



MEMORANDUM

SACRAMENTO COUNTY DISTRICT ATTORNEY'S OFFICE

ANNE MARIE SCHUBERT
DISTRICT ATTORNEY

DATE: September 20, 2017

TO: Supervising Deputy District Attorney Tan Think

FROM: Criminal Investigators Brian Bell and Denise Phillips

SUBJECT: Officer Involved Shooting (CHPD #17-7412)
Steven Wayne Roberts, DOB: 8/10/1967 (X-Ref #215201)

NOTIFICATION:

September 14, 2017 @ 1600 hours (Thursday): Investigators Brian Bell and Denise Phillips were advised of an Officer Involved Shooting with the Citrus Heights Police Department. We responded to their command post behind the Grand Oaks Bingo Hall at 7919 Auburn Blvd.

BRIEFING:

Upon arrival to the Command Post, we met with Lt. Chad Courtney of the Citrus Heights Police Department. At approximately 1645 hours, we were briefed on the incident by Lt. Courtney while other personnel were already at the scene. He advised that at approximately 1531 hours, K-9 Officer Kyle Shoberg came up on the radio putting out a traffic stop at Oak Forrest/Evening and that he was going to be in pursuit. Officer Shoberg believed it to be a known suspect who was armed and dangerous and possibly a Parolee-at-Large. At 1531 hours, Officer Shoberg then advised there were shots fired at [REDACTED] Autumn Ave (later determined to be Summer Ave).

The suspect was transported by medics to Mercy San Juan Hospital with a gunshot wound to the abdomen. He was listed in critical condition, in surgery, and is expected to survive his injuries.

During the public safety statement, Officer Shoberg advised the suspect exited his vehicle, then reached back into a bag in the vehicle when Officer Shoberg fired approximately three rounds in a southerly direction at the suspect.

Suspect:

Steven Wayne Roberts M/W 8/10/67 XREF: 215201, I/S Probation until 1/18/2017 for 148 PC. Lengthy criminal record including narcotics, theft, weapons violations, and assaulting officers.

Citrus Heights Police Officer involved in the shooting:

K-9 Officer Kyle Shoberg

CHPD Detectives assigned:

Detectives Deborah Bayer-Evans and Michelle Drake and Sergeants Nathan Hutson and Jeremy Garrison.

SCENE WALKTHROUGH:

On 9/14/2017, at approximately 1705 hours, we arrived at the scene and checked in with the scene recorder Officer Lombardo. We were escorted through the scene by Det. Bayer-Evans. The entire block of Summer Ave between Rusch Dr and Oak Forest St was cordoned off and secured with crime scene tape. There was also an inner perimeter secured with more crime scene tape approximately two houses away in each direction from the scene of [REDACTED] Summer Ave.

I observed a green Ford Explorer (CA lic# [REDACTED]) in the driveway to [REDACTED] Summer Ave. It was pointed out to be the suspect vehicle. On the ground near the driver's door I observed a pool of blood, a ball cap and sunglasses. There was a marked CHPD K-9 vehicle stopped behind the suspect vehicle in the street perpendicular to the sidewalk. There were two spent shell casings in the street on the passenger side of the police vehicle. Just east of the suspect vehicle on the neighboring yard, there was various medical supplies where the medics tended to the victim. In the roadway approximately two houses to the east of the scene there was a bloody black t-shirt. Per Detective Bayer-Evans, it is presumed to be the suspect's shirt that was left behind during medical transport.

[REDACTED] Summer Ave was described as a "flop house" by CHPD officers. The residents advised they knew who the suspect was but that he did not live there.

Witnesses:

Detectives interviewed Witness [REDACTED] prior to DA Investigators arrival. [REDACTED] advised the suspect pulled out of the Autozone parking lot onto Rollingwood Blvd fast and got right on her bumper. She was driving W/B toward Evening Way and the suspect passed her on the wrong side of the road. She observed the officer make a u-turn and go after the suspect. The officer turned down Oak Forrest and she continued to Rusch Dr. She came back westbound on Summer Ave and saw the officer with his emergency lights on. The suspect was driving at a high rate of speed and pulled into a driveway. The officer parked behind the suspect and yelled commands at him. She did not know what the officer was saying. She then heard three shots fired.

There was another witness that relayed a similar account to the shooting. Detective Bayer-Evans did not have that witness's information at the time.

There were no witnessing officers to the incident besides the SSD Helicopter.

Video:

The Citrus Heights Police Department does not currently utilize any In Car Cameras or Body Worn Cameras. SSD "Star" Helicopter was overhead and has video of the incident. Detectives did not have the video yet for us to review.

Round Count: 2 rounds fired

At approximately 1730 hours, we were present for a round count conducted by Det. Drake and CSI Personnel. Also in the room was various CHPD personnel along with Officer Shoberg and his representative from the Mastagni-Holstedt law firm, Attorney [REDACTED]

Officer Shoberg carries a Sig Sauer P226 40 caliber handgun with an attached tac-light and two spare magazines. There was one round chambered in the gun and 10 rounds in the magazine. Each spare magazine was topped off with 12 rounds.

Shooting Officer Kyle Shoberg Statement-Sworn officer for 10 years. Grass Valley officer prior to coming to Citrus Heights Police Department. Currently assigned to K-9/patrol with SWAT training and SKID training (training with the K-9 being utilized in SWAT operations).

Officer Shoberg provided a statement on 9/16/17 at 1600 hours.

I was in full uniform with my duty belt that carries my gun, radio, O.C., two magazines, flashlight, handcuffs, and no baton. I was driving a marked Citrus Heights vehicle. I was at the light on E/B Rollingwood Blvd at Auburn Blvd when I observed a green Ford going S/B on Auburn Blvd to W/B Rollingwood Blvd. I recognized the driver as Roberts who I had arrested before. We looked right at each other.

I knew that he had an extensive criminal history, which included firearms and assault on an officer. I have had people tell me that he has sold drugs and that he has been armed with a handgun. On one occasion, I observed him breaking into a vehicle and I chased him on foot. When I captured him he took a swing at me, we tussled, and I injured my shoulder.

Roberts accelerated quickly traveling W/B on Rollingwood Blvd; I made a "U" turn to catchup to Roberts and activated my lights and siren. Roberts was traveling about 60mph in a residential area. He turn S/B on Evening Way then S/B on Oak Forrest St and W/B on Summer Ave. Roberts continued to travel at a high rate of speed. When he was traveling W/B on Summer Ave it appeared like Roberts was going to make a "U" turn but then backed up and pulled into a residential driveway [REDACTED] Summer Ave) quickly. I am not familiar with who lives at [REDACTED] Summer Ave.

I think that Roberts is going to flee because he gets out of the vehicle and takes a couple steps toward the residence. I am behind Roberts's vehicle getting out of my vehicle with my handgun drawn. Roberts then goes back to his vehicle and reaches inside the open driver's side window with both arms. It appeared that he was pulling on something. I was scared that he might have been reaching for a gun. I told Roberts no less than two times to stop reaching or I will shoot.

Roberts refused to comply with my commands. Roberts then turned toward me quickly (his hands were still inside the vehicle through the driver's window) and I thought he was going to pull a gun and shoot me. I shot

my handgun twice. Roberts fell to the ground but I could not see his hands because they were underneath his body. Other officers arrived at the scene, Roberts was taken into custody, and I could see that he had been hit because there was a lot of blood.

He was subsequently taken into custody.