



Sacramento County District Attorney's Office

ANNE MARIE SCHUBERT
District Attorney

Stephen J. Grippi
Chief Deputy

Jeff Schiele
Chief Investigator

DATE: October 28, 2016

TO: Deputy District Attorney T. Think

FROM: Criminal Investigator: Steven Trojanowski #14
Criminal Investigator: Keith Burgoon #20

SUBJECT: Officer involved shooting case (SSD 16-325128)
(Suspect) *Jason Bradley King*, (Xref 3211781)

Involved California Highway Patrol Officers
Hector Arroyo #19091
Stephen Rice #14845

NOTIFICATION

October 28, 2016 at 1435 hours, I spoke to Sacramento District Attorney Chief Investigator Jeff Schiele by telephone. Chief Schiele informed me that our office had received a request to respond to an officer involved shooting. I was told to respond to the Sheriff's Command Post located on Date Avenue at Madison Avenue Sacramento.

At approximately 1515 hours, we arrived at the command post on Date Avenue near Madison Avenue.

BRIEFING

A briefing was given regarding the officer involved shooting. California Highway Patrol (CHP) Officer Risbry was on duty wearing a CHP uniform and driving a fully marked California Highway Patrol vehicle on northbound Date Avenue near Madison Avenue. Officer Risbry stopped in traffic at a red light on Date Avenue, and he observed a male subject, later identified as suspect *Jason King*, walking across the street in the path of oncoming traffic. Officer Risbry rolled down his car window, and verbally warned S-King to get out of the roadway. S-King approached the driver's door of Officer Risbry's patrol car and he removed a black handgun from his waistband. S-King brandished the handgun toward Officer Risbry, then walked away southbound with the handgun in his right hand. Over the police radio, Officer Risbry informed other officers in the area what had just happened, and he informed them that he didn't know if the firearm was real or if it was a replica firearm.

CHP Officer Arroyo was on duty wearing a CHP uniform and he was driving a fully marked California Highway Patrol vehicle southbound on Date Avenue near Madison Avenue. Officer Arroyo observed S-King walking south on Date Avenue near Madison Avenue with what appeared to be a black handgun in his right hand. Officer Arroyo called to S-King numerous times on his public address system, ordering S-King to drop the gun and get down on the ground. S-King continued walking south on Date Avenue, until he suddenly stopped in the middle of the street at the intersection of Date Avenue and Tyler Street.

CHP Officer Rice was on duty wearing a CHP uniform and he was driving a fully marked California Highway Patrol vehicle eastbound on Tyler Street near Date Avenue. Officer Rice responded to the area in response to the call for assistance by Officer Risbry. Officer Rice arrived at the intersection of Date Avenue and Tyler Street at about the same time as did Officer Arroyo.

Officers Arroyo and Rice gave S-King repeated commands to stop, drop his gun and get on the ground. S-King suddenly began to walk aggressively toward the officers, who were then taking cover behind their patrol vehicles. S-King raised and leveled his handgun toward the officers, and he took a shooting stance. Both officers discharged their firearms and they struck S-King. S-King fell to the ground, but he attempted to get back up moments later, still grasping the handgun in his right hand. The officers fired a second volley of bullets at S-King, striking and incapacitating S-King.

CHP Officer R. Smith #17708 arrived at the scene moments after the shooting. Officer Smith attempted to render first aid to S-King at the scene. While Officer Smith was talking to S-King, S-King made a spontaneous statement. S-King said, "Sorry, I'm Stupid, I shouldn't have done that. I don't want to die"

The officers administered first aid to S-King, and he was subsequently transported to a local hospital where he died from his injuries.

WALKTHROUGH

After the briefing, Investigator Burgoon and I participated in an abbreviated walkthrough of the shooting scene. The walkthrough took place in the intersection of Date Avenue and Tyler Street. The area was well lighted as it was daytime, and the sun was shining. The two CHP patrol vehicles that were driven by Officers Arroyo and Rice were still parked in the intersection, and there was what appeared to be expended bullet casings near the vehicles. The patrol vehicle parked in the northwest corner of the intersection had a broken driver's window. There was also what appeared to be first aid medical debris in the intersection.

INTERVIEWS

Investigator Burgoon and I responded to the Sacramento County Sheriff's Department Central Investigations Division to monitor the interviews of Sacramento Sheriff's Deputy Putnam and other witnesses.

We learned Deputy Putnam is a K-9 handler for the Sacramento Sheriff's Department, and that he was on duty at the time of this incident. Deputy Putnam heard a call for assistance on the CHP radio, stating that there was a subject armed with a handgun walking southbound on Date Avenue near Madison Avenue. Deputy Putnam was close by, and he responded to assist the officers. When Deputy Putnam arrived, he observed a black male, later identified as S-King walking south on Date Avenue. S-King was grasping a black handgun in his right hand. Deputy Putnam heard CHP officers Arroyo and Rice giving repeated commands to S-King to get down and drop his gun. S-King did not follow commands. When S-King reached the intersection of Date Avenue and Tyler Street, he stopped in the roadway and suddenly began walking aggressively toward the officers. Officers Arroyo and Rice were at that time taking cover outside of their vehicles. Deputy Putnam said S-King raised his gun toward the officers, and he took a shooting stance. Both CHP officers fired their weapons at the suspect, striking him multiple times. After the officers shot S-King, they removed the handgun from S-King's hand and began to render first aid. Deputy Putnam had the in car camera running in his patrol vehicle when the incident occurred. Deputy Putnam did not fire his duty weapon.

Sacramento County Sheriff's Detective Robert Peters conducted the interviews of California Highway Patrol Officers Risbry, Arroyo and Rice. The interviews were completed October 29, 2016 at the CHP office on Tyler Street Sacramento. The interviews were conducted in a small conference room, and because of its size, it did not accommodate multiple investigators. Since Investigator Burgoon and I were unable to be present inside the conference room, and there was no outside monitoring, Detective Peters briefed us afterwards on the statements of the officers.

Officer Risbry was stopped at a red light on northbound Date Avenue when he observed S-King jaywalking in traffic on Date Avenue. Officer Risbry rolled down his window and verbally warned S-King to get out of the roadway. S-King walked up to Officer Risbry's vehicle window and he removed a black handgun from his waistband. S-King brandished the firearm toward Officer Risbry, and then walked away southbound on Date Avenue. Officer Risbry radioed for assistance from other officers, advising that S-King was armed, and that he did not know if S-King's gun was real or a replica. Officer Risbry did not take enforcement action against S-King.

Officers Arroyo and Rice responded to Date Avenue after hearing that S-King had brandished a firearm at Officer Risbry. The two officers confronted S-King at the intersection of Date Avenue and Tyler Street. S-King was walking south on Date Avenue, and he was carrying a black pistol that resembled a Berretta in his right hand. The officers ordered S-King to drop his pistol and to get down on the ground. S-King suddenly began to aggressively walk toward the officers, and he raised his pistol toward the officers. Both officers fired their firearms at S-King, striking him and knocking him to the ground. S-King retained possession of the pistol in his right hand, and moments later attempted to get back up off of the ground. The officers believed S-King was still a threat to them and the public, and they fired a second volley of several gunshots at S-King. S-King was incapacitated after the second volley of gunshots, and the officers then approached S-King and they removed the firearm from S-King's hand.