:22 PM / 01:22:34]

Officer Jones: John 21 just keep her on the line for now.

[01:22 PM / 01:22:34]

PPD Dispatch: 10-4 we'll call her back.

[01:22 PM / 01:22:34]

Officer Jones: 21. Can we confirm the suspect's phone number with her?

[01:22 PM / 01:22:34]

PPD Dispatch: 10-4.

[01:22 PM / 01:22:34]

Sgt. Gora: Sam 2 can Have you run his CII?

[01:22 PM / 01:22:34]

PPD Dispatch: We're checking it.

[01:22 PM / 01:22:34]

Sgt. Gora: Copy. Are you able to copy that into the call?

[01:22 PM / 01:22:34]

PPD Dispatch: I can add it to the NCIC tab.

[01:22 PM / 01:22:34]

Sgt. Gora: Perfect. What we're looking for is any uh violent crimes.

[01:22 PM / 01:22:34]

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Sgt. Gora: Sam 2. Any weapons or, uh, history of violence in his CII.

[01:22 PM / 01:22:34]

PPD Dispatch: 10-4.

[01:22 PM / 01:22:34]

Lt. Niederhaus: Sam 2 Adam 25.

[01:22 PM / 01:22:34]

Lt. Niederhaus: You've got Pittl, Albert, and Lewellyn coming up with ARV and two robots.

[01:22 PM / 01:22:34]

Sgt. Gora: Perfect. They can come right up Willow.

[01:22 PM / 01:22:34]

Lt. Niederhaus: Copy.

[01:22 PM / 01:22:34]

PPD Dispatch: Sam 2.

[01:22 PM / 01:22:34]

Sgt. Gora: Sam 2.

[01:22 PM / 01:22:34]

PPD Dispatch: For ACSO, where's the incident command?

[01:22 PM / 01:22:34]

Sgt. Gora: Incident Command is gonna be on the southeast corner of 4899 Willow road. If anyone's coming in, we'd like to have them coming off of Owens through the apartment complex and 98 by the office, except for the ARV. We'd like to have the ARV coming to Willow, uh, to the entrance that comes in from the west heading east.

[01:22 PM / 01:22:34]

Lt. Gamez: Adam 24 I'm 97 and I'll be taking over incident command.

[01:22 PM / 01:22:34]

PPD Dispatch: 10-4.

[01:22 PM / 01:22:34]

Officer Batt: John 31.

[01:22 PM / 01:22:34]

Officer Jones: Go ahead.

[01:22 PM / 01:22:34]

Officer Batt: John 31. If you have the RP on the line, can you ask him if he's armed with any handgun or I sorry, any firearms or if she has any firearms in the residence?

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[01:22 PM / 01:22:34]

PPD Dispatch: We'll check.

[01:22 PM / 01:22:34]

Officer Jones: John 21 any luck with the phone number?

[01:22 PM / 01:22:34]

PPD Dispatch: Affirm. Did you want that over the air?

[01:22 PM / 01:22:34]

Officer Jones: If you can add it to this call please?

[01:22 PM / 01:22:34]

PPD Dispatch: It's added. We'll highlight it.

[01:22 PM / 01:22:34]

Officer Jones: I copy. Thank you.

[01:22 PM / 01:22:34]

PPD Dispatch: Sam 2.

[01:22 PM / 01:22:34]

Sgt. Gora: Go ahead.

[01:22 PM / 01:22:34]

PPD Dispatch: Dublin's UAV team should be contacting you and they are headed out that way.

[01:22 PM / 01:22:34]

Sgt. Pittl: Sam 10.

[01:31 PM / 01:31:01]

PPD Dispatch: Sam 10.

[01:31 PM / 01:31:05]

Sgt. Pittl: We're enroute code 3.

[01:31 PM / 01:31:05]

PPD Dispatch: Copy enroute code 3.

[01:31 PM / 01:31:05]

Lt. Gamez: Adam 24 I copy.

[01:31 PM / 01:31:05]

PPD Dispatch: 10-4.

[01:31 PM / 01:31:05]

Sgt. Gora: Sam 2 Sam 10, did you copy the ARV up Willow? Um, you'll come up behind Marten's car and his car and Gamez's car then we'll let you in and get set up.

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[01:31 PM / 01:31:05]

Sgt. Pittl.: Copy that. Come up Willow from the south. 98 with you there.

[01:31 PM / 01:31:05]

Sgt. Gora: Copy. You'll be coming up behind fire. You'll see them there.

[01:31 PM / 01:31:05]

PPD Dispatch: Sam 2.

[01:31 PM / 01:31:05]

Officer Jones: Go for Sam 2.

[01:31 PM / 01:31:05]

PPD Dispatch: Be advised that the RP [REDACTED] is advising that she's blocked the subject. No longer receiving any more messages from him. He claimed that she had ruined his life and that he wasn't holding her against her will this morning. Also claimed that there are officers on scene and that they have guns drawn.

[01:31 PM / 01:31:05]

PPD Dispatch: Sam 2.

[01:31 PM / 01:31:05]

Sgt. Gora: Sam 2.

[01:31 PM / 01:31:05]

PPD Dispatch: Per CII multiple 245s, no firearms. There is a 242 on a peace officer. Multiple 148s and 2800s.

[01:31 PM / 01:31:05]

Sgt. Gora: Sam 2 copy.

[01:31 PM / 01:31:05]

Sgt. Pittl.: Sam 10 we're on scene.

[01:31 PM / 01:31:05]

PPD Dispatch: 10-4.

[01:31 PM / 01:31:05]

Sgt. Pittl.: Sam 10 Sam 2.

[01:39 PM / 01:39:26]

Sgt. Gora: Go ahead.

[01:39 PM / 01:39:26]

Sgt. Pittl.: We're 97. Uh, just confirm we're gonna take up watch <inaudible> part of those two windows?

[01:39 PM / 01:39:26]

Sgt. Gora: Yeah. So Tim's gonna move his car when you pull in. You'll see us. We're just gonna park this in

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the middle of this and give us some coverage. Um, from the windows that are facing south.

[01:39 PM / 01:39:26]

Sgt. Pittl.: Copy that. We're moving up.

[01:39 PM / 01:39:26]

Lt. Gamez: Adam 24 ACSO UAV team is here.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4.

[01:39 PM / 01:39:26]

Lt. Stocking: Adam 22 on Willow.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4.

[01:39 PM / 01:39:26]

Det. Sheldon: I51 and Sam 7, we're 97.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4.

[01:39 PM / 01:39:26]

Lt. Stocking: Koumiss Stocking, is this that apartment right in front of you?

[01:39 PM / 01:39:26]

Det. White: Tom 2 I'm on Willow and I've got less lethal.

[01:39 PM / 01:39:26]

PPD Dispatch: Copy. Less lethal.

[01:39 PM / 01:39:26]

Lt. Stocking: Adam, 24, 22.

[01:39 PM / 01:39:26]

Lt. Stocking: Adam 24 from 22.

[01:39 PM / 01:39:26]

PPD Dispatch: Adam 24.

[01:39 PM / 01:39:26]

Lt. Gamez: Go ahead.

[01:39 PM / 01:39:26]

Lt. Stocking: From Adam 22, the drone team's over here on Willow. Where do you want 'em and where are you?

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[01:39 PM / 01:39:26]

Lt. Gamez: I already have a drone team over here. If you wanna have them come near the leasing office, but you need to come in off of Owens.

[01:39 PM / 01:39:26]

Lt. Stocking: Copy.

[01:39 PM / 01:39:26]

Officer Jewell: 312

[01:39 PM / 01:39:26]

PPD Dispatch: 312.

[01:39 PM / 01:39:26]

Officer Jewell: I'll be 10-8 and I'm gonna be enroute to Willow. You can send me wherever you need me up there.

[01:39 PM / 01:39:26]

PPD Dispatch: Sam 2.

[01:39 PM / 01:39:26]

Sgt. Albert: Sam 11 if that's Officer Jewel., send him to the back of the ARV.

[01:39 PM / 01:39:26]

Officer Jewell: I copy from station.

[01:39 PM / 01:39:26]

PPD Dispatch: Copy, to the rear of the ARV.

[01:39 PM / 01:39:26]

Officer Guillermo: 315 97 Willow.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4.

[01:39 PM / 01:39:26]

Sgt. Pittl.: Sam 10 did you have traffic for Sam 2?

[01:39 PM / 01:39:26]

Lt. Gamez: Sam 2 from Adam 24.

[01:39 PM / 01:39:26]

Sgt. Gora: Go ahead.

[01:39 PM / 01:39:26]

Officer Furphy: King, 21 logging in. Where do you need me?

[01:39 PM / 01:39:26]

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PPD Dispatch: Sam 2.

[01:39 PM / 01:39:26]

Sgt. Gora: Sam 2 if you just have two units, uh, take patrol.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4. Did you want someone...

[01:39 PM / 01:39:26]

Lt. Gamez: Adam 24.

[01:39 PM / 01:39:26]

PPD Dispatch: Adam 24.

[01:39 PM / 01:39:26]

Lt. Gamez: We are good with personnel out here. Anybody going 10-8, they can just man the streets for us.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4. Did you guys want someone to standby by with the victim or still have her landline with us?

[01:39 PM / 01:39:26]

Lt. Gamez: If you can keep her on landline for us for right now.

[01:39 PM / 01:39:26]

PPD Dispatch: 10-4.

[01:39 PM / 01:39:26]

PPD Dispatch: King 21 If you can 10-6 to 2.

[01:39 PM / 01:39:26]

Lt. Stocking: Sam 2. Did you have a copy of his, uh, photo out of CRIMS?

[01:39 PM / 01:39:26]

PPD Dispatch: Affirm.

[01:39 PM / 01:39:26]

Sgt. Gora: Copy. Send it out to everybody out here.

[01:39 PM / 01:39:26]

PPD Dispatch: Affirm.

[01:39 PM / 01:39:26]

Sgt. Pittl.: Sam 10 to Sam 9.

[01:39 PM / 01:39:26]

Sgt. Lewellyn: Go ahead.

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[01:39 PM / 01:39:26]

Sgt. Pittl.: You have the subject's name where you can, uh, continue announcements now?

[01:39 PM / 01:39:26]

Sgt. Lewellyn: Affirm.

[01:39 PM / 01:39:26]

Sgt. Pittl.: Or <inaudible>.

[01:58 PM / 01:58:00]

Lt. Gamez: Sam 10 from Adam 24

[01:58 PM / 01:58:00]

PPD Dispatch: Cal photo sent.

[01:58 PM / 01:58:00]

Sgt. Gora: Can we get a phone number for 4899, apartment [REDACTED] [REDACTED] If you can. Send the number, we can arrange.

[01:58 PM / 01:58:00]

Detective Kroutil: I 54 can you show me out at the scene?

[01:58 PM / 01:58:00]

PPD Dispatch: Affirm

[01:58 PM / 01:58:00]

Sgt. Gora: Sam 2 to Repetto

[01:58 PM / 01:58:00]

Officer Repetto: Go ahead

[01:58 PM / 01:58:00]

Sgt. Gora: Can you see if he has access to a scanner?

[01:58 PM / 01:58:00]

Pleasanton Dispatch: 10-9

[01:58 PM / 01:58:00]

Officer Repetto: See who has access to a scanner?

[01:58 PM / 01:58:00]

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Sgt. Gora: See if Cody has access to a scanner

[01:58 PM / 01:58:00]

Officer Repetto: 10-4

[01:39 PM / 01:39:26]

Officer Jewell: 312 I'm 97 I'm at the entrance.

[01:58 PM / 01:58:00]

Lt. Gamez: Adam 24

[01:58 PM / 01:58:00]

PPD Dispatch: Adam 24

[01:58 PM / 01:58:00]

Lt. Gamez: Hey, we're going to move this incident to investigations. Investigations channel 8. In about 30 seconds. Can you give us a roll call on 8?

[01:58 PM / 01:58:00]

PPD Dispatch: Affirm.

[01:58 PM / 01:58:00]

Officer Levine: K31, <inaudible> tried to do a phone ping.

[01:58 PM / 01:58:00]

PPD Dispatch: K31 10-9

[01:58 PM / 01:58:00]

Officer Levine: Have we tried to conduct a phone ping on the subject?

[01:58 PM / 01:58:00]

Pleasanton Dispatch: Negative.

[01:58 PM / 01:58:00]

Officer Levine: 31 copy, Harvest Park parking lot is empty.

[01:58 PM / 01:58:00]

PPD Dispatch: 10-4

INVESTIGATION CHANNEL

[02:05 PM / 00:00]

Lt. Gamez: Adam 24 I'm on Investigations.

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[02:05 PM / 00:00]

PPD Dispatch: Copy, on investigations. Ready for roll call?

[02:05 PM / 00:08]

Lt. Gamez: Affirm.

[02:05 PM / 00:08]

PPD Dispatch: Roll call initiated. 149?

[02:05 PM / 00:21]

Ofc. Martens: Copy.

[02:05 PM / 00:21]

PPD Dispatch: 312?

[02:05 PM / 00:24]

Ofc. Jewell: 312.

[02:05 PM / 00:26]

PPD Dispatch: 315?

[02:05 PM / 00:29]

Ofc. Guillermo: 315.

[02:05 PM / 00:31]

PPD Dispatch: Adam22?

[02:05 PM / 00:31]

Lt. Stocking: Adam 22.

[02:05 PM / 00:42]

PPD Dispatch: John 11?

[02:05 PM / 00:49]

PPD Dispatch: John 21?

[02:05 PM / 00:53]

Ofc. Jones: 21.

[02:05 PM / 00:53]

PPD Dispatch: John 31?

[02:05 PM / 00:57]

Ofc. Batt: John 31.

[02:05 PM / 00:59]

PPD Dispatch: John 41?

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[02:06 PM / 01:03]

Ofc. Koumiss: John 41.

[02:06 PM / 01:05]

PPD Dispatch: King 21?

[02:06 PM / 01:05]

Ofc. Furphy: King 21.

[02:06 PM / 01:17]

PPD Dispatch: Sam 10?

[02:06 PM / 01:21]

PPD Dispatch: Sam 11?

[02:06 PM / 01:22]

Sgt. Albert: Sam 11 I copy. Sam 10 is here with me.

[02:06 PM / 01:23]

PPD Dispatch: 10-4. Sam 2?

[02:06 PM / 01:33]

Sgt. Gora: Sam 2.

[02:06 PM / 01:33]

PPD Dispatch: Sam 7?

[02:06 PM / 01:33]

Sgt. Shuffield: Sam 7.

[02:06 PM / 01:35]

PPD Dispatch: Sam 9?

[02:06 PM / 01:35]

Sgt. Lewellyn: Sam 9.

[02:06 PM / 01:39]

PPD Dispatch: Tom 2?

[02:06 PM / 01:50]

PPD Dispatch: Roll call is complete. We'll check for I54, J11, Tom 2.

[02:06 PM / 01:56]

Det. Kroutil: I54 I'm on the channel, Investigations.

[02:07 PM / 02:05]

PPD Dispatch: 10-4.

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[02:07 PM / 02:05]

Ofc. Leonardo: 308 same traffic.

[02:07 PM / 02:17]

PPD Dispatch: 10-4.

[02:07 PM / 02:17]

Ofc. Lengel: Mary 4 also enroute - CNT.

[02:07 PM / 02:17]

PPD Dispatch: Last Unit?

[02:07 PM / 02:20]

Ofc. Lengel: Mary 4 also enroute for CNT.

[02:07 PM / 02:20]

PPD Dispatch: 10-4.

[02:08 PM / 03:27]

Ofc. Repetto: John 11.

[02:08 PM / 03:29]

PPD Dispatch: 10-4.

[02:18 PM / 13:05]

Lt. Gamez: Sam 10 from Adam 24.

[02:18 PM / 13:05]

Sgt. Pittl: Go ahead Lt.

[02:18 PM / 13:11]

Lt. Gamez: Quick question. Is Jones on the phone with Cody?

[02:18 PM / 13:21]

Sgt. Pittl: Negative, that was Sheldon.

[02:18 PM / 13:23]

Lt. Gamez: Thank you.

[02:36 PM / 31:32]

Sgt. Pittl: Sam 10 Adam 23.

[02:36 PM / 31:38]

Lt. Stocking: Adam 22. He's on the phone. Go for him.

[02:36 PM / 31:42]

Sgt. Pittl: Is the resident to [REDACTED] still there? Inside the residence. Is he over there at the CP?

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[02:36 PM / 31:57]

Lt. Stocking: I don't see him standing here. He was a few minutes ago.

[02:37 PM / 32:02]

Sgt. Pittl: If you find him and you ask if we can utilize his apartment for rehearsals?

[02:38 PM / 33:09]

Lt. Stocking: He has provided consent.

[02:38 PM / 33:13]

Sgt. Pittl: I copy, thank you.

[02:40 PM / 35:22]

PPD Dispatch: Ten four.

[02:41 PM / 36:57]

Sgt. Pittl: You have traffic for Sam 10?

[02:48 PM / 43:09]

Lt. Gamez: Sam 10 from Adam 24.

[02:48 PM / 43:18]

Sgt. Pittl: Go ahead.

[02:48 PM / 43:18]

Lt. Gamez: CNT has another number. I think we're trying to make contact with the individual.

[02:48 PM / 43:42]

Sgt. Pittl: Sam 10, we're set to receive.

[02:48 PM / 43:49]

Lt. Stocking: Clarification - that that phone call will happen in a minute. It hasn't happened yet.

[02:51 PM / 46:12]

Sgt. Pittl: Copy that.

[02:51 PM / 46:12]

Sgt. Pittl: S10.

[02:51 PM / 46:12]

PPD Dispatch: S10.

[02:51 PM / 46:12]

Sgt. Pittl: Per the CP we have movement at the window. Moving the blinds.

[02:51 PM / 46:12]

PPD Dispatch: Copy movement in window.

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[02:51 PM / 46:22]

Lt. Gamez: Adam 24 CNTs gonna start making calls.

[02:51 PM / 46:30]

PPD Dispatch: CNT starting to make calls.

[02:51 PM / 46:37]

Sgt. Gora: S2 to John 41.

[02:51 PM / 46:37]

Officer Koumiss: That for John 41?

[02:51 PM / 46:37]

Sgt. Gora: Copy. Are you guys going back there or do you guys need to leave?

[02:51 PM / 46:54]

Officer Koumiss: We're okay. Thanks.

[02:52 PM / 47:27]

Lt. Stocking: Pittl Stocking.

[02:53 PM / 48:57]

Sgt. Pittl: Go ahead.

[02:53 PM / 48:57]

Lt. Stocking: CNT has made contact with him on the phone.

[02:54 PM / 49:02]

PPD Dispatch: CNT has made contact via phone.

[02:55 PM / 50:14]

Lt. Stocking: Suspect is claiming he is not in the apartment and that he's in San Jose.

[02:55 PM / 50:23]

PPD Dispatch: Suspect claiming he is not in the apartment. He is in San Jose.

[02:55 PM / 50:52]

Lt. Stocking: He's hung up and it's callbacks are going to voicemail.

[02:56 PM / 51:00]

PPD Dispatch: 10-4.

[02:56 PM / 51:00]

Lt. Gamez: Adam 24 I copy.

[02:56 PM / 51:04]

Sgt. Pittl: Sam 10 the blinds near the front door are moving. Unknown if it's going to be the AC unit or the suspect passing by.

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[03:09 PM / 01:04:52]

Lt. Stocking: Adam 22. Can we get a few more announcements that we're not going anywhere.

[03:10 PM / 01:05:00]

PPD Dispatch: Copy a few more announcements that you're not going anywhere.

[03:15 PM / 01:10:12]

Lt. Gamez: A24.

[03:15 PM / 01:10:12]

PPD Dispatch: A24.

[03:15 PM / 01:10:12]

PPD Dispatch: Can you have CSO5 and CSO 8 come to the command post. Have them come off of Owens towards the leasing office. We have an assignment for them.

[03:18 PM / 01:13:23]

Lt. Gamez: CSO5 from Adam 24.

[03:18 PM / 01:13:31]

CSO Peters: Go ahead.

[03:18 PM / 01:13:31]

Lt. Gamez: Rather than coming to the command post. Can you go to Gibraltar and Willow and shut down both lanes of traffic coming towards our location.

[03:18 PM / 01:13:44]

CSO Peters: 10-4

[03:18 PM / 01:13:44]

Lt. Gamez: Advise me when you're in place and you shut it down.

[03:18 PM / 01:13:51]

CSO Peters: 10-4.

[03:18 PM / 01:13:51]

Lt. Gamez: CSO8 from Adam 24.

[03:18 PM / 01:13:56]

CSO Godfrey: Go ahead.

[03:18 PM / 01:13:58]

Officers: Can you shut down traffic for me on Willow and Owens both lanes of traffic coming toward our location.

[03:19 PM / 01:14:10]

CSO Godfrey: 10-4, I copy.

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[03:19 PM / 01:14:11]

Lt. Gamez: Advise me when you're in place.

[03:19 PM / 01:14:30]

CSO Godfrey: I copy.

[03:19 PM / 01:14:30]

Lt. Gamez: Sam 10 from Adam 24.

[03:19 PM / 01:14:35]

Sgt. Pittl: Go ahead.

[03:19 PM / 01:14:35]

Lt. Gamez: Once the CSOs are in place and shut down the roadway we'll be clear to move.

[03:19 PM / 01:14:43]

Sgt. Pittl: Copy that.

[03:21 PM / 01:16:40]

ACO Ayers: SR1 code-4, they've abandoned it.

[03:21 PM / 01:16:57]

Lt. Gamez: Adam 24 can you 10-9 that traffic?

[03:22 PM / 01:17:06]

PPD Dispatch: That was SR1, if you can 10-6 to me.

[03:24 PM / 01:19:15]

Lt. Gamez: CSO8 from Adam, 24. Is the roadway shut down yet?

[03:25 PM / 01:20:15]

CSO Peters: CSO5 I'm still a ways away.

[03:25 PM / 01:20:15]

CSO Godfrey: CSO8 Willow and Owens shut down.

[03:25 PM / 01:20:19]

Lt. Gamez: Adam 24 copy.

[03:25 PM / 01:20:58]

Lt. Stocking: CNT briefly made contact with him again. He still said he was in San Jose and then abruptly hung up. Investigations is advising the warrant is signed for two felonies.

[03:26 PM / 01:21:51]

PPD Dispatch: Copy. He's still claiming that he's in San Jose and a warrant has been authorized for two felonies.

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[03:27 PM / 01:22:07]

Sgt. Pittl: Sam 10, we copy all. We're going to be moving to place the robot prior to our breach. Standby.

[03:27 PM / 01:22:16]

CSO Peters: CSO5 I'm not there yet.

[03:27 PM / 01:22:38]

PPD Dispatch: 10-4.

[03:30 PM / 01:25:02]

PPD Dispatch: CSO8 your status?

[03:30 PM / 01:25:48]

CSO Godfrey: Code-4.

[03:30 PM / 01:25:48]

Sgt. Gora: Sam 2 to John 31, are you clear for 21?

[03:31 PM / 01:26:01]

Sgt. Pittl: Sam 10 to CSO5 What's your status?

[03:31 PM / 01:26:06]

CSO Peters: Hopyard Inglewood.

[03:31 PM / 01:26:30]

Sgt. Gora: Sam 2 to John 31 or John 41.

[03:31 PM / 01:26:30]

Officer Koumiss: Go ahead.

[03:31 PM / 01:26:33]

Sgt. Gora: Hey do you have a cell phone?

[03:31 PM / 01:26:37]

Ofc. Koumiss: 41 I do.

[03:32 PM / 01:27:00]

Sgt. Gora: Copy. Can you 21 me on either one of mine?

[03:32 PM / 01:27:00]

Lt. Stocking: Sam 10 Adam 22.

[03:32 PM / 01:27:00]

Sgt. Pittl: Sam 10.

[03:32 PM / 01:27:04]

Lt. Stocking: You want ACSO staged up there?

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[03:32 PM / 01:27:09]

Sgt. Pittl: If they want we have time.

[03:32 PM / 01:27:13]

Lt. Stocking: Yeah. They're sending two operators up to you and I've got a feed as well.

[03:33 PM / 01:28:06]

CSO Peters: CSO5 97.

[03:33 PM / 01:28:34]

Sgt. Albert: Sam 10 Team's on the approach to set the robot. Robot is set.

[03:34 PM / 01:29:20]

Sgt. Albert: Team is moving, moving, moving. Device out device, device, device out.

[03:34 PM / 01:29:52]

Sgt. Albert: Door's open. robot is in. Team is back away.

[03:34 PM / 01:29:59]

Sgt. Pittl: Sam 10 suspect tried to slam the door on us.

[03:35 PM / 01:30:01]

Sgt. Albert: Subject is at the door trying to slam it closed on the robot.

[03:35 PM / 01:30:26]

PPD Dispatch: Subject at the door trying to slam the door closed on the robot.

[03:35 PM / 01:30:42]

Sgt. Albert: Positive ID on the suspect - Cody Chavez at the door. Still trying to slam the door on the robot.

[03:35 PM / 01:30:57]

Sgt. Albert: Sam 11 we've given multiple commands. He's noncompliant.

[03:36 PM / 01:31:02]

PPD Dispatch: Multiple commands non compliant.

[03:36 PM / 01:31:15]

Lt. Stocking: K-9 advisements too.

[03:36 PM / 01:31:20]

Sgt. Albert: He's thrown the robot out. He has a knife in his hand and has slammed the door closed. He's armed with a knife.

[03:36 PM / 01:31:27]

PPD Dispatch: Throwing robot out has a knife in his hand.

[03:36 PM / 01:31:41]

Sgt. Albert: Suspect is positive ID. Looking through the front door. Noncompliant.

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[03:36 PM / 01:31:47]

PPD Dispatch: Noncompliant, positive ID, looking through the door.

[03:37 PM / 01:32:16]

Sgt. Albert: Subject is still at the door. Looking through. Noncompliant. Verbal commands are continuing.

[03:37 PM / 01:32:24]

PPD Dispatch: Subject at the door. Looking through...

[03:37 PM / 01:32:34]

Sgt. Pittl: Sam 10 to Adam 22.

[03:37 PM / 01:32:34]

Lt. Stocking: Go.

[03:37 PM / 01:32:34]

Sgt. Pittl: Are we clear to break and rake? Uh kitchen.

[03:38 PM / 01:33:30]

Lt. Stocking: Affirm.

[03:38 PM / 01:33:30]

Sgt. Albert: He's at the door. At the door. He's opening the door, slam the door.

[03:38 PM / 01:33:34]

PPD Dispatch: Slamming the door.

[03:38 PM / 01:33:45]

Sgt. Albert: Subject is still at the door. Should be trying to barricade the door.

[03:38 PM / 01:33:53]

PPD Dispatch: Still at the door trying to barricade the door.

[03:39 PM / 01:34:21]

Sgt. Pittl: Sam 10 <inaudible>

[03:39 PM / 01:34:21]

Officers: Sam 11 or 10, 10-9.

[03:39 PM / 01:34:24]

Unknown officer: Shots fired. Shots fired.

[03:39 PM / 01:34:27]

Lt. Stocking: Shots fired, send in the medics now.

[03:39 PM / 01:34:29]

PPD Dispatch: Shots fired, medics en-route.

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[03:39 PM / 01:34:37]

Sgt. Gora: Sam 2 start medical.

[03:39 PM / 01:34:48]

PPD Dispatch: Routing them.

[03:39 PM / 01:34:48]

Lt. Gamez: Adam 24 medical en-route.

[03:40 PM / 01:35:48]

Unknown officer: <inaudible> leasing office.

[03:41 PM / 01:36:05]

Officers: 10-9 the traffic about the leasing office?

[03:41 PM / 01:36:07]

Sgt. Albert: Clear for fire. Have fire come in.

[03:42 PM / 01:37:26]

PPD Dispatch: Fire's en-route.

[03:42 PM / 01:37:26]

Cpt. Cox: A2.

[03:42 PM / 01:37:26]

PPD Dispatch: A2.

[03:42 PM / 01:37:26]

Cpt. Cox: Just confirm all officers uninjured?

[03:42 PM / 01:37:34]

PPD Dispatch: Adam 24 advise?

[03:42 PM / 01:37:41]

Lt. Gamez: Affirm.

[03:42 PM / 01:37:41]

PPD Dispatch: Copy all officers uninjured.

[03:42 PM / 01:37:45]

Cpt. Cox: I copy.

[03:50 PM / 01:45:07]

Sgt. Gora: Sam 2 can you note suspect's 10-10, time is 1549 hours.

[03:50 PM / 01:45:13]

PPD Dispatch: Copy. Suspect is 10-10 1549 hours.

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[03:57 PM / 01:52:12]

Cpt. Cox: Adam 1, 2, and 3 we're on scene.

[03:57 PM / 01:52:13]

PPD Dispatch: 10-4.

[03:57 PM / 01:52:13]

Sgt. Lewellyn: Sam 9.

[03:57 PM / 01:52:13]

PPD Dispatch: Sam 9.

[03:57 PM / 01:52:13]

Officers: I'm en-route back to the station with Officer Repetto and Officer Jewell.

[03:57 PM / 01:52:13]

PPD Dispatch: 10-4.

[03:57 PM / 01:52:13]

Lt. Silacci: Adam 24 Adam 23.

[04:14 PM / 02:09:40]

Lt. Gamez: Go for Adam 24.

[04:14 PM / 02:09:40]

Lt. Silacci: Yeah, I have four volunteers at the station. You want to have them respond up there?

[04:14 PM / 02:09:57]

Lt. Gamez: Affirm, If you can send them to relieve CSO5 and CSO8 uh, to shut down the streets.

[04:15 PM / 02:10:08]

Lt. Silacci: Copy, they're en-route.

Sheldon #194