



# MEMORANDUM

SACRAMENTO COUNTY DISTRICT ATTORNEY'S OFFICE

ANNE MARIE SCHUBERT  
DISTRICT ATTORNEY

**DATE:** November 4, 2019  
**TO:** Supervising Deputy District Attorney Charles Gonzalez  
**FROM:** Criminal Investigators Brian Bell and Thomas Little  
**SUBJECT:** Officer Involved Shooting (SSD #19-383948)

Deceased Suspect: Earnest Easterling, DOB: 09/18/94  
Deceased Victim [REDACTED]

Involved Deputies:  
Deputy John Seubert #1295  
Deputy Mark Gomes #366  
Deputy Jerry Hunter #738

All times referred to herein are approximate and report is in summary.

## Notification and Briefing:

10/27/2019, at 0130 hours, CI Brian Bell and CI Tom Little were advised of a Sacramento County Sheriff's Department (SSD) Officer Involved Shooting (OIS) near [REDACTED] Angelina Ave. in Carmichael, CA. We responded to the scene for the briefing.

10/27/2019, 0237 hours, SSD conducted their briefing in the parking lot of the Bank of America east of the scene. The briefing consisted of witnessing officer statements and multiple officer gathered witness statements. SSD allowed us to conduct a walk through on the outside of the inner scene perimeter.

## Summary of Incident:

10/27/19, 0031 hours, CHP and SSD were dispatched to a 911 call of a vehicle crashed into a tree at [REDACTED] Angelina Ave. Multiple 911 callers in the area reported there was a loud disturbance involving a male Black adult and a female related to the vehicle accident. 911 callers stated the male Black adult was yelling loudly at the female. 911 callers additionally stated the male Black adult was waving a gun around. Multiple CHP and SSD units were dispatched to the scene. Deputy Seubert (solo SSD patrol unit), Deputy Gomes and Deputy Hunter (two man SSD patrol unit) arrived at the scene first at 0041 hours. They observed an unoccupied Chevrolet Malibu (registered to Easterling) crashed into a tree on the south side of Angelina Ave. just west of [REDACTED] Angelina Ave. As Deputy Seubert and Gomes walked toward the Malibu they heard someone near the apartments north of them say someone had a gun. Their attention was diverted to two side by side bottom floor apartments at [REDACTED] Angelina Ave. [REDACTED] Angelina Ave. is across the

street from where the Malibu had crashed into the tree. Deputy Seubert and Gomes observed a female [REDACTED] outside of apartment [REDACTED] and a male (Earnest Easterling) inside the open door way of apartment [REDACTED]. Deputy Hunter was positioned to the south of apartment [REDACTED]. Deputy Seubert and Gomes gave commands to [REDACTED] to put her hands up. She began to comply and moved away from the apartment. Easterling suddenly ran out of the open doorway towards [REDACTED] with both arms extended in a shooting position. Easterling was holding a black pistol with an extended, drum magazine. Easterling immediately fired numerous shots into the upper back and head of [REDACTED] as he ran towards her. [REDACTED] immediately collapsed to the ground. Deputy Seubert, Gomes and Hunter immediately fired their pistols at Easterling striking him multiple times. Easterling collapsed on top of [REDACTED]. Easterling was handcuffed, and the firearm was found under his body. The deputies checked [REDACTED] for a pulse, but she had none. Medics arrived at the scene and pronounced both Easterling and [REDACTED] deceased.

Follow-up with civilian witnesses revealed that Easterling and [REDACTED] were visiting the tenant in apartment [REDACTED] and had arrived from Fresno earlier in the day. They both had been drinking Vodka throughout the day. At some point during the evening an argument started between Easterling and [REDACTED]. The argument led up to [REDACTED] crashing Easterling's Malibu in to the tree. Civilian witnesses reported that Easterling was upset that [REDACTED] had wrecked his car and began hitting [REDACTED]. Civilian witnesses also reported seeing Easterling with a gun and racking the slide on the gun. Multiple civilian witnesses called 911 as a result. SSD deputies arrived a short time later.

No local law enforcement contacts were found for Easterling. He did have a Sacramento address with DMV dated in 2016. Easterling had no California criminal history. Easterling had a Nevada criminal history: a felony arrest for carrying concealed weapon with altered serial number which was plead to a misdemeanor disturbing the peace.

#### Scene:

Angelina Ave. is a two-way residential street that runs west from Fair Oaks Blvd. to a dead end. [REDACTED] Angelina Ave. is a multi-unit, two story apartment complex located on the north side of Angelina Ave. Apartment [REDACTED] is on the first floor of [REDACTED] Angelina Ave. The front door of apartment [REDACTED] faces west out to Angelina Ave. Both Easterling and [REDACTED] lay deceased on the ground outside of apartment [REDACTED]. Deputy Seubert's marked patrol vehicle was in the street adjacent to apartment [REDACTED]. There were shell casings on the ground to the northeast of Deputy Seubert's patrol vehicle (from Deputy Seubert and Gomes). Deputy Hunter and Deputy Gomes patrol vehicle was parked to the south of apartment [REDACTED]. There were multiple shell casings on the ground to the north of their patrol vehicle (from Deputy Hunter).

#### Statements:

##### **Deputy John Seubert #1295**

On 10/27/2019, at approximately 0622 hours, SSD Deputy John Seubert #1295 provided a voluntary statement to SSD Detectives Peters #701 and Petree #681. Present in the room with Deputy Seubert was his attorney [REDACTED] from the Mastagni Law Firm. CI Little and CI Bell monitored the interview via CCTV. Deputy Seubert carries a department issued Glock 17 9mm hand gun. The handgun carries 17 live rounds in the magazine plus one in the chamber. During the round count, Detectives emptied the weapon and counted one round in the chamber with eight rounds in the magazine. His two extra magazines had 17 and 16 rounds loaded in them.

Deputy Seubert advised he responded with officers to a call of a vehicle collision into a tree involving a M/B waving a gun around on Angelina. When he turned down the street to the call, he observed a vehicle crashed into a tree. He saw a heavysset F/W run and get into a white Lexus parked in front of the apartment complex and heard her yell "He has a gun." He stopped his vehicle and activated his "takedown lights" to illuminate the area. He took cover behind his vehicle and observed a F/B in front of an apartment. She advised the male was in the doorway. Officer Seubert observed the male come out of the doorway and take a shooting stance with a black object in his hand. Officer Seubert saw the male suspect fire at the female, and Officer Seubert shot at the suspect four to five times in his estimation. He observed the female fall to the ground and the male fall on top of her.

### **Deputy Mark Gomes #366**

On 10/27/19, at approximately 0714 hours, SSD Deputy Mark Gomes #366 provided a voluntary statement to SSD Detectives Peters #701 and Petree #681. Present in the room with Deputy Gomes was his attorney [REDACTED] [REDACTED] from the Mastagni Law Firm. CI Little and CI Bell monitored the interview via CCTV. Deputy Gomes carries a department issued Glock 17 9mm hand gun. The handgun carries 17 live rounds in the magazine plus one in the chamber. During the round count, Detectives emptied the weapon and counted one round in the chamber with six rounds in the magazine. His two extra magazines each had 17 rounds loaded in them.

Deputy Gomes was on patrol with his trainee, Deputy Jerry Hunter, when they were dispatched to a disturbance involving a traffic collision. They arrived on scene behind Deputy Seubert and observed a heavysset F/W run to a white SUV yelling "He has a gun." He heard Deputy Seubert tell someone to drop the gun. Deputy Gomes took cover behind a blue sedan parked behind Deputy Seubert's patrol vehicle. He observed a F/B and was telling her to walk toward him. The female walked away from him and he saw a M/B with a gun run toward her and shoot at her. Deputy Gomes fired his handgun until the male fell to the ground. He handcuffed the male and removed the firearm from underneath him, revealing a handgun with a "drum magazine" attached.

### **Deputy Jerry Hunter #738**

On 10/27/19, at approximately 0756 hours, SSD Deputy Jerry Hunter #738 provided a voluntary statement to SSD Detectives Peters #701 and Petree #681. Present in the room with Deputy Gomes was his attorney [REDACTED] [REDACTED] from the Mastagni Law Firm. CI Little and CI Bell monitored the interview via CCTV. Deputy Hunter carries a department issued Glock 17 9mm hand gun. The handgun carries 17 live rounds in the magazine plus one in the chamber. During the round count, Detectives emptied the weapon and counted one round in the chamber with ten rounds in the magazine. His two extra magazines each had 17 rounds loaded in them.

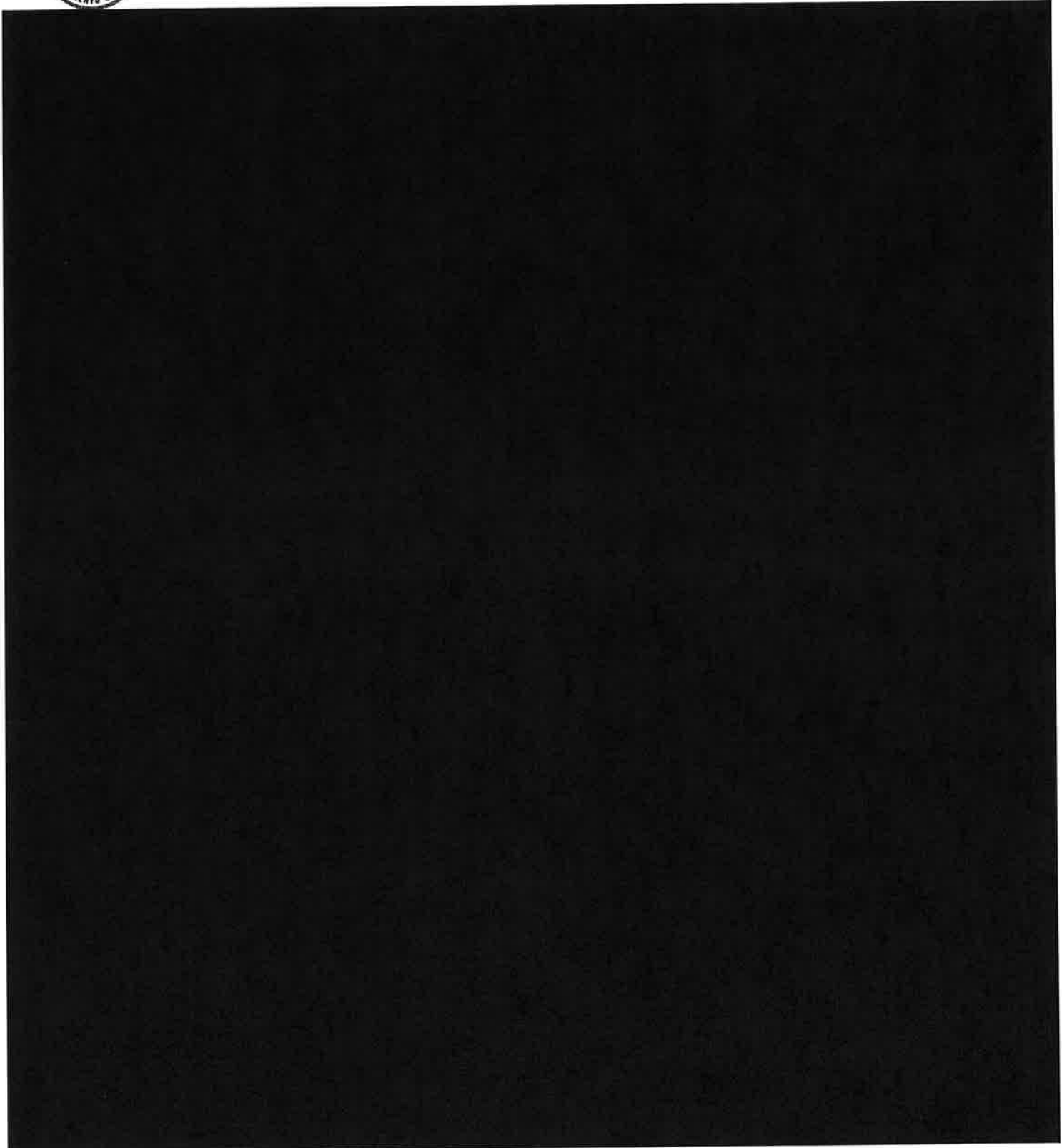
Deputy Hunter was on patrol, riding with Deputy Gomes, when they were dispatched to a disturbance involving a man with a gun over a traffic collision. Upon arrival, he observed Deputies Seubert and Gomes run ahead to the apartment complex and draw their guns. Deputy Hunter took cover behind a tree. His view of the apartment doors were blocked by a fence. He stated Deputies Seubert and Gomes were to his left and had a view of the apartment doorway. He heard Deputy Seubert giving commands but could not tell what he was saying due to a loud dog barking nearby. He observed what he believed to be a F/W run from the apartment with a M/B behind her. He observed the M/B point a gun at Deputy Seubert and Gomes and at the back of the female's head.

Deputy Hunter stated he fired his handgun fearing the M/B was going to shoot the deputies and female.



**Sacramento County District Attorney's Office**

Confidential Person Details: One-Page Summary  
For Official Use Only





October 27, 2019

## Officer Involved Shooting

On October 27, 2019 at approximately 12:30 a.m., the Sacramento County Sheriff's Office Communication Center received a call from the [REDACTED] block of Angelina Avenue in Carmichael. The caller indicated there was a vehicle that had crashed into a tree at that location and a male was waving a gun around a female. Multiple additional callers stated a male and female were in a verbal altercation and had walked back and forth to a nearby apartment complex.

At approximately 12:40 a.m., deputies arrived on scene and attempted to make contact with a female standing near an apartment. As they approached the female, a male began shooting at the female, striking her. Three (3) deputies fired their weapons at the male suspect, who was struck by the deputies' gunfire. Fire personnel responded and pronounced the female victim and male suspect deceased at the scene. A gun was recovered from the male suspect.

Detectives believe the suspect and victim are known to each other; however, the nature of the relationship is not known. No motive is known at this time.

The identity of the suspect and the victim in this case will be released by the Sacramento Coroner's Office after notification has been made to next of kin.

The investigation into the incident will be conducted by the Sheriff's Homicide Bureau and Professional Standards Division, which is standard practice for any officer-involved shooting that occurs in the Sheriff's Office jurisdiction. An independent review of the incident will be conducted by the Sacramento County District Attorney's Office. The deputies involved in the shooting are 4 year, 21 year and 12 year veterans of the Sheriff's Office. In accordance with the Sheriff's Office policies and procedures, the deputies involved in the shooting will be placed on paid administrative leave pending the investigation.

*Sergeant Tess Deterding*

Sheriff's Spokesperson



CRIME - SACTO 911

Sacto 911

## Deputies fatally shoot man in Carmichael after he shoots, kills woman, sheriff's office says

BY VINCENT MOLESKI

OCTOBER 27, 2019 09:52 AM



BY

Sacramento County Sheriff's deputies shot and killed an armed man in Carmichael early Sunday morning after he shot and killed a woman near an apartment complex.

In a news release, the Sheriff's Office said deputies received a call around 12:30 a.m. reporting that a car had crashed into a tree in the [REDACTED] block of Angelina Avenue, and further calls indicated there was a man and a woman arguing in the area, walking to and from a nearby apartment complex.



### What we know: Where Northern California fires are burning, mass evacuations, latest wind forecast

Fire personnel arrived and determined that both the man and the woman were dead, and deputies retrieved a gun from the man, according to the release.

Detectives believe the man and the woman knew each other, but do not know the nature of the relationship and have not yet identified a motive in the shooting.

The Sacramento County Coroner's Office will release the identity of the suspect and the victim pending notification of next of kin.

The deputies who shot and killed the man are veterans of four years, 12 years and 21 years respectively at the Sheriff's Office. They will be placed on paid administrative leave during the investigation, according to the release.

The Sheriff's Homicide Bureau and Professional Standards Division will be investigating the shooting. An independent review will be undertaken by the Sacramento County District Attorney's Office.

#### Listen to our daily briefing:

**Sacramento Bee 10/27/19**



VINCENT MOLESKI

[Twitter](#) [Email](#) [Phone](#) 916-321-1361

Vincent Moleski covers business and breaking news for The Bee and is a graduate student in literature at Sacramento State. He was born and raised in Sacramento and previously wrote for the university's student newspaper, the State Hornet.

COMMENTS ▾