



MEMORANDUM

SACRAMENTO COUNTY DISTRICT ATTORNEY'S OFFICE

ANNE MARIE SCHUBERT
DISTRICT ATTORNEY

DATE: February 11, 2021

TO: Deputy District Attorney Charles Gonzalez

FROM: Criminal Investigators Laura Chase #21, Dan Schiele #29 and Kevin Papineau

SUBJECT: Officer involved shooting (SPD 21-17348, SSD 21-18130)
Deputy K9 Brucker#512 (K911)
Deputy Durham #195 (11D1)
Deputy Pahl #31 (43E2)
Deputy Manitta #14 (14D2)
Deputy Miller #779 (11E1)
Deputy Wilhelm #435 (42D1)
Deputy Ceja #936 (47D1)
Deputy Zalec #284 (49D1)
Deputy Lloyd#833 (19D1)
Deputy Lunardi #849 (13E2)
Deputy K9 Adam Rodgers (Deceased)
K9 Riley (Deceased)
Suspect Driver Robert Calderon, 11/21/74, Xref: 2433868 (Deceased)

Criminal Investigator : L. Chase #21

NOTIFICATION

On 01-18-21 (Monday), at approx. 2250 Hrs, DA Investigators L. Chase and D. Schiele were notified of an officer involved shooting that had just occurred on the Cal Expo grounds. We were told that two deputies had been shot and one was deceased. At 2323 Hrs, we were advised to respond to the command post at 2101 Hurley Way and contact the Sacramento Sheriff's Department. We arrived at approx. 0030 Hrs. Soon after arriving we were advised that the Sacramento Police Department would handle the shooting investigation and we were to meet at the Cal Expo grandstand at 1600 Exposition Blvd.

BRIEFING

On 01/19/21, at 0226 Hrs, Sacramento Police Lt. Ryan Bullard #4007 briefed SSD and SPD on the circumstances that were known to him at the time. At 2207 Hrs, Deputies Pahl and Erhardt (43E2) on viewed a 917A (suspicious occupied vehicle) at [REDACTED] Arden

Way. The vehicle was a Gold Chevy Suburban, CA license# [REDACTED] It was registered to Robert and [REDACTED], Sacramento. Deputies contacted the driver who was Robert Calderon, 11/21/74, X-2433868. Calderon advised deputies he was not on probation or parole. They ran checks and found that he was on parole for 1051 VC. Deputies attempted to do a parole search and saw that Calderon was reaching for his waistband and refused to exit the vehicle. Calderon put the vehicle into gear, drove out of the parking lot into a neighborhood then north bound on Fulton Avenue. Deputies Erhardt and Pahl pursued the vehicle. The pursuit continued and the suspect vehicle had a right rear flat tire. Star was overhead during the pursuit. A pursuit immobilization technique (PIT) was attempted at Hurley and Ethan Ave. The vehicle turned around, but was not disabled and continued into the Cal Expo gate. The pursuit continued along the Cal Expo Grandstands and to the north side of the grandstands. The suspect vehicle hit a curb, chain link fences and a tree. The vehicle came to a rest facing east bound on the north side of the grandstand.

Deputies used less than lethal rounds to break out the back window of the vehicle. They could see Calderon digging around in a back pack as well as trying to start the engine to the vehicle. SSD deployed two K9's.

At 2226 Hrs, deputies voiced that shots were fired.

A K9 was deceased inside the vehicle as well as suspect Calderon.

Deputies self transported K9 deputies who were shot to Kaiser North. Deputy Adam Gibson was transported by Deputy Lloyd and two other deputies. Deputy Gibson was pronounced deceased at 2241 Hrs at Kaiser. He sustained a gunshot wound to the neck.

Deputy Brucker was driven to Kaiser by Officer Romero #609 and two other deputies. Brucker sustained a gunshot wound to the right hand, left upper chest and a graze to his neck. He was transported to UC Davis by medic 105 and has stabilized.

SSD CSI Sergeant took over all photos of deputies. SPD CSI Louie took photos of Deputy Brucker. Officer Lewis SPD 1A16 was the crime scene recorder.

Star was overhead and took video of the incident.

A Glock style handgun was located in the center console of suspect's vehicle.

Deputy Thrall and Wilhelm approached the suspect to render aid. They pulled him out of the vehicle and handcuffed him. The suspect was unresponsive and did not have a pulse. Fire responded also for suspect.

ROUND COUNT

Round count provided by SPD homicide detectives on 1-21-21

Deputy K9 Brucker - 9 rounds handgun

Deputy Durham #195 – 18 rounds handgun and less than lethal
Deputy Pahl #31 – 18 rounds handgun
Deputy Manitta #14 – 18 rounds handgun
Deputy Miller #779 – 30 rounds rifle
Deputy Wilhelm #435 – 1 round handgun and less than lethal
Deputy Ceja #936 – 5 rounds handgun
Deputy Zalec #284 – 13 or 15 rifle
Deputy Lloyd #833 – 15 rounds handgun
Deputy Lunardi #849 – 5 rounds handgun
Deputy K9 Adam Rodgers – possible 1 round or short stacked

WALKTHROUGH

At 0343 Hrs, we conducted a brief walk through from a distance. We were east of the vehicles and could see the suspect's vehicle with shattered windows and several bullet holes. The suspect was lying on the pavement next to the driver's door.



INTERVIEW(S)

On 01/21/21, at 0900 Hrs., DA Investigators Chase, Schiele, and Papineau responded to the Sacramento Police Department headquarters at 5770 Freeport Blvd to monitor interviews. Investigators ran simultaneous interviews which we monitored from different conference rooms.

DEPUTY HUNTER PAHL #31 (Patrol Deputy – 5 years SSD)

On January 21, 2021, at 10:16 AM, DA Investigator Chase monitored Deputy PAHL's interview with SPD Detective Severi. Also present was his attorney. Deputy Pahl stated the following in summary:

Deputy Pahl has been with the Sacramento Sheriff's Department for a little over 5 years. He has worked at the main jail in corrections and in patrol. Deputy Pahl is assigned to work Edward watch which is the graveyard shift from 2130 – 0730 Hrs. On this day, Deputy Pahl was working mandatory overtime shifts from 1800-0600 due to potential civil unrest in the county.

Deputy Pahl was wearing a standard Sacramento Sheriff's uniform with a hard badge on the chest. He wears glasses and was wearing contacts during the shift. Deputy Pahl was working a two officer car (43E2) with Deputy Drew Erhardt. Deputy Pahl was the passenger in vehicle #606. Deputy Pahl was carrying a Glock 17 handgun and wearing a duty belt.

Deputy Pahl said that they were driving west bound Arden Way from Watt Avenue when he observed a Gold Chevy SUV parked running on the side of a business in a strip mall. Deputy Pahl said that about a week prior he had taken a burglary report at a business in the area involving a gold 2000's Chevy Tahoe. Deputy Pahl advised that they had been looking for the vehicle due to it being involved in several commercial burglaries involving a torch.

Deputy Pahl told Erhardt to turn around to contact the vehicle and he voiced that they were contacting a 917A – suspicious vehicle - at [REDACTED] Arden Way. Deputy Erhardt contacted the driver and said that the subject said he was not on probation or parole. Deputy Erhardt gave Deputy Pahl the driver's identification. Deputy Pahl ran the driver and he returned on active parole. They approached the vehicle to conduct a parole search. Deputy Pahl said he went to the passenger side of the vehicle while Deputy Erhardt went to the driver's side. Deputy Pahl said he could see the driver reach for his waistband and he told Erhardt that he was possibly armed. Deputy Pahl said that the driver appeared nervous and he put it in gear and drove away.

They ran back to the car and pursued the vehicle with lights and sirens activated. Deputy Pahl advised that the driver drove out of the parking lot onto a side street and through a residential neighborhood. He said the driver drove north bound on Fulton, east bound on cottage, south bound on Watt Avenue to Fair Oaks Blvd. Deputy Pahl said that the driver was blowing stop signs and stop lights. He said that he voiced on the radio that the driver had been reaching for his waistband and that he was potentially armed. Deputy Pahl said that the driver blew a tire early in the pursuit. The pursuit continued west bound on Fair

Oaks Blvd, north bound Howe Ave and turned west bound on Hurley. The vehicle continued north bound on Ethan Way where they conducted a PIT maneuver. The suspect vehicle spun out and drove into a parking lot. It was now facing southbound and then continued to drive. Deputy Pahl said that after the PIT they were now #2 in the pursuit. Deputy Pahl said that the driver continued to flee and drove west bound into Cal Expo. He said the driver went through a chain link fence and into a parking lot. He said that it hit another chain link fence and stopped.

Deputy Pahl said that he got out of the vehicle and ran up to another patrol vehicle (#539) on the passenger side. He said he banged on the door for the unit to unlock the passenger door. He had a perfect view through the side of the window. Deputies were trying to conduct a felony vehicle stop and someone was giving commands on a PA. Sgt. Abbott was also on the public address (PA) giving directions to the driver, but he would not comply. He did not put his hands up. Deputy Pahl said that he could see the driver still moving around and felt he was looking for a gun. Deputy Pahl said that deputies were shooting less than lethal rounds at the back window, but it did not shatter the window. Deputy Pahl said that a team went to the rear of the vehicle with a shield and shattered out the window to see inside.

Deputy Pahl said that K9 Officer Jessie Brucker deployed his dog Riley. Riley ran around the car looking for a way inside of the vehicle. Jessie picked up Riley and put him inside the vehicle. Deputy Pahl could see that the dog was on the bite. He could see Riley at the steering wheel and center console. Deputy Pahl went closer in front of the patrol vehicle when the contact team moved forward.

Deputy Pahl had a good vantage point and could see the driver moving and reaching around. He could hear him yelling, but did not know what he was saying.

Deputy Pahl said that there was a contact team with a shield approaching the suspect vehicle on the left side. Deputy Pahl saw muzzle flashes from inside of the vehicle and saw suspect shoot at his partners. He feared for his safety and the safety of his partners so Deputy Pahl fired his weapon at the driver. Deputy Pahl said that there were 3-4 rounds shot before he fired. He thought he shot very quickly. Deputy Pahl said he emptied his gun and fired 18 rounds. He said he inserted a new magazine, but did not fire any rounds from that. Deputy Pahl said he had a straight line of fire to the suspect and knew a field was out in front of the vehicle.

Deputy Pahl then went back to car and maintained lethal cover.

Deputy Pahl said that officers went to the driver. Once the driver was dealt with he found his partner to make sure he was okay.

Deputy Pahl said that he does not think their ICC was activated until the pursuit started. Deputy Pahl said that he synced his ICC mic at the beginning of shift, but does not know if it was activated.

Deputy Pahl said that Deputy Miller was next to him at the door with a rifle.
DEPUTY BRANDON LUNARDI #849 (Patrol Deputy - 6 years with SSD)

On January 21, 2021, at 12:17 PM, DA Investigator Chase monitored Deputy LUNARDI's interview with SPD Detective Severi. Also present was his attorney. Deputy Lunardi stated the following in summary:

Deputy Lunardi has been with the Sacramento Sheriff's Department for about 6 years. He is assigned to North Patrol. Deputy Lunardi was in the Marine Corp for approx. 7 ½ - 8 years. While in the Marine Corp he was a range coach. He coached a team at the range in handguns and rifles.

Deputy Lunardi was wearing a standard Sacramento Sheriff's uniform with a hard badge on the chest. He was not wearing any coverings. He was not wearing glasses or contacts. Deputy Lunardi was driving a marked SSD Ford Explorer vehicle. He had on his lights and sirens. He was carrying a Glock 17 pistol.

Deputy Lunardi is assigned to Edward Watch from 2130 Hrs – 0730 Hrs. He was working 1800-0600 due to the potential protests. His days off are Thursdays, Fridays, and Saturdays. Deputy Lunardi was working a two officer car with Deputy Gleason (13E2). They were in vehicle #790.

Deputy Lunardi was monitoring the radio when he heard that officers were in pursuit. He heard Deputy Pahl say that they were in pursuit of a parolee. Deputy Lunardi heard Deputy Pahl say that the subject had been reaching in the vehicle. They responded from PFE Rd and Watt Ave. They drove C3 with lights and siren southbound on Watt Ave. Deputy Lunardi was driving and Deputy Gleason was the passenger.

There were already several units in the pursuit so they wanted to get into a position to deploy spike strips. Deputy Lunardi heard the pursuit going into Cal Expo. They went into Cal Expo and parked. Someone was asking for less lethal so Deputy Lunardi went to get his 40 MM. Someone already had a 40 MM so Deputy Lunardi did not use his.

Deputy Brucker was establishing a team to break the back window. Brucker sent Riley and he was jumping around the vehicle. Deputy Lunardi could hear the driver revving the vehicle engine. Deputy Brucker picked up Riley and threw him in the car after the window was broken. Deputy Lunardi could see the driver's hands were down, so he was yelling to show him his hands.

Deputy Lunardi could see Deputy Brucker move up to the driver's door. Lunardi got with Erhardt. He gave his 40 MM away and was now using his handgun. Lunardi saw Deputy Brucker open the door and heard 3 shots coming from the driver. He knew the suspect was firing at Brucker. He heard more gunfire so went to the back of the suspect's car. Lunardi still saw the driver moving around and digging so Lunardi fired his weapon approx. 6 times because he knew the suspect would kill Brucker, himself, or someone else. Lunardi was aiming at suspect's shoulders and head. Lunardi thought the suspect was repositioning to shoot out the right passenger side.

Lunardi said that he had taken his 40 MM out of his trunk #790. He moved up to #765 and loaded the 40 MM. Lunardi moved to the rear pass side of #818. He was moving

with Erhardt to the rear passenger side of suspect's vehicle. Lunardi knew that the contact team was up and to the left. He knew that Brucker was at the suspect door. Lunardi was watching through suspect's back window.

Once he saw that the suspect had stopped moving he told others to stop shooting. Lunardi was waving his hand to cease fire. He saw Deputy Brucker and saw that he was bleeding. Deputies were tending to him and dragging him away. Lunardi saw Deputy Gleason on the ground.

The suspect never complied. He never put his hands up into the air.

DEPUTY ALFONSO CEJA #936 (Patrol Deputy – 6 years with SSD)

On January 21, 2021, at 2:22 PM, DA Investigator Chase monitored Deputy CEJA's interview with SPD Detective Murawski#871. Present was attorney [REDACTED] Deputy Ceja stated the following:

Deputy Ceja has been with the Sacramento Sheriff's Department for 6 years. He has been assigned to work the main jail and has been a patrol deputy for 5 years. Deputy Ceja was wearing a standard issued uniform. He was wearing his duty belt and carrying a Glock 17, 9MM handgun. He had a 17 round magazine and 1 in the chamber.

Deputy Ceja was assigned to work District 4, swingshift. He was a David car working 1500-0100 Hrs as [REDACTED]. Deputy Ceja was parked at Edison and Watt Ave when he heard the pursuit voiced on the radio. He activated his lights and siren and responded south bound on Watt Ave. Deputy Ceja said he caught the pursuit at Watt and Fair Oaks and continued. When the pursuit went west bound Hurley, Deputy Ceja went North on Howe Avenue in an attempt to get ahead of it and put down tack strips. Once the vehicle was PIT Deputy Ceja went into Cal Expo and followed it to a stop. Deputy Ceja had been driving vehicle #737. Once he stopped he went to the passenger side of vehicle #742. He had told the deputy on the driver side to move because he was in the line of fire of the suspect. Deputy Ceja said that he felt the driver was armed because he heard Deputy Pahl say that he had been reaching for his waist band.

Deputy Ceja said that he heard commands from officers for the suspect to show his hands. It was loud and clear. The suspect was not complying. Deputy Ceja heard glass break and the less than lethal rounds. He didn't know what was happening so he went around to the driver's side of vehicle #742 and then back to the passenger door. Deputy Ceja said that he had a clear view into the suspect vehicle.

Deputy Ceja could see the K9 going around the car looking to get inside. He heard on the air someone saying to get back because the suspect was revving the engine. Deputy Ceja heard quick gunshots from inside of the vehicle. He said he did not fire at that time because he did not see exactly where they were coming from. Deputy Ceja then heard more shots and the glass breaking on the passenger side of the suspect vehicle. Deputy Ceja said he thought the suspect was shooting at him so he returned fire into the front of the suspect vehicle. He said that he fired 6 rounds at the suspects head.

Once the shooting stopped, Deputy Ceja said he saw that a deputy was shot. He went to the rear of the suspect vehicle and saw that deputies were moving both of the injured deputies. He also saw deputies removing the suspect from the vehicle.

Deputy Ceja saw deputies originally break the back window of the suspect vehicle out, but saw them retreat. He did not hear any updates and did not know that the deputies were approaching the suspect on the driver's side. Deputy Ceja heard Deputy Durham say that the suspect was digging around in a backpack.

When Deputy Ceja heard the first shots fired he was concerned that the suspect was firing at other deputies. He had a good spot for cover and concealment so didn't move at that time.

Deputy Ceja didn't realize until after he saw the casings on the ground that so many other deputies had fired at the suspect also.

DEPUTY DURHAM # 195 (Patrol deputy – 4 years with SSD)

On January 21, 2021, at 1137 hours, DA Investigator Papineau monitored Deputy Andrew Durham's interview by Sacramento Police Detective M. Cruz. Durham was accompanied by Attorney [REDACTED] [REDACTED]. Following is a summary of Durham's statement:

Durham has been employed as a Deputy Sheriff for just under four years and previously served in the US Marine Corps on active duty from 2011 to 2015 and reserve duty from 2015-2019. He was trained in the use of the M16-A4 rifle and M-9 pistol in the USMC and was a combat marksmanship coach. He received training in the force options simulator, trauma first aid, tactical rifle and advanced tactical rifle with the Sheriff's Department. Durham was assigned to the Main Jail for approximately 18 months before being assigned to patrol and had been assigned to North Patrol swing shift since June 2019.

Durham said he was assigned as a solo unit when he monitored the pursuit beginning. He said the deputies who initiated the pursuit advised on the radio that the suspect was a parolee, had been reaching for his waistband before he drove off, was driving on a rim for the last portion of the pursuit and had continued fleeing after a pursuit intervention technique was used to spin his vehicle out. Durham said based on this information, and his training and experience, he believed the suspect was likely armed and was extremely desperate to get away.

Durham said he was approximately the seventh or eighth unit behind the suspect when the pursuit ended and he took a position to cover the passenger side of the suspect vehicle while avoiding a crossfire situation with other deputies. He said there was an open field beyond the suspect vehicle and there was a clear backdrop in the event he had to shoot. He said he could see a silhouette of the suspect in the driver seat but couldn't see him clearly through the windows. Durham said he was positioned near Deputy Zalec's patrol vehicle, approximately ten yards from the suspect vehicle, and used

Zalec's less lethal shotgun to fire five or six beanbag rounds to break a hole in the passenger side rear window so he could see in. He said he could then see the suspect rocking back and forth and could hear him yelling but couldn't understand what he was saying. He said he believed this behavior was an indicator the suspect was angry and was getting hyped up to fight.

Durham said multiple deputies were verbally ordering the suspect to show his hands, including through the use of a public-address system. He said he saw at least one less lethal round, fired by a deputy to break the rear glass, hit the suspect in the head but the suspect was reaching around in the vehicle, not making any effort to comply. He said he could then see the suspect digging in a bluish gray backpack and he believed the suspect was getting a weapon based on his movement and the haste with which he was digging in the backpack. He said he updated the suspect's actions over the radio so everyone on scene would know because he feared the suspect was going to try to shoot and kill him and his partners.

Durham said several deputies approached with shields and used a baton to remove the rest of the suspect's back window and then retreated. He said Deputy Brucker sent K-9 Riley to the vehicle but Riley ran around the vehicle without going in so Brucker called him back. He said Brucker and others then approached the vehicle again and Brucker threw Riley in the vehicle through the back window. He said deputies then moved around to the driver's side of the vehicle.

Durham said he heard a shot and saw muzzle flash in the vehicle and then heard several more shots. He said he knew the suspect was shooting his partners, so he aimed his handgun at the suspect and fired. He said he fired all the rounds in his handgun because the suspect never went down and stayed upright in the seat. He said he then heard someone yell that an officer was down and saw deputies dragging Deputy Brucker away from the vehicle. He said he approached and could see K-9 Riley deceased in the vehicle and could see the suspect had multiple shots to his head and was apparently deceased although he was still upright in the driver's seat.

Durham said the sergeant on scene said to get the suspect out of the vehicle and render aid. He said while he was getting the suspect out he saw what looked like a Glock pistol in the center console. He said the suspect's vitals were checked and it was clear he was deceased.

DEPUTY JOSEPH ZALEC #284 – (Patrol Deputy – 4.5 years SSD)

On January 21, 2021, at 1435 hours, DA Investigator Papineau monitored Deputy Joseph ZALEC's interview by Sacramento Police Detective Worm. Zalec was accompanied by Attorney [REDACTED] Following is a summary of Zalec's statement:

Zalec has been employed as a Deputy Sheriff for four and a half years and has been assigned to patrol for just over two years. He was previously assigned to the Rio Cosumnes Correctional Center and East Patrol prior to his current assignment on North

Patrol David Watch. Zalec had previously served four years in the US Army Infantry from 2011 to 2015.

Zalec said he was on El Camino Ave recovering a stolen vehicle when he heard patrol units on a suspicious vehicle and then several minutes later heard the same units in a vehicle pursuit. He said the units updated that the suspect they were pursuing was a parolee and had been reaching in his waistband as he fled. Zalec said this indicated a high probability that the suspect was armed.

Zalec said he arrived in the area of the pursuit and the suspect vehicle was coming right at him so he pulled off and joined the pursuit in the fourth position. He said he asked for and received permission for five units and a K-9 unit in the pursuit. He said during the pursuit units updated on the radio that the suspect had a flat right rear tire and later that he was driving on a rim.

Zalec said a pursuit intervention technique was employed causing the suspect vehicle to spin out but the suspect vehicle fled again. He said he resumed the pursuit and was now the second unit. He said the suspect vehicle was going slower now due to damage but still failed to yield and turned into Cal Expo. He said the suspect vehicle crashed through chain link fence, drove over parking blocks and crashed into another chain link fence, apparently disabled.

Zalec said he fanned out to the right with a view of the passenger side. He said he deployed with his rifle for tactical advantage due to the likelihood the suspect was armed. He said he couldn't see inside the vehicle through the rear passenger side windows and held his rifle on the driver area. He said from what he saw in the pursuit and from radio traffic there was no indication anyone was in the vehicle with the driver.

Zalec said Deputy Durham took his less lethal shotgun and tried to shoot out the rear passenger window which put holes in the window but didn't completely break it out. He said other deputies were using less lethal weapons to try to shoot out the back window as well. Zalec said he kept his focus on the driver and could see through a the hole in the window that the suspect was moving and reaching around inside the vehicle.

Zalec said that based on the suspect's movement in the vehicle he believed he was armed and that since he was on parole didn't want to go back to prison.

Zalec said deputies went up and broke the rest of the back window out and K9-11 deployed K-9 Riley. He said the deputy in the helicopter told K9-11 to recall Riley because the suspect was revving the vehicle. He said Riley came back and he could still see the suspect reaching around in the vehicle.

Zalec said deputies again approached the suspect vehicle and K9-11 threw Riley in the back window and he saw Riley bite the suspect on the right side somewhere. He said the contact team then went around to driver side and he heard a shot inside the suspect vehicle and knew the suspect shot Riley because Riley's tail stopped wagging. He said he then heard additional shots from the driver's side of the vehicle.

Zalec said he left his position at his vehicle and approached the suspect vehicle to help his partners and realized the suspect was shooting at them. He said he was approximately ten feet from the suspect vehicle and could see the back of the suspects head and neck through a hole in the window and he started shooting at the suspects head and body area to stop him from killing his partners. He said he thought he shot approximately ten rounds.

Zalec said he saw deputies dragging a wounded deputy back and he approached the suspect vehicle and saw that neither the suspect or Riley were moving. He said he saw a black handgun in the cup holder in the console.

DEPUTY JACOB WILHELM #435 (Patrol Deputy 4 years 7 months SSD)

On January 21, 2021, at 1244 hours, DA Investigator Papineau monitored Deputy Jacob WILHELM's interview by Sacramento Police Detective Coughran. Wilhelm was accompanied by Attorney [REDACTED]. Following is a summary of Wilhelm's statement:

Wilhelm has been employed as a Deputy Sheriff for four years and seven months and was assigned to North Patrol David Watch. He was previously assigned to the main jail and was a Jail Training Officer.

Wilhelm said he was in the area of Watt Avenue at El Camino or Marconi when he heard patrol units put themselves out on a suspicious person stop and then several minutes later heard the same units update that they were in a vehicle pursuit. He said he responded code 3 to the pursuit and ended up with the suspect vehicle coming toward him on Fulton Avenue so he shut down his code 3 lights and turned on Cottage Way before reactivating and joining the pursuit as the second unit.

Wilhelm said the initial pursuit deputies updated on the radio that the suspect had been reaching in his waistband indicating he may be armed. He said that update and the suspect's lack of compliance led him to believe he was armed with a gun.

Wilhelm said the lead unit in the pursuit requested and received permission to employ the pursuit intervention technique (PIT). He said when the PIT was done the suspect vehicle spun around and he was face to face with the vehicle and could see the driver was a heavy set male. He said the suspect immediately drove onto Ethan Way after the PIT and he resumed the pursuit in the third or fourth position.

Wilhelm said the suspect drove into the racetrack area of Cal Expo driving through one gate and crashing into a chain link fence and coming to a stop. He said he positioned his patrol vehicle at the five or six o'clock position in relation to the suspect vehicle for a felony stop and pointed his handgun at the suspect. He said the backdrop past the suspect vehicle was an open field which with no one who could be endangered in a shooting.

Wilhelm said multiple commands were given to the suspect but he didn't comply. He said the decision was made to break out the windows of the suspect vehicle with less lethal

weapons so he fired five or six rounds from his less lethal shotgun to try break out the back window. He said it put holes in the glass but didn't break the glass out so he resumed holding the suspect at gunpoint with his handgun. He said a group of deputies moved up to the suspect vehicle with shields and broke the back window out with a baton and then a K-9 was deployed to the vehicle but didn't enter through the window opening. He said while the K-9 was by the vehicle the suspect was revving the engine.

Wilhelm said someone update on the radio that the suspect was digging in a backpack inside the vehicle and he could see the suspect rummaging around in the vehicle which further made him believe the suspect was armed. He said the suspect was yelling but he couldn't understand what he was saying.

Wilhelm said a group of deputies approached the suspect vehicle again and the K-9 handler threw the K-9 in the back window and he saw the K-9 bite the suspect. He said group of deputies then went straight to the driver's door and he heard shots from the driver's side. He said realized the suspect was shooting at deputies so he fired at the suspect. He said he thought he fired three or four times but found out during the round count he only fired twice.

Wilhelm said other deputies dragged two injured deputies away to take them to the hospital and he approached the vehicle. He said he pulled the suspect out of the vehicle noting at least fifteen holes in his chest. He said he saw a handgun on the console of the vehicle and the K-9 inside motionless.

DEPUTY LLOYD # 833 (Patrol Deputy 5 years SSD)

On 01/21/2021 I, DA Investigator Dan Schiele #29 observed an interview conducted of Sacramento County Sheriff's Deputy Lloyd, badge number 833. The interview was conducted at the Sacramento Police Department located at 5701 Freeport Blvd by SPD Investigator Krutz. The interview audio recorded by SPD but was not videotaped. The interview was monitored by myself and personnel from the Sacramento Sheriff Department. The following is a summary of Deputy's Lloyd's statement:

Deputy Lloyd stated he has been employed by the Sacramento County Sheriff's Department for approx. 5 years. On the night of the incident he was dressed in a SSD uniform with a distinct badge and departmental patches. Deputy Lloyd stated he was driving a marked SSD patrol vehicle and was partnered with Deputy Oliver. Deputy Lloyd stated he carries a Glock 17 9mm pistol which holds 17 rounds in the magazine with one round in the chamber for a total of 18. He carries no other firearms.

Deputy Lloyd stated he heard radio traffic of a pursuit, he heard the suspect was digging in his waist band area, and the initial deputies reported that the vehicle maybe related to a string of burglaries which had occurred in the area. He stated he responded to the area and blocked traffic as the pursuit progressed.

Deputy Lloyd stated he was with the pursuit as it entered the gates at Cal Expo. During the pursuit he heard radio traffic that suspect was 400 lbs., so he thought it was not likely the suspect was going to foot bail.

Deputy Lloyd stated at the termination of the pursuit, he ended up parking his patrol vehicle right next to a K9 vehicle, behind the suspect vehicle. He stated he saw less lethal being deployed to the back window of the suspect vehicle. He stated he heard numerous and constant commands for the suspect to come out with his hands up.

Deputy Lloyd stated he assisted in formation of the stack of officers to approach the suspect vehicle and walked up with a K9 Officer to suspect vehicle and assisted with breaking out the back window of the vehicle.

Deputy Lloyd stated he saw the K9 dog deployed, but the dog could not find his way into the suspect vehicle. He stated the stack then re-approached the suspect vehicle and he saw the K9 handler place the dog inside the vehicle. He stated was hoping the dog would control the suspect. He stated as the K9 was trying to get in the car, the suspect put the car in gear, could he could hear the engine revving.

Deputy Lloyd stated as the dog grabbed the suspect, the suspect shot the K9. He stated K9 Officer Brucker returned fire at the suspect, and he stated he fired his weapon as well. He stated he saw the K9 officer reaching inside vehicle through the opened window, and the suspect shot him. He stated he is not sure how many shots he personally fired, but he fired from two different positions. He stated he fired first near the suspect's driver side door, then more from the rear area of the suspect's vehicle. He stated he fired as he was standing by the driver side door as the driver was shooting at the officers.

Deputy Lloyd stated he was at first in the stack approaching the driver door, but once the suspect started shooting he moved back toward the rear of the suspect vehicle.

Deputy Lloyd stated he did not hear the suspect saying anything during the entire time. He stated he had no prior contact with suspect.

Deputy Lloyd stated once the shooting had stopped, he saw the suspect was clearly deceased. He stated he saw that Deputy Gibson had been shot as well and he helped put Gibson into a vehicle to get him medical attention.

Deputy Lloyd stated he saw the suspect shoot at least 4 times at K9 Officer Brucker. He stated he could see the suspect's head and shoulder, and that the dog had him by the shoulder. He stated as he was returning fire at the suspect, he was thinking, don't shoot the dog. He stated does not know how many rounds he shot. He states when he fired, he shot into the head rest area of the suspect's vehicle.

Deputy Lloyd stated suspect's gun sounded different than the other gunshots. In response to those gunshots, he saw Deputy Brucker fall, and knew that Brucker was shot. He stated fired at the suspect in defense of his life of the other deputies lives.

Deputy Lloyd stated he lost track of Deputy Gibson and didn't know where Gibson was at when the shooting started.

Deputy Lloyd stated he had no known prior contact with the suspect.

DEPUTY MANITTA #1414 (Patrol Deputy 5 years SSD)

On 01/22/2021 I, DA Investigator Dan Schiele #29 observed an interview conducted of Sacramento County Sheriff's Deputy Manitta #1414. The interview was conducted at the Sacramento Police Department located at 5701 Freeport Blvd. The interview was recorded by Sacramento Police Detective Saario. The interview was not videotaped. The interview was monitored by myself and personnel from the Sacramento Sheriffs Department. The following is a summary of Deputy Manitta's statement:

Deputy Manitta stated he has worked for the Sacramento County Sheriffs Department for about 5 years. He stated on the night of the incident, he was wearing a SSD uniform with a badge and patches and a duty belt that identify him an SSD Deputy. He stated he was partnered up with Deputy Tam that night, and they were driving a clearly marked SSD patrol vehicle. The vehicle was equipped with red lights and siren. He stated he carries a Glock 17 9mm service weapon.

Deputy Manitta stated he heard of a vehicle pursuit over the police radion and responded to the area to help out on the pursuit. He stated he heard radio traffic that the suspect was digging around in his waistband area indicting to him that the driver might be armed with a handgun. He stated the followed the pursuit into gate 12 of Cal Expo. He stated the pursuit terminated in Cal Expo; just pass the horse track area. He stated the sheriff helicopter was following the pursuit.

Deputy Manitta stated at the termination of the pursuit, less lethal weapons were deployed as the suspect was unresponsive to verbal commands. He stated the suspect's vehicle had tinted window and that they could not see inside. He stated he heard repeated commands for the suspect to come out of the vehicle. He stated the less lethal did not completely break out the windows, as some of the rounds skipped off the windows.

Deputy Manitta stated that shield teams were organized to approach the suspect vehicle to break out the back window to get the K9 inside. He stated he could hear the K9 Officer giving commands to the dog. He stated that once the back window was broken out, the K9 Officer put the dog inside the suspect vehicle.

Deputy Manitta stated he could see the suspect using the backpack as a shield from the dog. He stated he saw the shield team move up to the driver side door and thought the drivers door opened. He stated that as this happened he heard gunfire from inside the suspect vehicle. He could see that Deputy Brucker had been shot and he had a clear line of fire, so he fired his weapon. He fired mid torso at the suspect as the suspect was still in the vehicle. He fired a full magazine at the suspect; he then stopped shooting, as it was no longer needed.

Deputy Manitta stated he saw that Deputy Brucker had been shot, and help pulled him out of the area by his vest. He stated that he could see Deputy Bruckner had been shot in in his chest and in his hand. He stated he could see the bone was sticking out of Brucker's hand.

Deputy Manitta clarified that the suspect was accelerating the vehicle while it was stuck on the fence; He stated he is unsure of who opened the driver's side door.

DEPUTY MILLER #779 (Patrol Deputy 6.5 years SSD)

On 01/21/2021 I, DA Investigator Dan Schiele #29 observed an interview conducted of Sacramento County Sheriff's Deputy Miller badge number 779. The interview was conducted at the Sacramento Police Department located at 5701 Freeport Blvd. The interview as recorded by Sacramento Police Detective Saario. The interview was not videotaped. The interview was monitored by myself and personnel from the Sacramento Sheriff Department. The following is a summary of Deputies Miller's statement:

Deputy Miller stated he has been employed by the Sacramento County Sheriff's Department for approx. 6 and a half years. On the night of the incident he was dressed in an SSD uniform with a distinct badge and departmental patches, and a SSD baseball hat. Deputy Miller stated he was driving a marked SSD patrol vehicle. Deputy Miller stated he carries a Glock 17 9mm pistol, which holds 17 rounds in the magazine with one round in the chamber for a total of 18, he also had his patrol rifle which is on a Colt AR platform, 5.56 in caliber. He stated he is assigned to north patrol.

Deputy Miller stated he heard the vehicle pursuit and responded to the area of the pursuit to take a perimeter spot if needed. He stated the pursuit terminated at Cal Expo when the suspect vehicle became stuck on a chain link fence.

Deputy Miller stated that as the vehicle was stuck on the fence, he could see other deputies deploying less lethal at the suspect vehicle. He stated he grabbed his patrol rifle and exited his vehicle. He stated that he could see the driver moving around in the car, and it looked like he was reaching in his waist band area, he was pretty sure there was a gun there. He stated he was able to see this as the rear window of the suspect vehicle had already been broken out.

Deputy Miller stated that he could see and hear multiple rounds of less lethal being deployed into the suspect vehicle. He stated the rounds were fired to break out the rear windows of the suspect vehicle.

Deputy Miller stated he could hear the suspect yelling something like, kill me kill me, I'm not going to be taken alive. He stated he saw the K9 dog run around the car, and was not able to get in. He stated the K9 Officer put the dog into the car via the rear window. He stated he then saw the K9 Officer go up to the driver's door, then he saw a muzzle flash from inside the suspect vehicle. He stated he knew the suspect was shooting, so he fired rounds from his rifle into the vehicle as fast as he could, so the other deputies could get

away from the suspect who was shooting at them. He stated shortly after that he heard the command of cease fire.

Deputy Miller stated he viewed the suspect through the third window on the driver's side of the vehicle. He stated he could see the suspects neck and shoulders. He stated he fired 20-30 rounds from his rifle in response to the suspect's shots. He stated he fired to stop the threat.

Deputy Miller stated he then saw that Jessie (K9 Officer Brucker) had been shot. He stated he grabbed Jessie and helped put him into a patrol vehicle for transportation to the hospital. He stated he provided medical aid to Jessie while they were in route to the hospital.

Deputy Miller stated that other deputies tried to put Deputy Gipson into the car as well, but it was too crowded, so they transported Gipson in a different patrol car. He stated he cut off Jessie's shirt and saw that Jessie was shot in the clavicle, the hand, and the neck.

Deputy Miller stated he took a statement from Jessie while they were at the hospital. The following is what Deputy Miller stated that Deputy Brucker told him in summary:

As he got to the driver's door, he saw the suspect with a gun in his right hand. His canine dog was biting the suspect on the right shoulder. The suspect fired his gun and hit him. (officer) The suspect first shot hit him, he was hit three times by the suspect, once in the hand, once in the shoulder and once in the jaw. He was able to return fire, but when he was shot in the hand, he dropped his gun.

Deputy Miller stated he did not know the suspect nor has he had prior contact with him.

DEPUTY TAM # 335 (Patrol Deputy with 4 years and 7 months SSD)

On 01/22/2021 I, DA Investigator Dan Schiele #29 observed an interview conducted of Sacramento County Sheriff's Deputy Tam badge number 335. The interview was conducted at the Sacramento Police Department located at 5701 Freeport Blvd. The interview as recorded by Sacramento Police Detective Krutz. The interview was not videotaped. The interview was monitored by myself and personnel from the Sacramento Sheriff Department. The following is a summary of Deputy Tam's statement:

Deputy Tam states he has been with the Sacramento County Sheriffs Department as a Deputy for 4 years 7 months. He is assigned to the north patrol division and works swing shift hours. On the night of the shooting he was partnered up with Deputy Manitta. He stated he was wearing a standard SSD deputy uniform, shirt with departmental patches, his badge, his duty belt, and a SSD baseball hat. He stated his service weapon is a Glock model 17 9mm.

Deputy Tam states he heard a radio broadcast of a vehicle pursuit and responded to assist with the pursuit. As they got to the termination point of the pursuit, he saw 7-8 patrol vehicles were there as well. He stated he heard loud and clear PA announcements

for the driver of the suspect vehicle to show his hands and to get out of the vehicle. Deputy Tam states the drivers did not comply with the orders.

Deputy Tam stated he could hear talk from other Deputies that the suspect was refusing to come out of the vehicle and saw less lethal being deployed and could hear other deputies requesting more less lethal.

Deputy Tam stated he deployed six rounds of less lethal from his less lethal shotgun, into the driver's window of the suspect vehicle. While doing so, he stated he heard STAR advising the suspect was moving around inside the vehicle, indicating possible firearms.

Deputy Tam then heard the call for a shield team to be organized by K9. He stated knew the K9 was trained to get a bite on the suspect to control him. He stated he saw two shield teams approach the vehicle and saw the K9 run around the vehicle before being put into the vehicle by the K9 Officer.

Deputy Tam stated he heard multiple gunshots, and saw that officers were down, there were too many deputies in the cross fire for him to shoot. He stated he saw deputies dragging the downed officers trip over the concrete curbing.

Deputy Tam stated he could see the suspect in the driver's seat of the vehicle. The suspect was holding onto a backpack and he looked to using it as a shield to keep away the K9. He stated he saw the K9 bite the suspect right away after being put in the suspect's car. He heard a gunshot and then saw the muzzle flash coming from inside the suspect's vehicle.

Deputy Tam stated he saw Jessie (Deputy Brucker) open the front drivers door of the suspect's vehicle, just prior to the gunshots.

Deputy Tam stated he saw the officers retreating and saw them fall over the raised curb. Once the officers were clear, he saw other deputies approach the suspect to render aid. He stated he helped get the wounded officers in a vehicle for transportation to the hospital.

DEPUTY GLEASON # 790 (Patrol Deputy SSD)

On 01/22/2021 I, DA Investigator Dan Schiele #29 observed an interview conducted of Sacramento County Sheriff's Deputy Gleason badge number 790. The interview was conducted at the Sacramento Police Department located at 5701 Freeport Blvd. The interview as recorded by Sacramento Police Detective Culp. The interview was not videotaped. The interview was monitored by myself and personnel from the Sacramento Sheriff Department. I joined the interview as it was in progress. The following is a summary of Deputies Gleason's statement:

Deputy Gleason stated he heard the vehicle pursuit and recalled radio traffic that the suspect was digging around in his waist, which let him to believe the suspect was armed with a gun. As Deputy Gleason joined the pursuit, he saw the suspect vehicle tires had popped and was riding on the metal rims.

Deputy Gleason stated as the pursuit terminated, the suspect was not complying with the orders being given by the other deputies on scene. Deputy Gleason grabbed his ballistic shield in order to provide some protection to the deputies as they approached the suspect vehicle to break out the back window. He stated the window already had holes in it, but it was still mostly intact. He stated that once the window was broken out, they all retreated, and Deputy Bruckner sent his K9 dog into the vehicle.

Deputy Gleason stated once the K9 got in, Deputy Bruckner moved forward as the K9 was biting the suspect on his right shoulder. Deputy Bruckner moved up the suspect's driver's door, Deputy Gleason stated he heard a single gunshot, followed by more gunshots. Deputy Bruckner fell to the ground and Deputy Gleason covered Deputy Bruckner with the shield to prevent him from being shot again. The suspect shot Deputy Bruckner as Bruckner opened the driver's side door.

Deputy Gleason saw that Deputy Bruckner had been shot in his hand and shoulder. He stated he pulled Deputy Bruckner out of the line of fire, and immediately started to make arrangements to get Deputy Bruckner into a car and to the hospital.

Deputy Gleason stated he rode to the hospital with Deputy Gibson to the hospital. He states he saw Deputy Gibson had been shot in the face and was losing lots of blood. He stated did what he could to control the bleeding and that Gibson did not say anything.

DEPUTY JONATHAN PARKER #508 (Kaiser Hospital Unit – 4 years SSD)

On 01/22/21, at 10:50 AM, I, DA Investigator Chase monitored Deputy J. PARKER's interview with SPD Detective M. Severi. Deputy Parker stated the following:

Deputy Parker has been with the Sacramento Sheriff's Department since 2017. He has worked at the jail, north patrol and is currently assigned to the Kaiser Morse contract. When Deputy Parker was assigned to the jail he was a jail training officer and assigned to the Custody Emergency Response Team (CERT). That team was a response team for high risk incidents at the jail.

On the night of the incident Deputy Parker was wearing a standard Sheriff's uniform with patches on the sleeves and a metal badge. He works Sunday – Wednesday, 1800 – 0400 Hrs, as KSR43. He does not wear glasses. Deputy Parker was driving his Ford Explorer Sheriff's vehicle #789. The lights and siren were activated. The vehicle had an ICC, but the mic was not activated. Deputy Parker is assigned to the Kaiser Morse hospital, but is able to assist on priority calls as needed.

Deputy Parker heard the 917A call voiced by Deputies Pahl and Erhardt. He heard them say that they were in pursuit and that the driver was a parolee. Deputy Parker heard one of them voice that the driver was digging in his waist band. Deputy Parker stood by the entrance to the Kaiser parking lot. As the pursuit passed him he got into it now as the #2 vehicle. The driver of the vehicle was blowing stop signs and traffic lights, with no regard for anyone's safety.

Star was over head in the pursuit. Deputy Parker said he saw the vehicle's rear tire bounce by him on Fair Oaks Blvd. He continued the pursuit and once the #1 vehicle did the PIT, Deputy Parker was now #1. Parker was getting ready for a felony vehicle stop. He was worried that the driver was armed so was going to get his rifle when the vehicle started to drive again. Parker hit the back of the suspect vehicle in an attempt to disable the vehicle, but it was not effective.

Parker continued the pursuit into the Cal Expo parking lot and when the suspect vehicle became immobilized he parked his car for the felony stop. Other cars got closer so Deputy Parker moved up to the driver's side door of Deputy Wilhelm's vehicle and had his firearm out. Deputy Parker could see the driver wearing a white shirt. The driver was yelling, but Parker could not hear what he was saying. Deputy Parker said the suspect sounded agitated, angry, and scared. He could hear someone giving the suspect commands to open the door and exit and the vehicle.

Deputy Parker heard someone say to shoot out windows. Some were using the beanbags and it wasn't breaking the window. Deputy Parker had a 40 MM gun in his car so he went back to his car to get it. He put the rounds on top of a patrol car to load. Deputy Parker turned on the red dot sight and it was dead so he just aimed and shot at the back window. The shot the window to gain access to the trunk area to see the driver. Deputy Parker said that he fired 2 or 3 rounds that hit the window and shot 2-3 that missed. Deputy Parker said he was shooting the rubber bullet rounds. He shot the blue tip rounds first. Once they were out he used the orange tip rounds. Deputy Parker said that a team formed with a shield and they approached and broke the window.

Deputy Parker put the 40MM on the roof of a car and saw Deputy Brucker's dog trying to get into the car. Deputy Parker could see the suspect flailing around reaching into a backpack. Deputy Parker was scared that the suspect had a firearm because of his actions. Deputy Brucker put his dog into the back of the car. There was a team with a shield making their way up to the car. Deputy Parker saw K9 Riley biting the suspect's right arm. He saw the driver turn to his right and fire a shot and then he saw Riley collapse. He saw smoke and muzzle flashes and deputies firing into the car. Deputy Parker did not fire his gun because there were deputies in between him and the threat. Deputy Parker said that he ducked down and pulled Wilhelm down also. He heard someone yelling to stop shooting. Deputy Parker stood up to get in and help. He ran over and saw Deputies grabbing Deputy Brucker. He saw that he was bleeding from his shoulder and had blood on his face. He helped get him into a car. Deputy Parker went to help Deputy Gibson. He grabbed his left leg and helped carry him to the car. He saw that he was shot in the chin area. They tried to put into a car and realized it was the same car that Deputy Brucker was in so they put him into another car. Deputy Parker ran back to the suspect's car and saw that the suspect was on the ground and that he looked dead. He had multiple gunshots. He did not see who checked the suspect to render aid. Deputy Parker saw Riley dead in the suspect's car. Deputy Parker helped other deputies check and make sure they were okay.

DEPUTY JESSE BRUCKER #512 (12 Years with SSD)

On 02/08/21, at 1410 Hrs, Sacramento Sheriff's Deputy Jesse BRUCKER was interviewed at the Sacramento Police Department by Sacramento Police Detective Micaela Cruz. Present in the interview was [REDACTED] from [REDACTED]'s office. (Monitored by Investigator Chase). The following is in summary:

Deputy Brucker has been with the Sacramento Sheriff's Department for 12 years. He actively served in the United States Army for approx. 4 ½ years from 2003-2007. During his time in the Army, Deputy Brucker was assigned as an infantry team leader. He was in charge of 3-4 people who he managed during combat. Deputy Brucker was trained in rifles, machine guns, grenade and missile launchers while in the Army.

Deputy Brucker is currently assigned as a K9 handler with the call sign of [REDACTED]. He has been in the unit for 3 ½ years. He has been paired with K9 Riley for a little over 2 years. Deputy Brucker participates in various K9 handler trainings.

Deputy Brucker was assigned as a jail deputy at the main jail and the branch jail for approximately 8 years and then was assigned to north patrol for approximately 2 years. On the night of the incident Deputy Brucker was wearing a standard K9 uniform. He was wearing 5-11 pants and a black shirt with Sheriff patches. He was wearing a ballistic carrier over the shirt that was marked with his name and Sheriff patches. He was wearing a duty belt with his handgun, magazines and equipment. He was carrying a radio, handcuffs, and O.C. spray on his vest.

Deputy Brucker carries a personally owned, department approved, Glock 17 handgun. The magazines have a 19-round capacity. The standard magazine holds 17 rounds, but he has an extender for an additional 2 rounds. Deputy Brucker downloads each magazine by one so he loads them to 18. His handgun was equipped with a Surefire tac light.

Deputy Brucker carries a less lethal shotgun in his vehicle as well as a personally owned duty rifle.

Deputy Brucker last qualified at the range in July or August of 2020. He was scheduled to qualify at the end of January 2021.

Deputy Brucker was driving a marked Sheriff's K9 vehicle #401. It is a Chevy Tahoe equipped with lights, siren, and an In-Car Camera. The camera was activated during the incident. He does not have a body worn camera.

Deputy Brucker heard two deputies make a stop of a suspicious vehicle and then heard the pursuit. He responded from the north area but was unsure exactly where he was when he started heading toward them. He thinks that he was near Edison Avenue. Deputy Brucker heard the pursuit. He said that he heard the deputies voicing on the radio that the subject was driving recklessly and running stop lights. Deputy Brucker said that he heard them say that the subject was on parole and that he was digging around. Deputy Brucker said that digging around implied that the subject was possibly armed with a weapon, but he did not know for sure since subjects often dig for contraband or other items.

Deputy Brucker said that he was a distance, so he did not get into the pursuit and arrived after it had come to a stop. He said that he arrived at the termination point at Cal Expo and parked to the far left, but generally facing the suspect vehicle. Deputy Brucker said that there were approximately 7-8 patrol cars fanned out around the vehicle. He said that Deputy Gibson was already on scene and making plans. Deputy Brucker said that the officers had already shot out the windows with less than lethal rounds by the time that he arrived and were making plans to clear the back window. Deputy Brucker said that there were two shield teams set up when he arrived. He said that one team went up and raked out the back window and he stayed back.

Deputy Brucker said that is a tactic that they have used in the past. It was already planned before he had arrived.

Deputy Brucker heard officers making K9 advisements saying that a dog was going to be sent. He talked to Deputy Gibson earlier in the day about needing to get his dog Riley some work. When he arrived on scene he spoke with Deputy Gibson who asked if he wanted the work. Deputy Brucker said that he did so they switched up the dogs. After the back window was broken out he sent Riley to the vehicle. His intention was for Riley to go into the back window and engage the suspect, but Riley ran around the vehicle and did not go in the back window. Riley jumped on the hood and ran around the vehicle. Deputy Brucker saw that the suspect was spinning the wheels, but the vehicle was not moving.

Deputy Brucker could see the suspect moving his head all around and could hear the suspect yelling back at the deputies. Deputy Brucker could not tell what the suspect was saying.

Deputy Brucker had Riley come back to him and then he carried him to the car. He had a shield team set up but went around the team, so Riley would not accidentally bite another deputy. Deputy Brucker put Riley in through the back window and said that Riley immediately engaged the suspect on his right side. At that time, Deputy Brucker figured Riley would be a distraction, so he told the team to move to the driver to take him into custody.

The shield team moved up to the driver's side. Deputy Gleason had the shield and Deputy Brucker was behind. Deputy Brucker said that he had his handgun out. Deputy Brucker opened the driver's side door. Once he got the door open Deputy Brucker saw the suspect with a handgun in his right hand pointed across his chest directly at him. Deputy Brucker said that he started shooting and felt impacts from the suspect shooting on his chest. He thinks he fired 2-3 rounds before he felt impact to his right hand and lost his gun. Next thing he knew he fell backwards. Deputy Brucker didn't know if he fell or if a deputy pulled him down. He said that he was about 2 feet or less from the suspect.

Deputy Brucker said that he did not hear shots until he got the door open. He said that he saw the gunshots more than he heard them. He said that he was aiming at the suspect's body and center of mass. He was looking at the suspect's gun and left side and didn't even see his face or Riley.

Once he fell Deputy Gleason was telling him that he had him and covered them with the shield. Deputy Brucker said that he could hear a lot of gunfire and was trying to find his gun, but his hand wouldn't work. At that time, he didn't know where Deputy Gibson was. Deputy Brucker said that Deputies were pulling him out of the area and that he wanted to try and stand up. He saw a deputy down and that someone was trying to drag him. He didn't know that it was Deputy Gibson at the time.

Deputies put Deputy Brucker in a patrol car and drove him to Kaiser Morse. Deputy Allen took his statement and he talked with his wife. He remembers waking up in the emergency room with people all around.

Deputy Brucker said that the suspect's first two shots hit him in the body armor in the chest above his heart. He was struck in his sub clavicle on the right side and the bullet is still in his shoulder. He was struck in his right hand and fractured several bones. He had surgery and has several pins in his hand bones. Deputy Brucker said he was struck under his chin either by a bullet or shrapnel. He said that there is still metal in his chin.