



MEMORANDUM

SACRAMENTO COUNTY DISTRICT ATTORNEY'S OFFICE

ANNE MARIE SCHUBERT
DISTRICT ATTORNEY

DATE: July 19, 2016

TO: Deputy District Attorney T. Think

FROM: Criminal Investigators A. Fucles #24 and J. Lassen #27

SUBJECT: Officer involved shooting (SPD 16-201049)
Suspect Joseph Mann (Xref: 1623119)

Criminal Investigator A. Fucles:

NOTIFICATION

On 07/11/16 at 1000 hours, CI Jim Lassen and I received notification of a Sacramento Police Department (SPD) officer-involved shooting in the city of Sacramento. At 1054 hours, CI Lassen and I responded to the SPD command post, situated on the median on Del Paso Boulevard, just north of Dale Avenue.

BRIEFING

Lt. Werner briefed CI Lassen and I at 1134 hours on information known at the time. Lt. Werner said on 07/11/16, at 0925 hours, SPD officers were dispatched to 1125 Lochbrae Road based on a call for service regarding a Black male adult (MBA), 50-60 years of age (later identified as suspect Joseph Mann), with a knife and a gun in his waistband, acting erratic. At 0929 hours, dispatched received a second call from a citizen who reported Mann was at the intersection of Edgewater and Del Paso Boulevard with a knife.

At this point, Officer Frank Reyes, #0736 and Officer Bryan Gomez, #0889 arrived on the scene, in a two-manned patrol vehicle and encountered suspect Mann, who was walking down the street with a knife in his hand. Officers Reyes and Gomez directed Mann to stop and put down the knife; however, he refused to comply with officers commands.

Officer John Tennis, #0733 and Officer Randy Lazoya, #0237 arrived on scene and observed suspect Mann brandishing the knife. Officers followed suspect Mann in their vehicles as he continued to wield the knife and refuse to comply with directions.

Suspect Mann ran northbound on Del Paso Boulevard from Dale Avenue, then stopped and turned toward officers while holding the knife in a raised position in his hand. Officers Tennis and Lazoya both fired their service weapon (number of shots fired unknown), hitting suspect Mann. Suspect Mann was incapacitated. Suspect Mann was handcuffed and taken into custody, then transported to UC Davis Medical Center where he was pronounced deceased at 1009 hours.

Officer Lazoya was transported to UC Davis for medical treatment for an injury not caused by the suspect.

WALKTHROUGH

We conducted a walk through the crime scene at 1234 hours. We observed one (1) knife and what appeared to be a small pool of blood on the sidewalk near the front of the business at 1328 Del Paso Boulevard.

Criminal Investigator J. Lassen:

INTERVIEW:

Investigator A. Fucles and I responded to the Sacramento Police Department Hall of Justice on July 11, 2016, to monitor the interview of Officer Tennis. Officer Lazoya's interview was not conducted on July 11, 2016 because of his medical condition. Investigator A. Fucles and I monitored Officer Lazoya's interview on Monday, July 18, 2016.

OFFICER JOHN TENNIS (Police Officer 26 years with SPD)

Officer John Tennis #0733

On 07/11/16 at 1822 hours Officer Tennis was interviewed by Detective Travis Hunkapillar at the Sacramento Police Department's Hall of Justice. CI Annette Fucles and I, CI Jim Lassen, watched the interview on a monitor in a private office at the Sacramento Police Department Hall of Justice.

Officer Tennis related the following in summary:

I am a Police Officer at the Sacramento Police Department. I have been a Police Officer for 26 years. Today I was working patrol with Officer Randy Lazoya #237 and our call sign was 2BV21 (two Bravo twenty one). I was assigned to North Sacramento patrol. I was driving the marked patrol car, in uniform, and Officer Lazoya was the passenger.

I heard a call for service go out on the radio regarding a man with a knife in his hand and a gun in his waistband on Lochbrae Rd. We started in the direction of the call from Dry Creek Rd. Another update on the call was that the man was in a military stance. This information caused me to step up our response. I am an Army veteran and I know that military veterans can have training with edged weapons. I responded to the area code 3. (Emergency lights and sirens activated) I heard further updates on the radio that the Suspect was challenging the officers that were on scene. I did not know if the officers were inside or outside of their vehicles while this was happening. The suspect had thrown something at a squad car.

I was concerned about foot traffic as I know that there are pedestrians walking around that area. Officer Lazoya told me that he hopes that the suspect does not get into any businesses over there.

We arrived at Dale Dr. and Del Paso Blvd. facing in an easterly direction. I saw the suspect as he approached Sgt. Poroli's squad car. I could clearly see a knife in his hand and the suspect was making slashing motions with it as he approached Sgt. Poroli's car. Sgt. Poroli

stayed in his car and backed up as the suspect approached his car and made slashing motions in his direction with the knife.

I drove the squad car toward the suspect as I saw a citizen near the guy and I was worried about the citizen's welfare. I drove the squad car at him two times. I thought that I could stop him that way. I did not strike the suspect with the squad car. The suspect was making grunting and other noises. I saw him run to the road divider on Del Paso. He ran toward a woman pedestrian. I was really worried that he was going to attack her. I went toward him with my squad car with the intention of hitting him with the car to stop him. I think that he saw us coming and he was distracted and did not go to the woman pedestrian.

I was concerned about the suspect going into one of the businesses on Del Paso Blvd, especially the Barber shop. That business is usually wide open and there are people in there. I could see the knife in the suspect's hand, "plain as day". It was black with about a 4 inch blade. I was unsure where the gun might be.

He ran from us and we bailed from the car and chased after him to the East side of Del Paso Blvd. I was able to get close enough to him while chasing him to try to talk to him and try to get him to calm down. He stopped and turned around quickly and made a noise. He faced me with the knife in his hand and he was getting ready to lurch toward me to stab me. I fired my gun. I shot about 7 rounds. I heard Randy shooting as well. We handcuffed him and he did some resisting. I kicked the knife away from him. I called for 2 ambulances, one for the suspect and one for Randy as he was hurt.

OFFICER RANDY LAZOYA (Police Officer 25 years with SPD)

Officer Randy Lazoya #0237

On 07/18/2016 at 0942 hours CI Annette Fucles and I, CI Jim Lassen of the Sacramento County District Attorney's Office, observed an interview of Sacramento Police Department's Officer Randy Lazoya #0237. The interview took place at the Sacramento Police Department's Hall of Justice at 5770 Freeport Bl. We were seating in a private office while viewing the interview. Sacramento Police Department Detective Brian DeDonder conducted the interview.

Officer Lazoya related the following in summary:

I have been a patrol officer with the Sacramento Police Department for 25 years. On 07/11/16 I was working with Officer John Tennis. We were working in North Sacramento as unit, 2BV21, (two Bravo Twenty-one), in a marked squad car and in uniform. Officer Tennis was driving and I was the passenger. At approximately 0930 hours a call for service came across our computer, in our car, stating that there was a suspicious person with a knife and a gun at Lochbrae Rd. / Southgate Rd. Per the call, the subject on the call was saying, "I am the law." We were at Dry Creek Rd and Bell St. and we responded to location "code 3", (Lights and siren).

Officer Reyes and his partner were at the scene and Officer Reyes put out on the radio that the suspect was not complying. We were at El Camino Ave then. I thought I heard Officer Reyes say that the suspect was "stabbing the Ford Bronco". I was in fear for the safety of all of the citizens on Del Paso Blvd and I was worried about the people who were in the nearby businesses in that area, including the probation office, tire shops and other businesses.

Upon arrival to Del Paso Blvd. I could see the suspect running from officers. John Tennis told me that he was going to hit the guy with the car. I told him to go for it. I could see that the suspect had a black and gray knife in his hand. We got onto Del Paso Blvd at Dale St. I

had my Taser out in case I needed to use it quickly. I saw the suspect run toward a woman in the divider in the middle of the street. I thought that he may hurt her or take her hostage. I knew at that point that the Taser was not the best option. John stopped the car and I started to get out when Officer Tennis said, "Wait". Officer Tennis accelerated with my leg hanging out of the car door. I injured my leg when the car moved. The suspect ran to the other side of the road divider and we went forward to the raised road divider and Officer Tennis stopped the car. We both got out and ran after the running suspect. The suspect went to the east curb line of Del Paso Blvd. I could feel pain in my leg as I ran, burning pain. I told Officer Tennis that the suspect does not get into any businesses.

The suspect ran N/B on Del Paso Blvd and he bent his body forward as he ran and had his hands toward his waistband area. The suspect stopped and turned around quickly. I saw a grey/black object in his hand that I thought was a gun or a knife. The suspect loudly yelled at us, "Come on! Come on! I thought he was going to shoot or stab us. I was in fear for the life of Officer Tennis and myself and fired my gun at him. I fired 6 times I believe. I don't know which one of us fired first. I could hear Officer Tennis fire his gun. The suspect went to the ground and I attempted to help handcuff him when my injured leg started to hurt a lot more. I had to stop what I was doing and sit and wait for medical help.

I was given

[REDACTED], for my injury to my leg.