

Office of the Sheriff, Santa Clara County

55 W. Younger Avenue, San Jose, CA 95110

- INJURY
- BOOKING
- CITE RELEASE

CASE NO.

11-281-0128B

BEAT **B1**

TYPE OF FORCE: HANDS/FEET KNIFE/CUTTING INSTR.
 FIREARM OTHER

INCIDENT REPORT

REPORT TYPE **10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M] Resisting, Delaying,**

OCURRED	DATE	TIME	DAY
ON OR FROM	10/8/11	11:00	Sat
TO	10/8/11	11:00	Sat
REPORTED	10/8/11	11:00	Sat

LOCATION OF INCIDENT **255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center**

CASE "V" = VICTIM "R" = REPORTING PARTY "W" = WITNESS "O" = OTHER

ASSIGNED NOT ASSIG LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) STATE OF CA. RACE M F DOB AGE HT WT

RECORDS ROUTING VICTIM ADVISED: SEXUAL ASSAULT VIC/WIT ASSIST. DOMESTIC VIOLENCE INTERPRETER NEEDED: SPANISH VIETNAMESE OTHER

ADDRESS CITY/STATE ZIP PHONE DL NUMBER STATE

ABC Acctng BUSINESS NAME/SCHOOL NAME AND ADDRESS CITY/STATE ZIP PHONE SSN

CCAP/CIVU VICTIM INFORMATION: NON DISCLOSURE (WHERE APPLICABLE) INJURY SART BLOOD URINE PHOTOGRAPH STUDENT

CLERY

DET. DIV.

POSTAL

TRAFFIC

TRANSIT

OTHER VICTIM VEHICLE YEAR MAKE MODEL BODY TYPE COLOR LICENSE/VIN STATE
 VICTIM # **1**

CLASS EVIDENCE R/O'S NAME (LAST, FIRST, MIDDLE) SAME AS VICTIM # ADDRESS CITY/STATE ZIP DAMAGE TO VEHICLE

RURAL CRIME VICTIM VEHICLE WAS: STOLEN IMPOUNDED STORED LEFT AT SCENE RELEASED AT SCENE HELD F/PRINTS PRINTED

PROPERTY (NOT FOR EVIDENCE) / COMPLETE SYNOPSIS OF INCIDENT

ITEM#	QTY	BRAND	MODEL	DESCRIPTION OF PROPERTY	SERIAL NO.	VALUE
1	0					\$0.00

DOMESTIC VIOLENCE THIS REPORT IS FOR INSURANCE PURPOSES AND TO ALERT THE SHERIFF'S OFFICE OF THE CRIME.

HATE ELDER CHILD Synopsi: **S01 was last seen hiding inside the fence line of where the San Jose Fire Training Academy is located. Myself, along with other Deputies and SJPD Officers began to search the buildings of the training academy. When I lifted the cover of a storage bin, I saw S01 lying inside of it. I told S01 to show me his hands. Once he showed us his hands, we grabbed them and pulled him out of the storage bin. S01 was actively resisting, but we eventually placed handcuffs onto him. S01 was transported to VMC to be medically treated. SJPD is taking the original**

Where Occurred	Property Attacked	Method of Entry	Suspect Actions			
<input type="checkbox"/> Apartment/Condo <input type="checkbox"/> Hotel/Motel <input type="checkbox"/> Bar or Lounge <input type="checkbox"/> Bank/Finance Co. <input type="checkbox"/> Bus/Rail Stop <input type="checkbox"/> Bus/Rail Vehicle <input type="checkbox"/> Construction Site <input type="checkbox"/> Convenience Store <input type="checkbox"/> Driveway <input type="checkbox"/> Dr.'s/Dentist Office <input type="checkbox"/> Farm/Ranch <input type="checkbox"/> Field/Pasture <input type="checkbox"/> Garage <input type="checkbox"/> Gas Station <input type="checkbox"/> Grocery/Market	<input type="checkbox"/> Hospital <input type="checkbox"/> Jewelry Store <input type="checkbox"/> Liquor Store <input type="checkbox"/> Parking Lot <input type="checkbox"/> Other Retail <input type="checkbox"/> Park (All Types) <input type="checkbox"/> Public Building <input type="checkbox"/> Residence <input type="checkbox"/> Restaurant (All) <input type="checkbox"/> Rural/Mount Area <input type="checkbox"/> School <input type="checkbox"/> Sidewalk <input type="checkbox"/> Shopping Center <input type="checkbox"/> Street/Highway	<input type="checkbox"/> Agriculture/Crops <input type="checkbox"/> Alcohol/Beer/Wine <input type="checkbox"/> Auto Parts/Access <input type="checkbox"/> Bicycle <input type="checkbox"/> Bldg Materials <input type="checkbox"/> Cameras/Video Equip <input type="checkbox"/> Clothing <input type="checkbox"/> Computer/Elec Equip <input type="checkbox"/> Checks (All Types) <input type="checkbox"/> Credit Card <input type="checkbox"/> Curr/Money/Coins <input type="checkbox"/> Farm/Ranch Equip <input type="checkbox"/> Firearm(s) <input type="checkbox"/> Furniture <input type="checkbox"/> Household Appliance	<input type="checkbox"/> Jewelry/Metals <input type="checkbox"/> Livestock <input type="checkbox"/> Not Applicable <input type="checkbox"/> Narcotics/Drugs <input type="checkbox"/> Other Property <input type="checkbox"/> Phone(s) <input type="checkbox"/> Power Tools <input type="checkbox"/> Purse/Wallet <input type="checkbox"/> Radio/Stereo Equip <input type="checkbox"/> Sporting Goods <input type="checkbox"/> Television <input type="checkbox"/> Tools <input type="checkbox"/> Tractor/Hvy Equip <input type="checkbox"/> Transit Equip/Facil <input type="checkbox"/> Vehicle or Boat	<input type="checkbox"/> Attempt Only <input type="checkbox"/> Body Force <input type="checkbox"/> Broke Glass <input type="checkbox"/> Cut Lock/Screen <input type="checkbox"/> Key/Pass Key <input type="checkbox"/> Lock Punch <input type="checkbox"/> Pried <input type="checkbox"/> Removed <input type="checkbox"/> Point of Entry <input type="checkbox"/> On Premise <input type="checkbox"/> Door <input type="checkbox"/> Garage Door <input type="checkbox"/> Sliding Door <input type="checkbox"/> Roof <input type="checkbox"/> Window	<input type="checkbox"/> Approach From Front <input type="checkbox"/> Approach From Rear <input type="checkbox"/> Demand Money <input type="checkbox"/> Force Victim to Move <input type="checkbox"/> Fought With Victim <input type="checkbox"/> Injury Inflicted <input type="checkbox"/> Knew Location Cash <input type="checkbox"/> Multiple Suspects <input type="checkbox"/> Molested Victim <input type="checkbox"/> Masturbated <input type="checkbox"/> Made Threats <input type="checkbox"/> Pt Prop in Bag <input type="checkbox"/> Ransacked	<input type="checkbox"/> Suspect Armed <input type="checkbox"/> Searched <input type="checkbox"/> Selective Theft <input type="checkbox"/> Sex Act <input type="checkbox"/> Shot/Stabbed Vic <input type="checkbox"/> Struck Victim <input type="checkbox"/> Took Firearm <input type="checkbox"/> Took Money/Coins <input type="checkbox"/> Took Stereo/TV <input type="checkbox"/> Used Trick/Ruse <input type="checkbox"/> Used Demand Note <input type="checkbox"/> Unknown <input type="checkbox"/> Vandalized/Tagged

OTHER MO INFORMATION

ASSOCIATED CASE NUMBERS: **SJPD#: 11-281-0332** OTHER ROUTING:

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Bugarin, Brent	2088	10/08/11 1454	FSSM TWT	Hernandez, Steven	1655	10/09/11 721	1	6

REPORT TYPE <input type="checkbox"/> SUPPLEMENTAL 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	Office of the Sheriff Santa Clara County SUSPECT PAGE	CASE NO. 11-281-0128B
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<input type="checkbox"/> BOOKED	<input type="checkbox"/> CITED	<input type="checkbox"/> 849(B) PC	<input type="checkbox"/> COMPLAINT REVIEW	<input type="checkbox"/> INFO ONLY	<input type="checkbox"/> AT LARGE	<input type="checkbox"/> VMC	<input type="checkbox"/> SEE JCR
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S# 01	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) Muhdi Omar Mohamed	RACE Unclass	M <input checked="" type="checkbox"/>	F <input type="checkbox"/>	DOB	AGE	HT	WT	HAIR	EYES
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AKA/MONIKER	RELATIONSHIP TO VICTIM	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER
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ADDRESS	CITY/STATE	ZIP	PHONE	PFN
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BUSINESS NAME/SCHOOL NAME AND ADDRESS NA	CITY/STATE	ZIP	PHONE	PHOTO ID#
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DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING Blac and white shirt, blue jeans,	UNIQUE IDENTIFIERS (CI#)
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<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;">HAIR STYLE</td> <td style="width:15%;">HAIR TYPE</td> <td style="width:15%;">FACIAL HAIR</td> <td style="width:15%;">BUILD</td> <td style="width:15%;">COMPLEXION</td> <td style="width:15%;">WEAPONS</td> </tr> <tr> <td><input type="checkbox"/> AFRO</td> <td><input type="checkbox"/> RECEDING</td> <td><input type="checkbox"/> BEARD</td> <td><input type="checkbox"/> HEAVY</td> <td><input type="checkbox"/> ACNE/POCKED</td> <td><input type="checkbox"/> CUTTING INST.</td> </tr> <tr> <td><input type="checkbox"/> BALD/SHAVED</td> <td><input checked="" type="checkbox"/> STRAIGHT</td> <td><input type="checkbox"/> CLEAN SHAVEN</td> <td><input type="checkbox"/> MEDIUM</td> <td><input type="checkbox"/> DARK</td> <td><input type="checkbox"/> HANDS / FEET</td> </tr> <tr> <td><input type="checkbox"/> BRAIDED</td> <td><input type="checkbox"/> WAVY/CURLY</td> <td><input type="checkbox"/> FU MAN</td> <td><input 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1 **INVESTIGATION:**

2

3 On 10-08-2011 at approximately 1100 hours, I heard Deputy Rodriguez

4 #2026 on the radio saying he had an occupied suspicious vehicle in

5 the area of Park Avenue and Sunol in San Jose. Deputy Rodriguez

6 advised County Communications of the CA license plate, .

7 County Communications then advised that the CA license plate he

8 provided returned as a stolen white 2002 Ford Explorer out of San

9 Jose.

10

11 When Deputy Rodriguez attempted to make contact with the person in the

12 vehicle, all I heard next was, ¿Shots fired, Shots fired; Code 3

13 fills, Code 33.¿ After a few moments, I heard Deputy Rodriguez

14 advise County Communication that he saw S01 reach into his waistband

15 as if he was reaching for a weapon or gun. S01 then began to run

16 away from the vehicle and Deputy Rodriguez advised County

17 Communications of S01¿s description and direction of travel.

18

19 I responded to the area of San Carlos and Dupont Street in San Jose to

20 assist. When I arrived, we were starting to make a perimeter around

21 the area of where S01 might be located.

22

23 After a few minutes, a Caltrain Conductor advised County

24 Communications that they saw the possible suspect hiding in the Ivy

25 along the fence line north of the San Jose Fire Training Academy

26 located at the corner of Montgomery and Park Avenue. I went to the

27 intersection of Park Avenue and Montgomery and met with several

28 Sheriff¿s Deputies and SJPD Officers.

29

30 While the perimeter was being organized Deputies Tuttle #1945, Rangel

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 #2007, Evangelho #2073, Redman #1702, Navarro #2071, Jordahl #1968,
 2 SJPD Officer Kimber #3612, SJPD Sgt. Johst #3237, and I prepared to
 3 enter the Fire Training Center campus to begin the search.

4
 5 When the perimeter was set, we entered the training academy through a
 6 fence on the northeast side of the campus. We searched the Special
 7 Operations building first and did not find anyone. To the northwest
 8 corner of the Special Operations building, there were multiple mobile
 9 offices and storage bins along the side of them.

10
 11 As I approached a closed storage bin along one of the mobile offices,
 12 I lifted the cover of it and immediately saw a white male adult,
 13 wearing a black and white stripe shirt and blue jeans, matching the
 14 description of S01. S01 was lying down inside of it in a fetal
 15 position.

16
 17 I immediately dropped the cover of the storage bin and began to yell
 18 at S01 to show us his hands while aiming my gun at the exterior of
 19 the storage bin. S01 pushed up the cover of the storage bin with
 20 only his left hand. I demanded S01 to show us his other hand, but he
 21 would not. After I gave several commands to S01 to show us his other
 22 hand, he finally placed it onto the cover of the storage bin.

23
 24 S01's right hand was a fist, so I was afraid he might have been
 25 holding a small weapon. Deputy Tuttle and I grabbed each of his
 26 hands and pulled him out of the storage bin. As we pulled him out of
 27 the storage bin, he fell onto the ground face-first.

28
 29 While S01 was lying face-down on the ground, he continually resisted
 30 by pulling his arms away from our grasps. I continued to yell at S01

OFFICER'S NAME Bugarin, Brent	ID NUMBER 2088	DATE 10/08/11 1454	SHIFT/DAYS OFF FSSM TWT	SUPERVISORS REVIEW Hernandez, Steven	ID NUMBER 1655	DATE 10/09/11 721	PAGE 4	OF 6
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1 to stop resisting and to give us his hands, but he refused. S01

2 wedged his right arm between his upper torso and the ground, so that

3 we could not grab onto it. I continued to yell at S01 to stop

4 resisting to no avail. After several attempts of trying to pull his

5 right arm out from underneath him, S01 finally released it. I

6 secured S01's right wrist onto the handcuffs.

7

8 After securing S01 and searching his person, I escorted him out to the

9 northeast corner of the training campus to get medically evaluated

10 and treated when Fire and EMS arrived.

11 S01 was positively identified as Omar Mohamed Muhdi

12 from a CA Identification Card I found in his wallet that he had in

13 his pocket.

14

15 S01 Muhdi had a laceration on his face, possibly from falling onto the

16 ground after pulling him out of the storage bin. I could not clearly

17 identify where the laceration was because S01 Muhdi had dirt and

18 blood smeared all over his face.

19

20 SJPD took custody of S01 Muhdi and SJPD will be taking the original

21 report. S01 Muhdi was transported to VMC to be medically treated and

22 SJPD followed them.

23

24 PLEO's:

25

26 Deputy Rodriguez #2026

27

28 Arrest Team:

29

30 Deputy Bugarin #2088- Original report

REPORT TYPE SUPPLEMENTAL
10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F]
Possession of Stolen Property <> 148(a)(1) PC [M]

Office of the Sheriff
Santa Clara County
NARRATIVE FORM

CASE
NO.

11-281-0128B

LOCATION OF ORIGINAL EVENT (IF KNOWN)

255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training
Center

VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS))

State of California

- 1 Deputy Tuttle #1945-Assist/ supplemental report
- 2 Deputy Rangel #2007- Assist/ supplemental report
- 3 Deputy Evangelho #2073- Assist/ supplemental report
- 4 Deputy Redman #1702- Assist/ supplemental report
- 5 Deputy Navarro #2071- Assist/ supplemental report
- 6 Deputy Jordahl #1968- Assist/ supplemental report
- 7 SJPD Officer Kimber #3612- Assist/ supplemental report
- 8 SJPD Sgt. Johst #3237- Assist/ supplemental report

OFFICER'S NAME
Bugarin, Brent

ID NUMBER
2088

DATE
10/08/11 1454

SHIFT/DAYS OFF
FSSM TWT

SUPERVISORS REVIEW
Hernandez, Steven

ID NUMBER
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 INVESTIGATION:

2 On 10-08-11 at 1100 hrs, I was in full uniform and in a fully marked
3 Sheriff's Office vehicle.

4
5 I was patrolling the South County Area, when I heard over the police
6 radio, Deputy Rodriguez #2026 on view a suspicious vehicle that was
7 occupied, at Park Avenue and Sunol Street and he provided County
8 Communications with the license plate.

9
10 Shortly afterwards, County Communications advised Deputy Rodriguez
11 that the vehicle was reported stolen. Deputy Rodriguez advised shots
12 were fired and the suspect was running. He gave a description of the
13 suspect and the direction where they were running.

14
15 I then responded to the command post which was at Park Avenue and
16 Montgomery Street. At that time, Sgt. Owens #1695 instructed me to
17 stand by with Deputy Rodriguez. I obtained a more detailed
18 description of the suspect and broadcasted it to the units on
19 scene.

20
21 Several minutes later, the outstanding suspect was located and Sgt.
22 Owens had Deputy Rodriguez walk to where the suspect was captured to
23 positively identify him as the suspect.

24
25 After the suspect was identified, Sgt. Owens instructed me to take
26 Deputy Rodriguez to San Jose Police Department for an interview with
27 their detectives.

28
29 At approximately 1230 hrs, I drove Deputy Rodriguez to San Jose Police
30 Department and waited in the conference room for the detectives.

OFFICER'S NAME Hessling	ID NUMBER 1687	DATE 10/08/11 1938	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Hernandez, Steven	ID NUMBER 1655	DATE 10/09/11 659	PAGE 1	OF 2
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REPORT TYPE
10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F]
Possession of Stolen Property <> 148(a)(1) PC [M]

SUPPLEMENTAL

Office of the Sheriff
Santa Clara County
NARRATIVE FORM

CASE
NO.

11-281-0128B

LOCATION OF ORIGINAL EVENT (IF KNOWN)

255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training
Center

VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS))

State of California

1

2 At approximately 1830 hrs, Deputy Rodriguez completed his interview
3 and I drove him to Sheriff's Headquarters where a blood tech drew
4 blood from his right arm. After that, Deputy Rodriguez was off duty
5 and able to return home.

6

7 P.L.E.O.

8 Deputy G.W.Hessling #1687 Supplemental Report.

OFFICER'S NAME
Hessling

ID NUMBER
1687

DATE
10/08/11 1938

SHIFT/DAYS OFF
II SMT

SUPERVISORS REVIEW
Hernandez, Steven

ID NUMBER
1655

DATE
10/09/11 659

PAGE OF
2 2

1 INVESTIGATION:

2

3 On 10/08/2011 at approximately 1100 hours, I was on-duty patrolling
 4 the City of Cupertino in a marked Sheriff's Office patrol vehicle
 5 wearing a Sheriff's Office uniform.

6

7 County Communications advised of an officer involved shooting in the
 8 area of Sunol St. and Park Ave. in San Jose. County Communications
 9 updated the suspect (later identified as S01-Omar Muhdi) was at large
 10 in the area of Montgomery St. and Park Ave.

11

12 I activated my Code 3 equipment and responded to Montgomery St. and
 13 Park Ave.

14

15 On 10/08/2011 at approximately 1115 hours, I arrived and assisted with
 16 the perimeter at the corner of Montgomery St. and Park Ave, in front
 17 of 255 Montgomery St. (San Jose Fire Department training center).

18

19 There were multiple San Jose Police Department Officers/Sergeants and
 20 Santa Clara County Sheriff Office Deputies at the scene.

21

22 Once a complete perimeter was established, I assisted with a search
 23 team combined of Deputies, SJPD Officers and Sergeants.

24

25 Deputy Rangel #2001 and I were searching the north fence line walking
 26 westbound in the SJFD training center. I was walking in between two
 27 buildings, when I heard the search team to the left of me, on the
 28 other side of the building, yelling commands as if they had made
 29 contact with S01-Muhdi.

30

1 I heard someone yell multiple times, ¿Put your hands up¿Let me see
 2 your hands!¿ I then heard a struggle and someone yell several times,
 3 ¿Stop resisting! Let me see your hands! Stop Resisting!¿ I was unable
 4 to see the struggle from my position because I maintained view of
 5 possible threats from the west area of the property.

6
 7 The suspect was arrested and taken to a different location. I
 8 continued to search the property with SJPD Officers. We secured the
 9 property and did not locate any other suspects.

10

11 P.L.E.O¿S:

12

13 Deputy O.Navarro #2017 Supplemental Report

14 Deputy Rangel #2001 Supplemental Report

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 SUPPLEMENTAL REPORT

2

3 On 10-08-2011 at approximately 1131 hours, I responded to the area of
4 Montgomery Street at Park Ave in San Jose to assist in a search of a
5 suspect associated to a stolen vehicle. While in route, I read (on
6 my vehicle's computer) shots had been fired during the initial
7 contact with the suspect. I arrived at approximately 1147 hours.

8 Upon arrival I held a perimeter position on Montgomery Street at Park
9 Ave. At approximately 1215 hours, I moved to a perimeter position on
10 Montgomery Street, south of Park Ave. I remand at that location until
11 relieved by San Jose PD.

12

13 P.L.E.O.

14

15 DEPUTY CARBALLO #2018 SUPPLEMENTAL REPORT

OFFICER'S NAME Carballo	ID NUMBER 2018	DATE 10/08/11 1749	SHIFT/DAYS OFF II TWTF	SUPERVISORS REVIEW Hernandez, Steven	ID NUMBER 1655	DATE 10/09/11 826	PAGE 1	OF 1
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1 **INVESTIGATION:**

2

3 On 10-08-2011 at approximately 1131 hours, I responded to the area of

4 Montgomery Street and Park Avenue to assist in the search for a

5 vehicle theft suspect. While driving to the location I learned shots

6 had been fired.

7

8 I arrived at approxiamtely 1147 hours and held a perimeter position on

9 Montgomery Street and Park Avenue. I held the position until ordered

10 to break down the perimiter by San Jose PD at approximately 1600

11 hours.

12

13 **PLEO:**

14

15 Deputy Winslow #2031, Assist / Supplemental report

16 (See original for further)

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 SUPPLEMENTAL INVESTIGATION:

2

3 On 10-8-2011, at approximately 1100 hours, I was working Westside
4 patrol in the City of Cupertino. County Communication advised of an
5 officer involved shooting near Park Avenue and Sunol Street in the
6 City of San Jose. I responded Code 3 (lights and siren) to assist
7 with apprehending a suspect that was still at large.

8

9 While driving to the area, County Communication advised that the
10 suspect was last seen running into the San Jose Fire Departments
11 training facility located at 255 S. Montgomery Street.

12

13 I drove to the above address and met with several other deputies and
14 San Jose Police Officers. When I arrived, I was assigned to the
15 search/entry team. I was placed on a team with San Jose Police
16 Officers in order to provide them radio updates from County
17 Communication.

18

19 We entered the training facility and began our search for the suspect
20 from the north entrance off Park Avenue. We began walking to the
21 west side of the property clearing all buildings and vehicles.

22

23 When we reached the east line of the property, I stopped at the corner
24 of a large building in order to allow the other search teams to catch
25 up. One team passed me to the north and began searching containers
26 that lined the north wall of the building. This area was in between
27 the building and a separate building containing bathrooms. It was a
28 narrow area so I stayed back due to limited space.

29

30 I heard the units that passed me begin to scream ¿Let me see your

OFFICER'S NAME Evangelho, Mark	ID NUMBER 2073	DATE 10/08/11 1725	SHIFT/DAYS OFF II TWTF	SUPERVISORS REVIEW Owens Jr., Dennis A.	ID NUMBER 1695	DATE 10/08/11 1817	PAGE 1	OF 3
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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 hands!; I heard the suspect, identified as Suspect 01 Omar Muhdi
2 yell ;I was the passenger!; When I arrived to the area where S01
3 Muhdi was found, he was on his stomach with his head pointing north
4 and his hands concealed under him in his waist line.

6 Deputy Bugarin was attempting to control S01 Muhdi;s upper body. He
7 had his knees in the upper back area of S01 Muhdi and was attempting
8 to pry his left hand from under his body.

10 Deputy Redman was on S01 Muhdi;s left side and also trying to gain
11 control of his left hand.

13 Deputy Tuttle was on S01 Muhdi;s back and was attempting to gain
14 control of his left hand in order to hand cuff him.

16 I approached S01 Muhdi and assisted with controlling him.

18 S01 Muhdi was actively resisting the efforts of the deputies to gain
19 control. He would not remove his hands from under him and kept them
20 in his waist band area. He ignored the demands of all the deputies
21 on scene yelling ;Stop Resisting!; and ;Give me your hand!;

23 I placed my left knee in his upper right hamstring area and began
24 pulling his right hand from under him. S01 Muhdi continued to resist
25 my efforts and ignored my demands of ;Stop Resisting!;

27 I was eventually able to over power S01 Muhdi and pull his right hand
28 from under him. Deputy Tuttle was able to gain control of his left
29 hand and apply a handcuff to his wrist. Deputy Tuttle then applied a
30 handcuff to S01 Muhdi;s right wrist while I controlled it.

OFFICER'S NAME Evangelho, Mark	ID NUMBER 2073	DATE 10/08/11 1725	SHIFT/DAYS OFF II TWTF	SUPERVISORS REVIEW Owens Jr., Dennis A.	ID NUMBER 1695	DATE 10/08/11 1817	PAGE 2	OF 3
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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1

2 After S01 Muhdi was handcuffed, he continued to resist Deputy

3 Bugarin's attempts to search him for our safety. While we tried to

4 roll him over in order to search his front waist band area, S01 Muhdi

5 tried rolling back onto his stomach while kicking his legs.

6

7 We were eventually able to hold S01 Muhdi still long enough to

8 complete the search for weapons.

9

10 I re-grouped with a new search team and completed the search of the

11 remaining property. We did not locate any other suspects.

12

13 See Deputy Bugarin's original report for further details.

14

15 Deputy Evangelho #2073 Supplemental Report

16 Deputy Bugarin #2088 Original Report

OFFICER'S NAME Evangelho, Mark	ID NUMBER 2073	DATE 10/08/11 1725	SHIFT/DAYS OFF II TWTF	SUPERVISORS REVIEW Owens Jr., Dennis A.	ID NUMBER 1695	DATE 10/08/11 1817	PAGE 3	OF 3
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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 On 10-8-2011, I was on patrol in a marked Sheriff's Office vehicle in
2 full uniform in the Town of Los Altos Hills. At approximately 1100
3 hours County Communications told us a Sheriff's Deputy had been
4 involved in a shooting incident at Park Avenue and Sunol Street in
5 San Jose. County Communication described the suspect, later
6 identified as Suspect 01 Omar Muhdi, as a white male adult, 5'7"
7 approximately 140-150 pounds and wearing a blue and grey striped
8 shirt and jeans. I drove to the area to assist and County
9 Communications said the suspect was last seen in the ivy in the area
10 of Bird Avenue and Park Avenue. I arrived on the scene approximately
11 10 minutes later and joined several Deputies and San Jose Police
12 Officers on the southwest corner of Montgomery Street and Park
13 Avenue. I was told S01 Muhdi was possibly in the San Jose Fire
14 Department training facility at 255 South Montgomery Street.

15
16 At approximately 1133 hours, once a sufficient perimeter was setup,
17 both Sheriff's Deputies and San Jose Police Officers began a search
18 of the San Jose Fire training facility. The fire training facility
19 was partially fenced in and consisted of a garage to house the fire
20 engines and several outlying buildings. We began our search on the
21 east side of the property and moved west. We first searched and
22 cleared the garage which housed the fire engines. Once we cleared
23 that building we began to move further west. Behind that building
24 was an alleyway between a smaller portable classroom building on the
25 north and a larger building to the south.

26
27 San Jose Police Officer Ryan Kimber #3612, Deputy Bugarin #2088 and
28 myself began to search the alleyway. As we moved west, there was a
29 series of lockers. Deputy Bugarin and I were searching the lockers
30 and at the end of the series of lockers was a rectangular storage

OFFICER'S NAME Tuttle, Caleb	ID NUMBER 1945	DATE 10/08/11 1645	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Camarda, Dianne L.	ID NUMBER 1490	DATE 10/10/11 934	PAGE 1	OF 4
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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 container. The storage container was longer than tall and the lid
 2 opened at the top. At approximately 1149 hours, Deputy Bugarin
 3 opened the storage container lid and I could see what looked like a
 4 grey and blue striped piece of clothing. Deputy Bugarin told us the
 5 suspect was inside, stepped away from the storage container and the
 6 lid to the container closed.

7
 8 Officer Kimber, Deputy Bugarin and I pointed our firearms at the
 9 storage container and ordered S01 Muhdi to show us both his hands.
 10 Based on the original call I had responded to of a Sheriff's Deputy
 11 firing shots after S01 Muhdi was seen in a stolen vehicle and had
 12 reached for his waist area as if reaching for a weapon, I believed
 13 S01 Muhdi was armed and dangerous and likely had a deadly weapon in
 14 his possession. S01 Muhdi stuck one hand out of the lid of the
 15 storage container but would not show us his second hand. The lid was
 16 only opened only enough to see S01 Muhdi's hand and I could not see
 17 inside the rest of the storage container. After approximately 10-20
 18 seconds of ordering S01 Muhdi to show us both his hands, S01 Muhdi
 19 finally stuck both hands from the lid.

20
 21 I re-holstered my firearm and grabbed S01 Muhdi's left arm with both
 22 hands and either Deputy Bugarin or a San Jose Police Officer grabbed
 23 S01 Muhdi's other arm and we pulled him from the storage container
 24 onto the ground face down. S01 Muhdi continued to violently resist
 25 our attempts to arrest him by thrashing his arms and legs and trying
 26 to pull away from our grasp. In an attempt to control S01 Muhdi
 27 further, I placed my right knee on S01 Muhdi's back and held his left
 28 hand behind his back. I removed my handcuffs and began to handcuff
 29 S01 Muhdi's left hand while deputies and officers struggled to
 30 control S01 Muhdi's right hand. After I handcuffed S01 Muhdi's left

OFFICER'S NAME Tuttle, Caleb	ID NUMBER 1945	DATE 10/08/11 1645	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Camarda, Dianne L.	ID NUMBER 1490	DATE 10/10/11 934	PAGE 2	OF 4
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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 hand, I looked to my right and saw S01 Muhdi had somehow placed his
2 right hand underneath his body near his front waist area. This was
3 the same area where S01 Muhdi was seen to be possibly reaching for a
4 deadly weapon and I believed S01 Muhdi was likely trying to gain
5 control of some kind of deadly weapon. In an attempt to gain control
6 of S01 Muhdi's right arm, Deputy Bugarin and an unknown San Jose
7 Police Officer placed their knees on S01 Muhdi's upper back area. We
8 gained control of S01 Muhdi's right hand and as I was trying to
9 handcuff the right hand, S01 Muhdi continued to thrash around with
10 his body and pulled his left arm back under his body and under his
11 front waist area. I used both hands to remove S01 Muhdi's left hand
12 from underneath his body and was finally able to handcuff both of S01
13 Muhdi's hands behind his back at approximately 1150 hours.

14
15 S01 Muhdi complained of pain to his left arm as well as to his head
16 and neck area after the arrest. S01 Muhdi had small amount of blood
17 on his face from a head or facial wound he received during the arrest
18 while resisting. The area where S01 Muhdi was lying face down was
19 partially dirt with many small rocks. EMS and San Jose Fire
20 responded to the scene to give S01 Muhdi medical attention and S01
21 Muhdi was eventually transported to Valley Medical Center (VMC) for
22 further treatment. Custody of S01 Muhdi was turned over to the San
23 Jose Police Department and Officer Kimber followed S01 Muhdi to
24 VMC.

25
26 Seconds after S01 Muhdi was handcuffed he gave me the following
27 spontaneous statement.

28
29 **STATEMENT OF SUSPECT O1 OMAR MUHDI:**

30

OFFICER'S NAME Tuttle, Caleb	ID NUMBER 1945	DATE 10/08/11 1645	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Camarda, Dianne L.	ID NUMBER 1490	DATE 10/10/11 934	PAGE 3	OF 4
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1 S01 Muhdi spontaneously said he was the passenger not the driver. S01
 2 Muhdi said he did not do anything or hurt anyone. S01 Muhdi said the
 3 driver walked away from the stolen car before the Sheriff's Deputy
 4 made contact with S01 Muhdi. I asked S01 Muhdi the name of the
 5 driver who walked away. S01 Muhdi said his name was 'Seven.' I
 6 asked if he meant 'Seven' like the number. S01 Muhdi said yes, they
 7 were friends but would not tell me his name.

8
9

10 END OF REPORT.

11

12 P.L.E.O.'s

13

14 Deputy B. Bugarin #2088 ' Original Report

15 Deputy C. Tuttle #1945 ' Supplemental Report

REPORT TYPE
10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F]
Possession of Stolen Property <> 148(a)(1) PC [M]

SUPPLEMENTAL

Office of the Sheriff
Santa Clara County
NARRATIVE FORM

CASE
NO.

11-281-0128B

LOCATION OF ORIGINAL EVENT (IF KNOWN)

255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training
Center

VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS))

State of California

1

2 **INVESTIGATION:**

3

4 On 10-8-2011, at about 1100 hours, I responded to Park Ave at Sunol
5 St. in San Jose for shots fired by a deputy.

6

7 At about 1110 hours, I arrived at Park Ave east of MCEvoy St under the
8 railroad tracks. I assisted with maintaining the perimeter.

9

10 The suspect was located and arrested at 255 S. Montgomery St in San
11 Jose.

12

13 Refer to SJPD case number # 11-281-0332.

14

15 **P.L.E.O's:**

16

17 Deputy Guzman #2072 & Supplemental

OFFICER'S NAME
Guzman

ID NUMBER
2072

DATE
10/08/11 1642

SHIFT/DAYS OFF
II T-F

SUPERVISORS REVIEW
Hernandez, Steven

ID NUMBER
1655

DATE
10/09/11 710

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1 1

1 **SUPPLEMENTAL INVESTIGATION:**

2

3 On 10/08/2011 at approximately 1100 hours, I responded to Deputy
 4 Rodriguez's request for assistance after shots had been fired during
 5 an investigation of a suspicious vehicle on Park Ave near Sunol
 6 Street. I arrived in the area at approximately 1109 hours.

7

8 I took a perimeter position at the corner of Park Avenue and McEvoy
 9 Street.

10

11 At approximately 1252 hours, Sergeant Oberst of the Internal Affairs
 12 Division arrived at my position and requested I take digital
 13 photographs of the original scene where the shooting occurred.
 14 Sergeant Oberst directed me on the photographs Sergeant Oberst needed
 15 for his investigation. I took eight digital photographs.

16

17 I returned to my perimeter position at the corner Park Avenue and
 18 McEvoy Street until San Jose Police Department released me at
 19 approximately 1350 hours.

20

21 Before the end of my shift, I copied the digital photographs on to a
 22 CD and submitted the CD to Sergeant Oberst at Headquarters.

23

24 **PLEOs:**

25

26 Deputy Glennon #2120

27 Sergeant Oberst #1622

1 **INVESTIGATION:**

2

3 On 10/8/11 at approximately 1100 hours, Deputy Rodriguez advised
 4 County Radio that he was out with a suspicious vehicle in the area of
 5 Park Avenue at Sunol Street. The vehicle was occupied by one male
 6 subject. Deputy Rodriguez provided a license plate of the vehicle
 7 . County Radio broadcast that the vehicle was a stolen
 8 vehicle.

9

10 About five seconds later, I heard Deputy Rodriguez over the radio,
 11 order the subject to get down on the ground. I responded "Code 3"
 12 toward Deputy Rodriguez's location from Story and Clayton Road.

13

14 While enroute, Deputy Rodriguez advised he fired two rounds at the
 15 suspect and the bullets did not hit him. The suspect fled the area
 16 and was last seen heading southbound toward the United Rental
 17 business on McEvoy Street.

18

19 I was a minute out when Deputies on scene were establishing a
 20 perimeter. I notified County Radio I was taking the McEvoy Street at
 21 W. San Carlos Street intersection. I arrived at the intersection at
 22 about 1107 hours.

23

24 I remained at that perimeter position until 1355 hours, when a San
 25 Jose Police Sergeant relieved me. I did not take part in the inner
 26 perimeter investigation.

27

28 **PLEOs:**

29

30 Deputy Ngo #1814 - Assist

1 **SUPPLEMENTAL INVESTIGATION:**

2

3 On 10-8-11 at approximately 1100 hours I was working West Side Patrol
 4 in the City of Saratoga. I was advised by county radio of a stolen
 5 vehicle/ officer involved shooting that occurred at Park and Sunol in
 6 San Jose.

7

8 I responded and met with several other deputies and San Jose Police
 9 Officers who were already on scene.

10

11 I was directed to hold the perimeter on top of the railroad truss
 12 which runs north/south over Park. I stayed on the railroad truss
 13 alongside approximately 5 SJPD Officers until S01 Muhdi was taken
 14 into custody.

15

16 Once S01 Muhdi was taken into custody I cleared the scene and remained
 17 in service for calls.

18

19 P.L.E.O.S

20

21 Deputy Hemeon #2083 Supplemental Report

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 INVESTIGATION:

2

3 On 10-08-2011, at approximately 1100 hours, I was patrolling San
4 Carlos Blvd and Bascom Avenue when Deputy Rodriguez #2026 advised
5 County Communications about a suspicious vehicle at the intersection
6 of Park Avenue and Sunol Avenue. County Communications advised Deputy
7 Rodriguez the vehicle was stolen.

8

9 As I was responding to Deputy Rodriguez's location, he advised over
10 the radio gun shots had been fired and the suspect inside the vehicle
11 fled south bound on Mc Evoy Avenue.

12

13 I was ordered to go to the corner of Dupont and San Carlos Avenue. A
14 short time later, San Jose PD and Sheriff's deputies located the
15 suspect.

16

17 Deputy Reed #1973 and I searched for possible witnesses around the
18 location of the initial incident.

19

20 At approximately 1355 hours, I was cleared from the detail and
21 returned to patrol.

22

23 For further information refer to Deputy Bugarin #2088's original
24 report.

25

26 -- End or Report--

27

28 P.L.E.O

29

30 Deputy Bugarin, B #2088-Original Report

OFFICER'S NAME Cuellar, Juan	ID NUMBER 2121	DATE 10/08/11 1615	SHIFT/DAYS OFF A TWTF	SUPERVISORS REVIEW Hernandez, Steven	ID NUMBER 1655	DATE 10/09/11 705	PAGE 1	OF 2
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REPORT TYPE
 SUPPLEMENTAL
10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F]
Possession of Stolen Property <> 148(a)(1) PC [M]

Office of the Sheriff
Santa Clara County
NARRATIVE FORM

CASE
NO.

11-281-0128B

LOCATION OF ORIGINAL EVENT (IF KNOWN)

255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training
Center

VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS))

State of California

1 Deputy Cuellar, J #2121-Supplemental

OFFICER'S NAME
Cuellar, Juan

ID NUMBER
2121

DATE
10/08/11 1615

SHIFT/DAYS OFF
A TWTF

SUPERVISORS REVIEW
Hernandez, Steven

ID NUMBER
1655

DATE
10/09/11 705

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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 INVESTIGATION:

2

3 On 10/8/11, at approximately 1100 hours, Deputy Rodriguez advised
4 County Communications of a suspicious vehicle in the area of McEvoy
5 Street and DuPont Street. Deputy Rodriguez advised County
6 Communications shots had been fired. I responded to San Jose from
7 Morgan Hill to assist.

8

9 I arrived at the scene at approximately 1115 hours. I drove to the
10 southwest corner of Park Avenue and Montgomery Street to assist in
11 the search for the outstanding suspect. The suspect was last seen
12 climbing over a fence to the San Jose Fire Department Training
13 Facility located at 255 South Montgomery Street. A perimeter had been
14 setup around the area prior to my arrival.

15

16 Deputies Tuttle, Rangel, Bugarin, Redman, Evangelho, Navarro, and I
17 assisted San Jose Police with a search of the training facility.
18 After clearing the main apparatus bay of the training facility the
19 search team moved to the west end of the property. The search team
20 broke into smaller groups. Approximately three groups left the
21 apparatus garage and began to search westward towards the west fence
22 line. There were several out buildings between the apparatus garage
23 and the west fence line. There was a small portable building north of
24 a larger brick and mortar building. There were two sheds and a small
25 plastic storage container along the north side of the brick and
26 mortar building facing the small portable building.

27

28 I covered the east wall of the brick and mortar building while the
29 other two teams continued searching westward. When I took my position
30 of cover I no longer had a visual of the other search teams. San Jose

OFFICER'S NAME Jordahl, Jeff A.	ID NUMBER 1968	DATE 10/08/11 1611	SHIFT/DAYS OFF A T-F	SUPERVISORS REVIEW Sandoval, Gabriel P.	ID NUMBER 1562	DATE 10/08/11 1750	PAGE 1	OF 4
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REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1 PD Sgt Johst #3237 and I were holding our position when I heard
2 several voices yelling loudly near the north side of the brick and
3 mortar building. Sgt Johst and I turned around and ran towards the
4 yelling. As I ran around the corner I saw Deputies, Tuttle, Bugarin,
5 and Rangel, pointing their firearms at a small plastic storage
6 container. I looked at the storage box and saw a hand pushing the lid
7 up from the inside. The deputies were yelling at the suspect to stick
8 out his other hand. The lid to the storage box closed. The deputies
9 continued yelling at the suspect to put his hands out the top of the
10 storage box.

11
12 The suspect only had one hand visible for several seconds. The suspect
13 finally placed both hands up and out if the top of the storage
14 container. Deputies Tuttle and Bugarin holstered their firearms and
15 each grabbed the suspect's wrist. Deputies Tuttle and Bugarin pulled
16 the suspect up and out of the storage container. The front of the
17 storage container broke and fell open. Deputies Tuttle and Bugarin
18 pulled the suspect away from the container and onto the ground with
19 his stomach facing down. Deputies Tuttle, Bugarin and a San Jose PD
20 Officer Kimber were attempting to control the suspect on the ground.
21 The suspect's legs were unrestrained and I could see the suspect
22 kicking his feet. I dropped my right knee onto the suspect's left
23 ankle area and used my shin of my right leg to contain the suspect's
24 feet.

25
26 Deputy Evangelho arrived and assisted handcuff the suspect.

27
28 The suspect continued to struggle with the other Deputies and Officer.
29 After several seconds the suspect was finally placed into handcuffs.

30

OFFICER'S NAME Jordahl, Jeff A.	ID NUMBER 1968	DATE 10/08/11 1611	SHIFT/DAYS OFF A T-F	SUPERVISORS REVIEW Sandoval, Gabriel P.	ID NUMBER 1562	DATE 10/08/11 1750	PAGE 2	OF 4
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1

2 Deputy Bugarin searched the suspect's waist area. I did not see any
 3 visible gunshot wounds on the suspect. The suspect had a small cut
 4 above his right eye.

5

6 The suspect was walked out to the corner of Park Avenue and Montgomery
 7 Street and placed into a patrol vehicle.

8

9 I contacted Sgt Hernandez who was at the command post on Park Avenue.
 10 Sgt Hernandez asked me to document where the Deputies were located
 11 during the search for the suspect. The following is an approximately
 12 location for the Sheriff's Deputies at the scene.

13

14 **ARREST TEAM:**

15

16 Deputies Tuttle #1945, Bugarin #2088, Evangelho #2073, Redman #1702,
 17 Rangel #2007, Navarro #2071 and Jordahl #1968. San Jose Police
 18 Department, Sgt Johst #3237 and Officer Kimber #3612.

19

20 **COMMAND POST:**

21

22 Deputies Rodriguez 2026, Hessling #1687, Winslow #2031, and Carballo
 23 #2018. Sergeants Sandoval #1562, Hernandez #1655, and Owens #1695.

24

25 **PARK AVENUE BETWEEN SUNOL STREET AND MONTGOMERY STREET:**

26

27 Deputies Leonard #1875, Jones #2089, Guzman #2072, and Reed #1973.

28

29 **PARK AVENUE AND MCEVOY STREET:**

30

LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
--	--

1 Deputy Glennon #2120

2

3 DUPONT STREET AND MCEVOY STREET:

4

5 Deputies Oberlander #1649, and Scott #2127

6

7 DUPONT STREET AND SAN CARLOS STREET:

8

9 Deputy Cuellar #2121

10

11 SUNOL STREET AND SAN CARLOS STREET:

12

13 Deputy Ngo #1814

14

15 SAN CARLOS STREET AND MONTGOMERY STREET:

16

17 Deputy Monroe #2114

18

19 See Deputy Bugarin's original outside service report for more
 20 information. See San Jose PD original report on event #112810332 for
 21 further information on the investigation.

22

23 END OF REPORT

24

25 P.L.E.O.S.

26

27 Deputy Jordahl #1968 ; Supplemental Report

28 Deputy Bugarin #2088 ; Original Report

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
---	--

1 INVESTIGATION:

2

3 On 10/8/11 I was in full uniform in a marked patrol vehicle assigned
4 to the unincorporated Burbank area of San Jose. At approximately
5 1100 hours, Deputy Rodriguez #2026 advised he was out with an
6 occupied suspicious vehicle at the intersection of Park Avenue and
7 Sunol Avenue in San Jose. County Communications advised the vehicle
8 was reported stolen out of San Jose. I began to respond to his
9 location when he advised on the radio that shots were fired and
10 needed emergency assistance.

11

12 At approximately 1102 hours, I arrived on scene with Deputy Rodriguez.
13 Deputy Rodriguez advised me the suspect fled south on Mc Evoy Avenue
14 towards an auto body shop. I was flagged down by a citizen who told
15 me the suspect ran into the body shop.

16

17 I responded to the body shop where I was informed by another citizen
18 the suspect was jumping fences in the area.

19

20 I began to set-up a perimeter around the last known area the suspect
21 was seen. County Communications advised San Jose Police believed
22 they had the suspect surrounded in a perimeter near the intersection
23 of Park Avenue and Montgomery Avenue. I responded to that location
24 and took a perimeter position on Park Avenue under the over pass of
25 the Cal Train railroad tracks.

26

27 I held my perimeter position until I was advised the suspect was in
28 custody and San Jose Police did not need any more assistance.

29

30 I attempted to find witnesses to the shooting in the area of Mc Evoy

OFFICER'S NAME Reed	ID NUMBER 1973	DATE 10/08/11 1609	SHIFT/DAYS OFF A T-F	SUPERVISORS REVIEW Hernandez, Steven	ID NUMBER 1655	DATE 10/09/11 704	PAGE 1	OF 2
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REPORT TYPE
10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F]
Possession of Stolen Property <> 148(a)(1) PC [M]



SUPPLEMENTAL

Office of the Sheriff
Santa Clara County
NARRATIVE FORM

CASE
NO.

11-281-0128B

LOCATION OF ORIGINAL EVENT (IF KNOWN)

255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training
Center

VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS))

State of California

1 Avenue and Park Avenue but was unable to locate anyone.
2
3 I did not participate any further in the investigation.
4
5 END OF REPORT
6
7 P.L.E.O.
8
9 Deputy Reed #1973 Supplemental Report
10 Deputy Bugarin #2088 Original Report

OFFICER'S NAME
Reed

ID NUMBER
1973

DATE
10/08/11 1609

SHIFT/DAYS OFF
A T-F

SUPERVISORS REVIEW
Hernandez, Steven

ID NUMBER
1655

DATE
10/09/11 704

PAGE OF
2 2

1 **NOTIFICATION:**

2

3 On 10/08/2011 at approximately 1104 hours, I responded to the area of

4 San Carlos Street and Dupont Street to assist Deputy Rodriguez #2026,

5 to look for a suspect (S01 Omar Muhdi) that had fled from a stolen

6 vehicle.

7

8 As I responded to the scene, I heard Deputy Rodriguez say over the

9 radio that he had fired two rounds at S01 Muhdi. I also heard Deputy

10 Rodriguez yell several times over the radio, ¿Get on the ground, you

11 better get on the ground¿. I arrived on scene and took a position

12 at the top of the San Carlos Street overpass, overlooking Dupont

13 Street and the neighboring businesses. Deputy Rodriguez said that

14 S01 Muhdi had jumped fences of the neighboring businesses and was

15 seen running towards San Carlos Street from Park Avenue.

16

17 A few minutes later, County Communication advised units involved in

18 the search that S01 Muhdi had been seen running Eastbound on Park

19 Avenue, in between Park Ave and Bird Avenue.

20

21 I responded to the area of Bird Avenue and Park Avenue and joined

22 Deputies Bugarin #2088, Tuttle #1945, Evangelho #2073, Redman #1702,

23 Navarro #2071 and Jordahl #1968. We were teamed up with San Jose

24 Police Officer Kimber #3612 and Sgt. Johst #3237, and made entry as a

25 team into the San Jose Fire Academy Campus.

26

27 We did a systematic sweep of the area, clearing buildings, cabinets

28 and sheds as we progressed through the campus.

29

30 As we approached the far northwest corner of the campus, I remained at

1 a position covering the area located behind several mobile offices
 2 and large storage containers.
 3
 4 Shortly after arriving at my position, I heard yelling coming from
 5 behind a portable office located directly south of my location. I
 6 could hear several voices yelling out commands of ¿Let me see your
 7 hands¿ and ¿Stop resisting¿. This continued for several seconds as I
 8 remained at my location covering the area directly west of where
 9 officers were located.
 10
 11 After approximately 30 to 45 seconds, I heard a voice call out that
 12 they had S01 Muhdi in custody and I rounded the corner to the area
 13 where the yelling had been coming from. I saw Deputies Bugarin and
 14 Tuttle searching S01 Muhdi, who was handcuffed on the ground.
 15
 16 After S01 Muhdi was positively identified by Deputy Rodriguez, I
 17 collected the items located in his pockets, then left the campus to a
 18 patrol car parked at the corner of Park Avenue and Bird Avenue, where
 19 the S01 Muhdi had been taken. I turned over all the items I
 20 collected to a San Jose Police Officer.
 21
 22 P.L.E.O.s
 23
 24 Deputy Bugarin #2088 Original Report
 25 Deputy Rangel #2007 Supplemental Report

"V" = VICTIM "R" = REPORTING PARTY "W" = WITNESS "O" = OTHER

W01	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE		INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		DL NUMBER _____		STATE _____
BUSINESS NAME/SCHOOL NAME AND ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		SSN _____		
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT								

W02	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE		INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		DL NUMBER _____		STATE _____
BUSINESS NAME/SCHOOL NAME AND ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		SSN _____		
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT								

W03	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE		INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		DL NUMBER _____		STATE _____
BUSINESS NAME/SCHOOL NAME AND ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		SSN _____		
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT								

W04	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE		INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		DL NUMBER _____		STATE _____
BUSINESS NAME/SCHOOL NAME AND ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		SSN _____		
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT								

W05	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE		INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		DL NUMBER _____		STATE _____
BUSINESS NAME/SCHOOL NAME AND ADDRESS _____		CITY/STATE _____	ZIP _____	PHONE _____		SSN _____		
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT								

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL Office of the Sheriff Santa Clara County ADDITIONAL PARTIES	CASE NO. 11-281-0128B
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"V" = VICTIM "R" = REPORTING PARTY "W" = WITNESS "O" = OTHER

W06	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT	
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE			INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____						
ADDRESS			CITY/STATE		ZIP	PHONE		DL NUMBER	STATE
BUSINESS NAME/SCHOOL NAME AND ADDRESS			CITY/STATE		ZIP	PHONE		SSN	
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT									

W07	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA	RACE	M F	DOB	AGE	HT	WT	
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE			INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____						
ADDRESS			CITY/STATE		ZIP	PHONE		DL NUMBER	STATE
BUSINESS NAME/SCHOOL NAME AND ADDRESS			CITY/STATE		ZIP	PHONE		SSN	
VICTIM INFORMATION: <input type="checkbox"/> NON DISCLOSURE (WHERE APPLICABLE) <input type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT									

OFFICER'S NAME Scott, Kyle	ID NUMBER 2127	DATE 10/08/11 1422	SHIFT/DAYS OFF A TWTF	SUPERVISORS REVIEW Sandoval, Gabriel P.	ID NUMBER 1562	DATE 10/08/11 1715	PAGE 2	OF 5
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1 INVESTIGATION:

2

3 On 10/8/11 at approximately 1100 hours, Deputy Oberlander and I

4 responded to assist Deputy Rodriguez, who announced over the radio to

5 County Communications that he fired two rounds at an unknown suspect

6 while on a car stop involving a suspicious vehicle.

7

8 Deputy Oberlander and I arrived on scene and met Deputy Rodriguez and

9 Sgt. Owens who informed us they wanted us to hold a perimeter

10 location on Dupont Street next to Mcevoy Street in San Jose.

11

12 We held our perimeter position until we were advised over the radio

13 that the suspect had been caught and arrested.

14

15 After the suspect's apprehension and arrest, we were advised to meet

16 with Sgt. Hernandez at the intersection of Park Avenue and Montgomery

17 Street. Sgt. Hernandez advised us he needed assistance identifying

18 possible witnesses to the shooting.

19

20 Deputy Oberlander and I went to the condominium complex located at

21 _____, in San Jose, which was located on the northwest

22 corner of the intersection from where the shooting took place. We

23 contacted several residents of the complex and asked if anyone had

24 heard or seen anything. The following is a list of the residences we

25 checked, followed by the result. Field Interview cards were filled

26 out, and submitted into the Field Interview cards tray at the South

27 County Sub Station. I left a note on the Field Interview cards

28 advising that the cards be submitted to the SJPD. (All residential

29 numbers are the addresses on _____).

30

LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
--	--

- 1 - Witness
- 2 - No witness
- 3 - No Answer
- 4 - Witness
- 5 - No answer
- 6 - No answer
- 7 - No answer
- 8 - No witness
- 9 - No answer
- 10 - Witness
- 11 - No answer
- 12 - Witness
- 13 - No answer
- 14 - No answer
- 15 - No witness
- 16 - No witness
- 17 - No answer
- 18 - No witness
- 19 - No witness

21 All witnesses advised us they did not actually see anything, they just
 22 heard the gunshots. Witness infomration is also available on the
 23 "Party" page of this supplemenatal report.

24
 25 After attempting to contact the residents at the condominium complex,
 26 Deputy Oberlander and I drove back to the intersection of Park Avenue
 27 and Montgomery Street. Sgt. Hernandez asked me if I could transport
 28 Deputy Rodriguez¿ patrol car (#06732) to the San Jose Police
 29 Department¿s (SJPD) parking lot, so SJPD detectives could photograph
 30 and collect any items of evidence from the vehicle.

LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
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1

2 I followed SJPD Officer Robbins #4052, to the SJPD parking lot, where

3 I left Sheriff's Office patrol vehicle #06732, for the SJPD

4 Detectives' investigation.

5

6 After leaving the patrol vehicle at the SJPD parking lot, Deputy

7 Oberlander and I arrived back at the intersection of Park Avenue and

8 Montgomery Street. Sgt. Sandoval advised us we were able to clear the

9 scene at that time.

10

11 For additional details, refer to Deputy Bugarin's Original report.

12

13 End of report.

14

15 P.L.E.O.'s

16

17 Deputy Scott #2127	-	Supplemental report
18 Deputy Bugarin #2088	-	Original report
19 Deputy Oberlander #1649	-	Assist-no report
20 Deputy Rodriguez #1655	-	Assist-no report
21 Sgt. Hernandez ##1655	-	Assist-no report
22 Sgt. Sandoval #1562	-	Assist-no report
23 SJPD Officer Robins #4052	-	Assist

1 **INVESTIGATION:**

2

3 On 10/8/11 at 1100 hours, County Communications advised over Control 2

4 that central units were on a suspicious vehicle call and shots had

5 been fired at Park Avenue and Sunol Street. I responded from the Los

6 Gatos Mountains.

7

8 I arrived at Park Avenue and Montgomery Street at 1117 hours. I was

9 positioned to the north side of the San Jose Fire training facility

10 located at 255 S. Montgomery near the ivy embankment where the

11 suspect was last seen running into. There was heavy tree coverage

12 that prohibited me from seeing the top of the embankment.

13

14 Sgt. Owens 1695, Sgt. Sandoval 1562, Deputy Jones 2089, Officer

15 Jenkins (SJPD) and I organized a contact/arrest team at Park

16 Avenue/Montgomery Street. San Jose PD called out several times over

17 a loud speaker for the suspect to surrender, which he did not.

18

19 Approximately 10-15 minutes later, I heard loud screaming coming from

20 the top of the ivy embankment. I could not understand what was being

21 said. I could not see any movement through the trees. Moments

22 later, I heard over the radio the suspect was in custody. I left the

23 scene at 1245 hours.

24

25

26 **PLEO:**

27

28 Deputy Leonard 1875 Supplemental report

1 INVESTIGATION:

2

3 On 10/08/11 at approximately 1100 hours, I heard Deputy Rodriguez
 4 advise County Communications of a suspicious vehicle on Park Ave. at
 5 Sunol St. in San Jose. County Communications advised Deputy Rodriguez
 6 that the suspicious vehicle was stolen. I heard Deputy Rodriguez say,
 7 ¿2 shots fired < but I¿m okay.¿

8

9 I immediately started driving to Park Ave. at Sunol St. from Masten
 10 Ave. and Hwy 101 in Gilroy. I arrived in the area of Montgomery St.
 11 at Park Ave. at 1125 hours. Deputy Jordahl, Deputy Rangel, Deputy
 12 Tuttle, Deputy Evangelho, Deputy Bugarin and several San Jose
 13 Officers were on scene in front of the San Jose Fire Academy ¿ 255 S.
 14 Montgomery St.

15

16 Deputy Rangel advised me that the suspect was last seen in the ivy
 17 near the Fire Academy buildings. The suspect was described as a white
 18 male adult, approximately 5¿7¿ and wearing a blue and white striped
 19 shirt.

20

21 I assisted in searching for the suspect with Deputy Rangel, Deputy
 22 Navarro and three San Jose Officers. While searching the Northwest
 23 area of the yard, I heard someone say, ¿10-96¿ from the shed south of
 24 me (to my left). I quickly walked around the shed and observed Deputy
 25 Bugarin, Deputy Tuttle and Deputy Evangelho attempting to handcuff
 26 the suspect.

27

28 The suspect was lying face down on the ground and was not complying
 29 with the Deputies orders. I heard ¿Stop resisting¿ approximately 3
 30 times. Deputy Tuttle was to the suspect¿s right side and was

1 attempting to gain control of the suspect's right hand. I observed
 2 Deputy Bugarin's knee and shin across the suspect's shoulders in
 3 attempt to gain control of the suspect's shoulders. Deputy Evangelho
 4 attempted to gain control of the suspect's left arm.

5
 6 The suspect continued to resist. I observed the suspect's left arm
 7 sliding downward and his left hand curved towards his waistband. I
 8 assisted Deputy Evangelho with bringing the suspect's left arm upward
 9 and towards his back so he could be handcuffed. The suspect was
 10 sweating profusely and his arm was very slippery.

11
 12 Once the suspect was handcuffed, I continued to search the rest of the
 13 yard (a protective sweep) with Deputy Evangelho and two San Jose
 14 officers for any further suspect.

15
 16 PLEO:

- 17
 18 Deputy Redman #1702 ; Supplemental Report
 19 Deputy Evangelho # 2073 ; Assist, Supplemental Report
 20 Deputy Rangel #2007 ; Assist, Supplemental Report
 21 Deputy Tuttle #1945 - Assist, Supplemental Report
 22 Deputy Bugarin #2088 ; Assist, Supplemental Report
 23 Deputy Rodriguez #2026 ; Involved, Supplemental Report

REPORT TYPE 10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F] Possession of Stolen Property <> 148(a)(1) PC [M]	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. 11-281-0128B
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training Center	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) State of California
---	--

1 INVESTIGATION:

2

3 On 10/08/2011 at approximately 1100 hours, I heard Deputy D. Rodriguez
4 on the radio saying he found a suspicious vehicle in the area of Park
5 Ave and Sunol St in San Jose. Deputy Rodriguez asked for a fill unit
6 over the radio in a very anxious voice. I started driving towards
7 Deputy Rodriguez's position when he broadcasted over the radio,
8 "Shots Fired, Shots Fired!" I activated my emergency lights and
9 sirens and responded "Code 3" to Deputy Rodriguez's position.

10

11 While en route, Deputy Rodriguez advised over the radio the suspect
12 was a White male adult wearing a striped shirt and blue jeans.
13 Deputy Rodriguez said the suspect ran south on Mc Evoy St into the
14 United Rentals storage yard.

15

16 Upon my arrival, Deputy Rodriguez, Deputy Reed, Deputy Bugarin, Deputy
17 Rangel and I searched the exterior of the United Rentals storage yard
18 looking for a way in the yard when County Communications advised us
19 that the suspect was seen in the area of S. Montgomery St. and Park
20 Ave. hiding in the ivy hillside.

21

22 When I arrived near the area of Park Ave. and Montgomery St. I took up
23 a position on the westbound side of Park Ave west of Montgomery St
24 directly north of the San Jose Fire Department Training Facility
25 located at 255 S. Montgomery St.

26

27 I remained in that location and was accompanied by Deputy R. Leonard.
28 Sergeant's D. Owens and G. Sandoval joined us and told us we would be
29 the arrest team if the suspect is in the ivy and decides to give up
30 when San Jose Police gives an advisement over their Public Address

OFFICER'S NAME J. Jones	ID NUMBER 2089	DATE 10/08/11 1305	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Sandoval, Gabriel P.	ID NUMBER 1562	DATE 10/08/11 1705	PAGE 1	OF 2
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REPORT TYPE
10851(a) VC [F] Theft of a Vehicle <> 496(a) PC [F]
Possession of Stolen Property <> 148(a)(1) PC [M]

SUPPLEMENTAL

Office of the Sheriff
Santa Clara County
NARRATIVE FORM

CASE
NO.

11-281-0128B

LOCATION OF ORIGINAL EVENT (IF KNOWN)

255 S Montgomery Street / San Jose / 95110 / San Jose Fire Training
Center

VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS))

State of California

1 system.

2

3 A team was assembled of San Jose Police Officers and Sheriff's Office
4 Deputies to search the San Jose Fire Department's Training Facility.
5 The team searched the facility and located the suspect and arrested
6 him. I heard commands being given by the Officers and Deputies. I
7 could not hear anything specific and could not see what happened.

8

9 Please refer to Deputy Bugarin's original report for the specifics of
10 what happened during the arrest of the suspect.

11

12 P.L.E.O.'S:

13

14 Deputy J. Jones #2089's Supplemental Report

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
J. Jones	2089	10/08/11 1305	II SMT	Sandoval, Gabriel P.	1562	10/08/11 1705	2	2