

Office of the Sheriff, Santa Clara County

55 W. Younger Avenue, San Jose, CA 95110

- INJURY
- BOOKING
- CITE RELEASE

CASE NO.

15-239-0032J

INCIDENT REPORT

BEAT J1

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

REPORT TYPE [O] Unattended Death

OCURRED	DATE	TIME	DAY
ON OR FROM	8/27/15	0:12	Thu
TO	8/27/15	0:35	Thu
REPORTED	8/27/15	0:15	Thu

LOCATION OF INCIDENT 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39

CASE

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

ASSIGNED

V01

LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)

STATE OF CA.

RACE M F DOB AGE HT WT

NOT ASSIG

Tyree Michael James

INTERPRETER NEEDED:  SPANISH  VIETNAMESE  OTHER

RECORDS ROUTING

VICTIM ADVISED:  SEXUAL ASSAULT  VICWIT ASSIST.  DOMESTIC VIOLENCE

ABC

ADDRESS CITY/STATE ZIP PHONE DL NUMBER STATE

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

LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)

RACE M F DOB AGE HT WT

DET. DIV.

VICTIM ADVISED:  SEXUAL ASSAULT  VICWIT ASSIST.  DOMESTIC VIOLENCE

INTERPRETER NEEDED:  SPANISH  VIETNAMESE  OTHER

POSTAL

ADDRESS CITY/STATE ZIP PHONE DL NUMBER STATE

TRAFFIC

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

TRANSIT

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

OTHER

VICTIM VEHICLE YEAR MAKE MODEL BODY TYPE COLOR LICENSE/VIN STATE

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

JCR

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

Synopsis: V01 was an inmate at the Main Jail. V01 was in a single occupant cell when he was discovered un-responsive. Life saving measure was given, but V01 did not survive. V01 was released to the Coroner's Office at the conclusion of the investigation.

ELDER

CHILD

148/243

Where Occurred

Property Attacked

Method of Entry

Suspect Actions

- Apartment/Condo
- Assembly Plant
- Bar or Lounge
- Bank/Finance Co.
- Bus/Rail Stop
- Bus/Rail Vehicle
- Construction Site
- Convenience Store
- Driveway
- Dr.'s/Dentist Office
- Farm/Ranch
- Field/Pasture
- Garage
- Gas Station
- Grocery/Market

- Hospital
- Hotel/Motel
- Jewelry Store
- Liquor Store
- Parking Lot
- Other Retail
- Park (All Types)
- Public Building
- Residence
- Restaurant (All)
- Rural/Mount Area
- School
- Sidewalk
- Shopping Center
- Street/Highway

- Agriculture/Crops
- Alcohol/Beer/Wine
- Auto Parts/Access
- Bicycle
- Bldg Materials
- Cameras/Video Equip
- Clothing
- Computer/Elec Equip
- Checks (All Types)
- Credit Card
- Curr/Money/Coins
- Farm/Ranch Equip
- Firearm(s)
- Furniture
- Household Appliance

- Jewelry/Metals
- Livestock
- Not Applicable
- Narcotics/Drugs
- Other Property
- Phone(s)
- Power Tools
- Purse/Wallet
- Radio/Stereo Equip
- Sporting Goods
- Television
- Tools
- Tractor/Hvy Equi
- Transit Equip/Facil
- Vehicle or Boat

- Attempt Only
- Body Force
- Broke Glass
- Cut Lock/Screen
- Key/Pass Key
- Lock Punch
- Pried
- Removed
- Point of Entry
- On Premise
- Door
- Garage Door
- Sliding Door
- Roof
- Window

- Approach From Front
- Approach From Rear
- Demand Money
- Force Victim to Move
- Fought With Victim
- Injury Inflicted
- Knew Location Cash
- Multiple Suspects
- Molested Victim
- Masturbated
- Made Threats
- Pt Prop in Bag
- Ransacked

- Suspect Armed
- Searched
- Selective Theft
- Sex Act
- Shot/Stabbed Vic
- Struck Victim
- Took Firearm
- Took Money/Coins
- Took Stereo/TV
- Used Trick/Ruse
- Used Demand Note
- Unknown
- Vandalized/Tagged

MO Continued in Narrative

OTHER MO INFORMATION

DIAGRAM

ASSOCIATED CASE NUMBERS:

OTHER ROUTING:

CCTV

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Harrington, Sh	1744	08/27/15 1959	D SMT	Rivera, Elbert	1789	08/28/15 1747	1	8

REPORT TYPE [O] Unattended Death	<input type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHEMNT:								
2								
3 - A list of all the inmates housed in 6-B during the time of this								
4 incident .								
5								
6 INVESTIGATION:								
7								
8 08/27/15, I was working as a Sheriff's Sergeant Detective assigned to								
9 the Jail Crimes Unit at the Elmwood Correctional Facility, in								
10 Milpitas. At approximately 0015 hours, I was notified via telephone								
11 by Sheriff's Correctional Sergeant Aguillar #2409 regarding a								
12 possible death in-custody at the Main Jail North, floor 6, unit 6-B.								
13 At approximately 0035 hours, Correctional Sergeant Aguillar contacted								
14 me via telephone, while I was responding and advised me that V01								
15 Tyree, Michael was pronounced dead.								
16								
17 At approximately 0041 hours, I contacted Lieutenant Rivera #1789 and								
18 notified him of the death in-custody at the Main Jail.								
19								
20 At approximately 0050 hours, Captain Rodriquez #1659 contacted me via								
21 telephone and notified me that homicide detectives and CSI were								
22 activated for this incident (I'm currently a member of CSI and part								
23 of the activation).								
24								
25 At approximately 0100 hours, I arrived on scene and met with								
26 Correctional Sergeant Brackett #10772 who was standing by the								
27 entrance into unit 6-B. Correctional Sergeant Brackett provided me								
28 with the details of this incident and the location of V01 Tyree.								
29 Correctional Lieutenant Meyers #10194 provided me with the Welfare								
30 Log and Post Log books for 6-B. I later gave the log books to								
OFFICER'S NAME <b>Harrington, Shawn</b>	ID NUMBER <b>1744</b>	DATE <b>08/27/15 1959</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>08/28/15 1747</b>	PAGE <b>2</b>	OF <b>8</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 Detective Weeks #1994 who made photocopies and provided them to			
2 Sergeant Brackett. Detective Weeks booked the log books into evidence			
3 at the Sheriff's Office Evidence Room at Headquarters. See Detective			
4 Weeks supplemental report for complete details.			
5			
6 The following is a timeline of the events that occurred leading up to			
7 V01 Tyree pronounced dead:			
8			
9 08-27-15, at approximately 0012 hours, the initial announcement that			
10 V01 Tyree was un-responsive. Correctional Deputy Lubrin #10772			
11 started CPR and medical staff arrived shortly after to perform life			
12 saving measure of V01 Tyree.			
13			
14 08-27-15, at approximately 0023 hours, EMS #17 arrived on scene.			
15			
16 08-27-15, at approximately 0027 hours, County Fire Rig #7 arrived on			
17 scene.			
18			
19 08-27-15, at approximately 0035 hours, Paramedic			
20 pronounced V01 Tyree dead.			
21			
22 INVESTIGATION CONTINUED:			
23			
24 Correctional Deputy Rodriquez #10837 was in charge of the crime scene			
25 log and documented all personnel going in and out of the scene.			
26 Correctional Deputy Rodriquez also assisted in the lifesaving measure			
27 of V01 Tyree and other details surrounding this incident. Refer to			
28 Correctional Deputy Rodriquez's supplemental report regarding this			
29 incident.			
30			
OFFICER'S NAME <b>Harrington, Shawn</b>	ID NUMBER <b>1744</b>	DATE <b>08/27/15 1959</b>	SHIFT/DAYS OFF <b>D SMT</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>08/28/15 1747</b>	PAGE OF <b>3 8</b>



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1									
2 <b>INVESTIGATION CONTINUED:</b>									
3									
4 <b>Correctional Deputy Lubrin was the dorm officer when this incident</b>									
5 <b>occurred and he provided me with the details surrounding this</b>									
6 <b>incident.</b>									
7									
8 <b>On 08-27-15, at approximately 1930 hours, V01 Tyree was given his</b>									
9 <b>medication from Nurse . V01 Tyree didn't take his medication</b>									
10 <b>and attempted to hide it. The protocol is that all inmates must take</b>									
11 <b>their medication in front of the nurse. Nurse advised</b>									
12 <b>Correctional Deputy Lubrin that V01 Tyree refused to take his</b>									
13 <b>medication in front of her. Correctional Deputy Lubrin made contact</b>									
14 <b>with V01 Tyree regarding this issue and he agreed to take his</b>									
15 <b>medication. After taking his medication, V01 Tyree returned to his</b>									
16 <b>cell.</b>									
17									
18 <b>At approximately 2315 hours, Correctional Deputies Lubrin, Farris</b>									
19 <b>#10833, and Rodriquez entered V01 Tyree's cell to inspect for excess</b>									
20 <b>clothing that he may have as part of their routine after clothing</b>									
21 <b>exchange. As they enter the cell, V01 Tyree told them to get out of</b>									
22 <b>his cell and refused to move from his bunk so they could inspect.</b>									
23 <b>Correctional Deputy Lubrin again asked V01 Tyree to move and he got</b>									
24 <b>up and sat on the metal chair inside the cell without any force. V01</b>									
25 <b>Tyree started to yell at them as they were completing their search.</b>									
26 <b>V01 Tyree called Correctional Deputy Lubrin "the devil" while they</b>									
27 <b>were searching. The deputies completed their search and exited V01</b>									
28 <b>Tyree's cell without incident.</b>									
29									
30 <b>At approximately 0010 hours, Correctional Deputy Lubrin was completing</b>									
OFFICER'S NAME <b>Harrington, Shawn</b>		ID NUMBER <b>1744</b>	DATE <b>08/27/15 1959</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>08/28/15 1747</b>	PAGE <b>5</b>	OF <b>8</b>

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1 his welfare check of the dorm and as he passed V01 Tyree's cell he								
2 noticed him on the floor on his left side facing the toilet. V01								
3 Tyree had what appeared to be food covering his face and he was								
4 naked. Correctional Deputy Lubrin completed his welfare check of the								
5 dorm and returned to V01 Tyree's cell to investigate why he was on								
6 the floor.								
7								
8 Correctional Deputy Lubrin knocked on the door to V01 Tyree's cell to								
9 see if he would move, but he did not, so he opened the cell door.								
10 Correctional Deputy Lubrin attempted to shake V01 Tyree's shoulders,								
11 but he was un-responsive. At approximately 0012 hours, Correctional								
12 Deputy Lubrin notified control of this incident via his department								
13 issued radio. He then pulled V01 Tyree out of his cell and performed								
14 CPR. As he was administering chest compressions, vomit was coming out								
15 of V01 Tyree's mouth. Additional deputies arrived to assist until								
16 Nurse arrived shortly afterward and performed								
17 life saving measures on V01 Tyree. Refer to Correctional Deputies								
18 Lubrin, Farris, and Rodriquez supplemental reports for additional								
19 details regarding this incident.								
20								
21 At approximately 0138 hours, Sergeant Davis #1799, from County Counsel								
22 arrived on scene and was briefed regarding this incident.								
23								
24 At approximately 0205 hours, Sergeant Brown #1688, from Homicide and								
25 Detective Carroll #2022, from CSI arrived on scene and were briefed								
26 regarding this incident.								
27								
28 At approximately 0220 hours, I contacted the Coroner's Office and								
29 advised them of the incident.								
30								
OFFICER'S NAME <b>Harrington, Shawn</b>	ID NUMBER <b>1744</b>	DATE <b>08/27/15 1959</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>08/28/15 1747</b>	PAGE <b>6</b>	OF <b>8</b>

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1 At approximately 0230 hours, Correctional Sergeant Bice #10573 and									
2 Correctional Sergeant Taylor #10095, from Internal Affairs arrived on									
3 scene and were briefed regarding this incident.									
4									
5 At approximately 0242 hours, Sergeant Carrasco #1643, from Homicide									
6 arrived on scene and was briefed regarding this issue.									
7									
8 At approximately 0312 hours, Detective Carrol and I entered the dorm									
9 to complete our investigation of the crime scene. See Detective									
10 Carroll's and my supplemental reports regarding the crime scene									
11 investigation.									
12									
13 At approximately 0430 hours, Chris Garcia, from the Coroner's									
14 Investigation Unit and Medical Examiner Doctor O'Hara arrived on									
15 scene and were briefed regarding this incident.									
16									
17 At approximately 0451 hours, _____ and _____, from the									
18 Coroner body removal team arrived on scene.									
19									
20 At approximately 0511 hours, the Coroner Investigator completed his									
21 investigation and V01 Tyree was removed from the crime scene. The									
22 Coroner case number is 15-02948.									
23									
24 At approximately 0530 hours, we released the crime scene and ended our									
25 duties for the day.									
26									
27 P.L.E.O.'S:									
28									
29 Sergeant Harrington #1744 - Original Report									
30 Sergeant Brown #1688 - Supplemental Report									
OFFICER'S NAME <b>Harrington, Shawn</b>		ID NUMBER <b>1744</b>	DATE <b>08/27/15 1959</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>08/28/15 1747</b>	PAGE <b>7</b>	OF <b>8</b>





REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County ADDITIONAL PARTIES		CASE NO. <b>15-239-0032J</b>
"V" = VICTIM		"R" = REPORTING PARTY		"W" = WITNESS
007	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 <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>1</b>	OF <b>23</b>
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1 ATTACHMENTS:								
2								
3 1.CD Copy of Control Photographs/Search Warrant Photographs/001								
4 Lubrin Photographs/Audio Recordings								
5								
6 2.Consent to Search Form								
7								
8 3.Property Receipt								
9								
10 4.Scene Sketch								
11								
12 SUPPLEMENTAL INVESTIGATION:								
13								
14 I am a Crime Scene Investigation Detective. On 8/27/2015 I was								
15 'on-call' with CSI Detective Harrington #1744. At approximately 0106								
16 hours, I received a phone call from Capt. Rodriguez #1659 notifying								
17 me of a CSI call out at Santa Clara County's Main Jail. Capt.								
18 Rodriguez advised me the call out was in regards to an inmate who had								
19 died in custody.								
20								
21 At approximately 0140 hours, I arrived at Sheriff's Office								
22 Headquarters. I drove the Sheriff's Office CSI Van to the Main Jail								
23 where I arrived at the sixth floor of the Jail at approximately 0209								
24 hours.								
25								
26 Santa Clara County Sheriff's Office Sgt. Davis #1799, Detective Sgt.								
27 Brown #1688, Detective Sgt. Carrasco #1643, Sgt. Bice #10573, Sgt.								
28 Taylor #10095, Detective Sgt. Harrington and Correctional Deputy								
29 Lubrin #10772 (001 Lubrin) arrived on scene. At approximately 0240								
30 hours, 001 Lubrin provided all personnel with an incident briefing:								
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>2</b>	OF <b>23</b>

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1								
2 OTHER 01 LUBRIN'S INCIDENT BRIEFING:								
3								
4 The most recent pill call for dorm 6B was on 8/26/2015 at 1930 hours.								
5 During this pill call, V01 Tyree was trying to "cheek" his pills. To								
6 "cheek" your pills is when an inmate holds their pills in their								
7 cheeks instead of swallowing them. Also during this pill call, V01								
8 Tyree was calling the pill nurse a "liar" and "satan." V01 Tyree is								
9 known to be confrontational with nurses at the jail.								
10								
11 At approximately 2315 hours, O01 Lubrin was working in Main Jail Dorm								
12 #6B. O01 Lubrin was conducting welfare checks of the dorm's cells.								
13 O01 Lubrin walked by cell #39 and saw the cell's occupant, V01 Tyree,								
14 lying on the cell's bunk. On 8/27/2015 at approximately 0015 hours,								
15 O01 Lubrin conducted another cell check, when he passed by V01								
16 Tyree's cell, he noticed vomit and feces were strewn about the cell,								
17 and V01 Tyree was lying on the cell's floor. O01 Lubrin hit the cell								
18 door to see if V01 Tyree would wake up. V01 Tyree was non-responsive.								
19 Correctional Deputy Rodriguez #10837 arrived to cell #39 and stood by								
20 as O01 Lubrin opened the cell's door.								
21								
22 V01 Tyree was lying on his side facing the cell's toilet. O01 Lubrin								
23 physically shook V01 Tyree, who was unresponsive. V01 Tyree had a								
24 "blank" look on his face, his face was covered in food and vomit.								
25								
26 O01 Lubrin pulled V01 Tyree out of his cell to allow for more room to								
27 treat V01 Tyree. O01 Lubrin began performing chest compressions on								
28 V01 Tyree. O01 Lubrin requested medical assistance over his radio. At								
29 approximately 0027 hours, EMS Rig #17 and Fire Engine #7 arrived on								
30 scene. At approximately 0035 hours, Medic pronounced								
OFFICER'S NAME Carroll, David	ID NUMBER 2022	DATE 08/27/15 802	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1518	PAGE 3	OF 23



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1 entrance to dorm 6B, the inside of the dorm, V01 Tyree's covered								
2 body, the lying medical equipment around his body, and the inside of								
3 his cell.								
4								
5 At approximately 0330 hours, with the same digital camera I began								
6 taking digital photographs of the scene. The following is a								
7 description of these photographs:								
8								
9 DESCRIPTION OF SCENE PHOTOGRAPHS:								
10								
11 1.DSC_7516-DSC_7517: Hallway leading from Main Jail elevators into								
12 dorm 6B.								
13								
14 2.DSC_7518: Door leading from hallway into Dorm 6B, Deputy Rodriguez								
15 is seated next to the dorm's entrance, taking the crime scene log.								
16								
17 3.DSC_7519-DSC_7525: Entrance to Dorm 6B and main floor of dorm 6B								
18 .								
19 4.DSC_7526-DSC_7533: Overall photographs of dorm 6B, taken from the								
20 middle of the dorm's common area floor.								
21								
22 5.DSC_7534-DSC_7539: Overall photographs of area of dorm floor								
23 outside of cell #39, showing yellow sheet covering V01 Tyree's body,								
24 medical cart, and medical equipment and packing lying on dorm's floor								
25 surrounding V01 Tyree's body.								
26								
27 6.DSC_7540: Close up photograph of opened AED device lying on floor								
28 next to medical equipment cart and near V01 Tyree's head.								
29								
30 7.DSC_7541-DSC_7544: Overall photographs of area in front of cell #39								
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>5</b>	OF <b>23</b>

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1	showing yellow blanket covering V01 Tyree's body, and medical							
2	equipment and packaging on floor around V01 Tyree's body.							
3								
4	8.DSC_7545: Identifying numeration on top of door to V01 Tyree's cell							
5	showing "6B39" meaning cell #39 in dorm 6B.							
6								
7	9.DSC_7546-DSC_7549: Overall photographs of area in front of cell #39							
8	showing medical equipment and second AED device lying adjacent to							
9	cell door #37.							
10								
11	10.DSC_7550: Second AED device lying adjacent to cell door #37							
12								
13	11.DSC_7551: Close up photograph of medical equipment lying on dorm							
14	floor. V01 Tyree's left foot and left hand are seen protruding from							
15	beneath the yellow blanket.							
16								
17	12.DSC_7552-DSC_7553: Close up photographs of vomit lying on floor							
18	near the threshold of cell #39's door.							
19								
20	13.DSC_7554: Close up photograph of V01 Tyree's left toes protruding							
21	from beneath yellow blanket.							
22								
23	14.DSC_7555: Close up photograph of V01 Tyree's left fingers							
24	protruding from beneath yellow blanket.							
25								
26	15.DSC-7556-DSC_7558: Close up photographs of head area of V01							
27	Tyree's body, and AED device found lying near V01 Tyree's head.							
28								
29	16.DSC_7559: View of dorm 6B's officer station as seen from outside							
30	of cell #39.							
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1								
2	17.DSC_7560-DSC_7561: Overall photographs of V01 Tyree's body covered							
3	by yellow blanket.							
4								
5	18.DSC_7562: AED device found lying near cell door #37.							
6								
7	19.DSC_7563-DSC_7565: Close up and overall photographs of cell door							
8	#39 and area in front of cell #39.							
9								
10	20.DSC_7566-DSC_7571: Overall photographs of vomit on floor of area							
11	in front of cell #39 and floor of cell #39.							
12								
13	21.DSC_7572: "6B39" numeration written on top of inside of cell #39's							
14	door frame.							
15								
16	22.DSC_7573-DSC_7579: Overall photographs of inside of cell #39							
17	including the ceiling, walls and floor showing feces and vomit on							
18	cell floor and walls.							
19								
20	23.DSC_7580: Close up photograph of brown in color inmate shirt and							
21	orange in color inmate sandals.							
22								
23	24.DSC_7581-DSC_7583: Front portion of cell.							
24								
25	25.DSC_7584-DSC_7589: Area of cell beneath cell's table, beneath							
26	cell's bunk showing left over tray of jail food, book that is smeared							
27	with feces, top of table showing books, papers and left over food.							
28								
29	26.DSC_7590-DSC_7591: 'Department of Revenue' paper on top of cell's							
30	table.							
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1								
2	27.DSC_7592-DSC_7597: Religious literature, slice of bread, and empty							
3	cup seated on top of cell's table.							
4								
5	28.DSC_7599: Overall photograph of front of inside of cell showing							
6	writing on cell wall.							
7								
8	29.DSC_7600-DSC_7601: Book found on floor at foot of cell's bed,							
9	front of cell showing feces and vomit on cell walls and floor.							
10								
11	30.DSC_7602-DSC_7619: Writings on cell wall reading, "May your music							
12	live on thru true fan" "Thinking of you" "God bless this cell,							
13	forgive for my sin that (indiscernible) & not obey my parents & you							
14	God! Wash away my sins, I take my oath in Jesus his Amen. You got a							
15	hit rock bottom in order for you to reach the top those who don't							
16	forgive those who hurt you or you hurt them. Ill reset time when I							
17	reach my goal & put the world back to the way it was. Family come 2nd							
18	God is1st. E + 1 = (indiscernible)." "Time never stops! 777."							
19								
20	31.DSC_7620: Cell wall.							
21								
22	32.DSC_7621-DSC_7624: Photographs of V01 Tyree's body underneath							
23	yellow blanket.							
24								
25	33.DSC_7625-DSC_7628: Close up photographs of floor just outside of							
26	cell #39 showing red in color jail pants next to cell door in corner.							
27								
28								
29	34.DSC_7629-DSC_7636: Close up photographs of medical trash and							
30	medical devices lying on dorm's floor around V01 Tyree's body.							
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1			
2	35.DSC_7637-DSC_7646: Overall photographs of cell showing not		
3	additional items were found in it after it was thoroughly searched.		
4			
5	36.DSC_7647-DSC_7649: Close up photographs of AED device found near		
6	cell door #37, showing AED device serial number .		
7			
8	37.DSC_7650-DSC_7661: Overall photographs of medical equipment found		
9	near V01 Tyree's body. (Medical device printout in DSC_7661 did not		
10	generate from V01 Tyree's treatment.)		
11			
12	38.DSC_7662-DSC_7665: Close up photographs of AED device found near		
13	V01 Tyree's head showing AED device's serial number is .		
14			
15	SUPPLEMENTAL INVESTIGATION CONTINUED:		
16			
17	Det. Harrington and I took measurements of the interior of cell #39.		
18	The cell measured 72" in width, 12'6" in length, and 96" in height. I		
19	measured the distance from V01 Tyree's left toe to the doorway of		
20	cell #39 to be approximately 34". (See attached sketch for further		
21	details.)		
22			
23	At approximately 1625 hours, Det. Harrington removed a computer chip		
24	from AED device found near cell door #37 and provided it		
25	to me. I collected this item into an evidence bag (Evidence item #1).		
26			
27			
28	At approximately 1630 hours, Det. Harrington removed a computer chip		
29	from AED device found near V01 Tyree's head and provided		
30	it to me. I collected this item into an evidence bag (Evidence item		
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1 #2) .			
2			
3 Also at approximately 1630 hours, Coroner Medical Examiner Dr. O'Hara			
4 and Coroner Investigator Garcia #3 arrived at Dorm 6B. Dr. O'Hara and			
5 Investigator Garcia lifted V01 Tyree's blanket and moved and			
6 manipulated his body. I took the following photographs:			
7			
8 DESCRIPTION OF PHOTOGRAPHS OF VICTIM MICHAEL TYREE'S BODY:			
9			
10 1.DSC_7666-DSC_DSC_7673: Overall photographs of front side of V01			
11 Tyree's body. Apparent blood is visible over V01 Tyree's right eye.			
12			
13 2.DSC_7674-DSC_7675: The back of V01 Tyree's head showing apparent			
14 blood on the back of his head.			
15			
16 3.DSC_7676-DSC_7679: Overall photographs of back of V01 Tyree's body,			
17 including tattoo on upper back that resembles a spider web.			
18			
19 4.DSC_7680-DSC_7681: Apparent blood on the back of V01 Tyree's head			
20 and apparent blood on the dorm's floor beneath where V01 Tyree was			
21 lying before Coroner's office personnel moved his body.			
22			
23 5.DSC_7682-DSC_7685: Back side of V01 Tyree's body.			
24			
25 6.DSC_7686-DSC_7688: Coroner's personnel removing V01 Tyree's body			
26			
27 7.DSC_7689-DSC_DSC_7696: Floor of dorm beneath where V01 Tyree's body			
28 was removed from.			
29			
30 8.DSC_7696: Coroner's Office tag attached to V01 Tyree's foot showing			
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1 Coroner Case #15-02948.								
2								
3 SUPPLEMENTAL INVESTIGATION:								
4								
5 As the Coroner moved V01 Tyree's body, I observed apparent blood from								
6 an apparent laceration of V01 Tyree's right eye. I observed apparent								
7 blood on the back of V01 Tyree's head and apparent blood on the floor								
8 of the dorm beneath where V01 Tyree's head had been positioned. I did								
9 not observe any additional abrasions, bruises, cuts or scratches on								
10 V01 Tyree's body. The back side of V01 Tyree's body was covered in								
11 vomit and feces.								
12								
13 At approximately 0517 hours, Coroner's Office personnel removed V01								
14 Tyree's body from the scene.								
15								
16 At approximately 0536 hours, myself and Det. Harrington concluded our								
17 CSI duties, we released the scene, and left the Main Jail.								
18								
19 At approximately 0545 hours, I secured evidence items #1 and #2 in the								
20 Sheriff's office Headquarters secure CSI room. I also copied my scene								
21 photographs and video to my Sheriff's Office computer which only I								
22 have access to.								
23								
24 At approximately 0739 hours, I re-entered the CSI room, I took control								
25 photographs of Evidence items #1 and #2:								
26								
27 DESCRIPTION OF CONTROL PHOTOGRAPHS:								
28								
29 1.DSC_7697-DSC_7704: Control photographs of evidence item #1; AED								
30 chip removed from AED device .								
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1			
2	2.DSC_7705-DSC_7711: Control photographs of evidence item #2; AED		
3	chip removed from AED device .		
4			
5	SUPPLEMENTAL INVESTIGATION CONTINUED:		
6			
7	At approximately 0830 hours, I packaged each chip into separate		
8	evidence bags, sealed them and booked them into an evidence locker at		
9	Sheriff's Office Headquarters. I also copied my photographs and scene		
10	video onto two CDs. I submitted one CD into an evidence locker at		
11	Sheriff's Office Headquarters and provided the second copy to Sgt.		
12	Carrasco.		
13			
14	On Saturday 8/29/2015 at approximately 0410 hours, I was notified by		
15	Sgt. Carrasco to respond to Sheriff's Office Headquarters to assist		
16	in serving residential search warrants involving three Santa Clara		
17	County Sheriff's Office Correctional Deputies. At approximately 0500		
18	hours, I arrived at Headquarters. At approximately 0704 hours, Sgt.		
19	Carrasco led myself and other Sheriff's Office Enforcement Personnel		
20	on scene in a briefing for the day's events.		
21			
22	Sgt. Carrasco informed us V01 Tyree's autopsy revealed he sustained a		
23	severed spleen and liver resulting from the infliction of blunt force		
24	trauma. Sgt. Carrasco's investigation had lead to the serving of		
25	three residential search warrants on three Correctional Deputies'		
26	residences. Sgt. Carrasco provided me with a signed search warrant		
27	for the search of Sheriff's Correctional 001 Jereh Lubrin's #10772		
28	(001 Lubrin) residence located at .		
29	The search warrant authorized the search of his residence, vehicle,		
30	and person for all Sheriff's Office related work clothing and		
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<p>1 equipment, computers, cellular phones, digital storage devices, and</p> <p>2 any injuries on 001 Lubrin's person.</p> <p>3</p> <p>4 Myself, Detective Sgt. Leon #1685 and Detective Weekes #1994 were</p> <p>5 tasked with serving this search warrant. At approximately 0800 hours,</p> <p>6 we, along with uniformed Deputies Riano #2056 and Lee #2219 arrived</p> <p>7 at . Deputies Riano, Lee and Weekes knocked on</p> <p>8 the residence's front door. Moments later 001 Lubrin's parents opened</p> <p>9 the front door and allowed us inside the residence. I also entered</p> <p>10 the residence and spoke with 001 Lubrin's father. 001 Lubrin's father</p> <p>11 told me 001 Lubrin has not lived at this residence for approximately</p> <p>12 one year, and is now living at with his</p> <p>13 wife and a few other family members.</p> <p>14</p> <p>15 We left the residence and at approximately 0830 hours, we arrived at</p> <p>16 .</p> <p>17</p> <p>18 Other 07 , 001</p> <p>19 Lubrin's wife, was present at the residence along with a few other</p> <p>20 family members, most of whom were older in age. Detective Weekes met</p> <p>21 with 001 Lubrin outdoors on the front steps of the residence. Det.</p> <p>22 Weekes spoke with 001 Lubrin, for further details, see Det. Weekes'</p> <p>23 supplemental report.</p> <p>24</p> <p>25 001 Lubrin allowed us inside his residence. Deputy Stek #2143 arrived</p> <p>26 on scene and maintained scene security outside of the residence. 001</p> <p>27 Lubrin told us his mother had called him shortly before our arrival</p> <p>28 and told him the Sheriff's Office was going to arrest him.</p> <p>29</p> <p>30 Det. Weekes explained to 001 Lubrin what we were looking for. 001</p>								
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1 Lubrin was cooperative and told us where his work clothing, work								
2 items and his personal computer were in the residence.								
3								
4 At approximately 0915 hours, I sat with 001 Lubrin, activated my								
5 Department issued digital recorder, and read 001 Lubrin a Sheriff's								
6 Office consent to search form verbatim which said we were going to								
7 search his residence, and his vehicle. 001 Lubrin identified his								
8 vehicle to me as a green in color Jeep Wrangler that was parked in								
9 the residence's driveway, the vehicle's license plate read .								
10								
11								
12 001 Lubrin wanted to ensure we were not going to take his wife's								
13 computer because she does photography on it. I clarified for 001								
14 Lubrin we were not going to take his wife's computer. 001 Lubrin								
15 said, "No Sir" that he did not have any further questions and signed								
16 the consent to search form in my presence.								
17								
18 I left my digital recorder running throughout my entire time at the								
19 residence to provide audio documentation of this incident. 001 Lubrin								
20 had previously showed myself and Det. Weekes a plastic bag in one of								
21 his residence's bedrooms that was full of various clothing. On top of								
22 the bag of clothes was a black in color t-shirt, which was "Merona"								
23 brand (Evidence item #9), and one pair of black socks (Evidence item								
24 #4), the brand being unknown. I photographed these two items. At								
25 approximately 0935 hours, Detective Weekes placed these two items								
26 into evidence collection bags.								
27								
28 At approximately 0950 hours, Det. Weekes searched through a plastic								
29 bag of clothing that 001 Lubrin had pointed out to us at the front of								
30 the residence's hallway, near the top of the stairs that lead into								
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1 the residence from the entry way.								
2								
3 Det. Weekes searched through the plastic bag and located one Sheriff's								
4 Office Tactical Dress Uniform (TDU) shirt, two Sheriff's Office TDU								
5 pants, one black t-shirt, one uniform belt, one handcuffs case								
6 containing one pair of handcuffs, one rope lanyard, two belt keepers,								
7 one handcuff key, and one pair of black 'OTB' brand boots (Evidence								
8 items #5,6, 10-17.) O01 Lubrin told me he only wears two keepers on								
9 his duty belt. O01 Lubrin told us each of these items were from his								
10 employment at the Sheriff's Office. O01 Lubrin told me he does not								
11 own a Sheriff's Office issued firearm.								
12								
13 I photographed each of these items. Det. Weekes placed each of these								
14 items into evidence collection bags.								
15								
16 Sgt. Leon collected uniforms from O01 Lubrin's vehicle and collected								
17 his computer from inside the residence. For further details, see Sgt.								
18 Leon's supplemental report.								
19								
20 I met alone with O01 Lubrin in one of the residence's bedrooms. I had								
21 O01 Lubrin remove his shirt. O01 Lubrin was wearing shorts. I								
22 photographed O01 Lubrin's arms, legs, face, head, and front and back								
23 of his torso. I did not see any visible injuries on his person. I								
24 asked O01 Lubrin if he currently had any injuries, he said he did								
25 not. O01 Lubrin consented to these photographs.								
26								
27 I asked O01 Lubrin where his phone was. O01 Lubrin went to the								
28 residence's dining room table and retrieved a black in color iPhone.								
29 O01 Lubrin handed me his iPhone. The iPhone displayed the Apple icon								
30 on its screen and a line beneath it. I tried to turn the phone off								
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1 however regardless of what buttons I pushed on it the screen's								
2 display did not change. 001 Lubrin told me that prior to our arrival								
3 at his residence he was trying to "jail break" his phone. 001 Lubrin								
4 explained this as trying to manipulate his phone in such a way that								
5 he would be able to download free "apps" to his phone.								
6								
7 001 Lubrin became upset that I would be seizing his phone and told me								
8 he did not want his phone taken. 001 Lubrin thought we would only be								
9 taking his computers and said he was surprised we would be taking his								
10 phone. 001 Lubrin offered further argument that it was his Dad's								
11 birthday and he needed his phone. (001 Lubrin's father's birthday is								
12 .) 001 Lubrin's demeanor changed to speaking angrily and								
13 arguing with me to not take his phone. I explained to 001 Lubrin that								
14 I had lawful access to his phone and that I would be seizing it as								
15 part of our investigation. I recorded this conversation with my								
16 Department issued digital recorder. 001 Lubrin looked at me with an								
17 angry expression on his face and did not speak any further to me.								
18								
19 Det. Weekes completed a property receipt detailing each item we took								
20 from 001 Lubrin's residence. I provided 001 Lubrin with a copy of								
21 this form.								
22								
23 At approximately 1014 hours, myself and all other Sheriff's Office								
24 personnel cleared the scene. At approximately 1040 hours, I arrived								
25 back at Sheriff's Office Headquarters and secured each evidence item								
26 I had seized from into the secured CSI room.								
27								
28 While on scene at I took several digital photographs,								
29 the following is a description of these photographs:								
30								
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1	<b>DESCRIPTION OF PHOTOGRAPHS TAKEN AT :</b>							
2								
3	<b>1.DSC_0001-DSC_0010: Overall photographs of front of residence and</b>							
4	<b>Jeep Wrangler license plate .</b>							
5								
6	<b>2.DSC_0011-DSC_0015: Overall photographs of front room and dining</b>							
7	<b>room.</b>							
8								
9	<b>3.DSC_0016-DSC_0026: Overall photographs of hallway and</b>							
10	<b>computer/photography bedroom.</b>							
11								
12	<b>4.DSC_0027-DSC_0028: Close up photographs of black shirt and black</b>							
13	<b>socks that were seized from computer/photography bedroom.</b>							
14								
15	<b>5.DSC_0029-DSC_0034: Overall photographs of other bedroom's in</b>							
16	<b>residence.</b>							
17								
18	<b>6.DSC_0035-DSC_0040: Photographs of 001 Lubrin's uniforms, boots and</b>							
19	<b>duty belt accessories that were located in a plastic bag at the front</b>							
20	<b>of the residence's hallway.</b>							
21								
22	<b>7.DSC_0041-DSC_0051: Photographs of 001 Lubrin's person.</b>							
23								
24	<b>SUPPLEMENTAL INVESTIGATION CONTINUED:</b>							
25								
26	<b>At approximately 1058 hours, I placed the iPhone I had seized into a</b>							
27	<b>faraday bag by wrapping it in aluminum foil.</b>							
28								
29	<b>On Monday 8/31/2015 at approximately 1110 hours, I arrived back at the</b>							
30	<b>CSI room and began packaging and taking control photographs of each</b>							
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>17</b>	OF <b>23</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 of my evidence items. The following is a description of these			
2 photographs:			
3			
4 DESCRIPTION OF CONTROL PHOTOGRAPHS OF EVIDENCE SEIZED FROM			
5 :			
6			
7 1.DSC_9393-DSC_9397: Pair of black socks collected from			
8 computer/photography bedroom (Evidence item #4.)			
9			
10 2.DSC_9398-DSC_9402: Sheriff's Office TDU shirt collected from plastic			
11 bag found at front of hallway. Shirt has "LUBRIN" printed over its			
12 right front pocket. Shirt possesses Santa Clara County Sheriff's			
13 Office patches on each shoulder. No noticeable stains on shirt. Brand			
14 of shirt is 5.11 (Evidence item #5.)			
15			
16 3.DSC_9403-DSC_9407: 1 Pair of TDU pants collected from plastic bag			
17 found at front of hallway. Brand 5.11, size 30/30. There were not any			
18 noticeable stains or disturbances to the garment. (Evidence item			
19 #6.)			
20			
21 4.DSC_9408-DSC_9411: 001 Lubrin's paystub from the 7/20/2015-8/2/2015			
22 pay period, found in right pant pocket of item #6. (Evidence item			
23 #7.)			
24			
25 5.DSC_9412-DSC_9415: Apple iPhone seized from dining room table,			
26 wrapped in aluminum foil as a faraday bag. (Evidence item #8.)			
27			
28 6.DSC_9416-DSC_9420: "Merona" brand, medium sized black t-shirt,			
29 collected from computer/photography room. 001 Lubrin said he had worn			
30 this shirt to work. (Evidence item #9.)			
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE OF <b>18 23</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	7.DSC_9421-DSC_9424: Black in color t-shirt, brand unknown, collected							
3	from plastic bag at front of residence's hallway. (Evidence item							
4	#10.)							
5								
6	8.DSC_9425-DSC_9429: Black in color uniform belt, "Boston" brand, size							
7	"32", collected from plastic bag at front of residence's hallway.							
8	(Evidence item #11.)							
9								
10	9.DSC_9430-DSC_9441: One handcuffs case containing one pair of							
11	handcuffs. Handcuffs are silver in color, "Smith and Wesson" brand.							
12	Handcuffs did not have any noticeable defects or blemishes on them.							
13	Collected from plastic bag at front of residence's hallway. (Evidence							
14	item #12.)							
15								
16	10.DSC_9442-DSC_9446: One green and black woven lanyard. One end has a							
17	metal ring in it, the other has a metal clip on it. Collected from							
18	plastic bag at front of residence's hallway. (Evidence item #13.)							
19								
20	11.DSC_9447-DSC_9450: Two black in color belt keepers. Collected from							
21	plastic bag at front of residence's hallway. (Evidence item #14.)							
22								
23	12. DSC_9451-DSC_9454: Black and silver colored handcuff key with belt							
24	ring at one end. Collected from plastic bag at front of residence's							
25	hallway. (Evidence item #15.)							
26								
27	13.DSC_9455-DSC_9472: Black in color boots, brand "OTB", size 10.5.							
28	White bag that boots were found in. Items collected from front of							
29	residence's hallway. (Evidence item #16.)							
30								
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>19</b>	OF <b>23</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 14.DSC\_9473-DSC\_9477: Green in color uniform pants, brand 5.11, size  
2 32/32. No noticeable stains or defect on the pants. Collected from  
3 plastic bag found at front of residence's hallway. (Evidence item  
4 #17.)  
5  
6 SUPPLEMENTAL INVESTIGATION CONTINUED:  
7  
8 At approximately 1630 hours, I concluded sealing each of the above  
9 evidence items into separate evidence bags, sealed and labeled them,  
10 and placed them into an evidence locker at Sheriff's Office  
11 Headquarters.  
12  
13 I copied all recorded statement and photographs from this search  
14 warrant service onto two CDs. I booked one CD into an evidence locker  
15 at Sheriff's Office Headquarters, I provided the second to Sgt.  
16 Carrasco.  
17  
18 PLEO:  
19  
20 Detective Carroll #2022 - Supplemental Report

OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>20</b>	OF <b>23</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

F01	Carroll D Santa Clara County Sheriff's Office	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus: 55 W Younger Avenue	BPh: (408) 808-4500	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
1	E	F01	1	AED Chip	Phillips	Heart Start	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
NONE		Santa Clara County Main Jail, Dorm 6B			0		<input type="checkbox"/>
DESCRIPTION AED chip taken from AED machine. AED machine serial number found next to cell door #37, AED chip's number is . Collected at approximately 0425 hours by Det.							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
2	E	F01	1	AED Chip	Phillips	Heart Start	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
NONE		Santa Clara County Main Jail, Dorm 6B			0		<input type="checkbox"/>
DESCRIPTION AED chip taken from AED machine. AED machine serial number found next to cell door #43, AED chip's number is . Collected at approximately 0430 hours by Det.							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
3	E	F01	1	CD	N/A	N/A	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
N/A		Santa Clara County Main Jail, Dorm 6B			0		<input type="checkbox"/>
DESCRIPTION CD containing digital photographs and video of Santa Clara County Main Jail Dorm 6B, and cell #39.							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carroll, David	2022	08/27/15 802	II FSS	Rodriguez, Daniel	1659	09/03/15 1518	21	23

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
4	E	F01	1	Pair of Socks	None	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0			<input type="checkbox"/>
DESCRIPTION									
One pair of black in color socks, collected from residence's computer/photography bedroom on 8/29/2015 at approximately 0935 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
5	E	F01	1	Sheriff's Office TDU Shirt	5.11	Unknown	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
Unknown						0			<input type="checkbox"/>
DESCRIPTION									
1 green in color Santa Clara County Sheriff's Office TDU shirt, size 'medium', with name "LUBRIN" stitched over front right pocket. Collected from plastic bag found at front of									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
6	E	F01	1	Sheriff's Office TDU Pant	5.11	Unknown	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
Unknown						0			<input type="checkbox"/>
DESCRIPTION									
1 green in color pair of Sheriff's Office TDU uniform pants, size 30/30. Collected from plastic bag found at front of residence's hallway on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
7	E	F01	1	Paystub	N/A	N/A	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
N/A						0			<input type="checkbox"/>
DESCRIPTION									
Deputy Lubrin's paystub from 7/20/2015-8/2/2015 pay period. Found on 8/31/2015 at approximately 1130 hours in right pant pocket of evidence item #6.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
8	E	F01	1	Cellular Phone	Apple	iPhone	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
Unknown						0			<input type="checkbox"/>
DESCRIPTION									
Black in color Apple iPhone located on dining room table. Collected on 8/29/2015 at approximately 1000 hours. *Phone was booked into evidence in aluminum foil faraday bag.*									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
9	E	F01	1	Merona T-Shirt	Merona	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0			<input type="checkbox"/>
DESCRIPTION									
1 black in color, size 'medium' t-shirt collected from residence's computer/photography bedroom. Collected on 8/29/2015 at approximately 0935 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
10	E	F01	1	T-Shirt	None	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307501	<input type="checkbox"/>
DESCRIPTION									
1 black in color t-shirt, brand unknown, collected from plastic bag found at front of residence's hallway, collected on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
11	E	F01	1	Belt	Boston	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307502	<input type="checkbox"/>
DESCRIPTION									
1 black in color uniform belt, size 32, collected from plastic bag found at front of hallway on 8/29/2015 at approximately 0950 hours.									

OFFICER'S NAME Carroll, David	ID NUMBER 2022	DATE 08/27/15 802	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1518	PAGE 22	OF 23
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
12	E	F01	1	Handcuffs Case/Handcuffs	Smith & Wesson	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307503	<input type="checkbox"/>
DESCRIPTION									
1 handcuffs case and 1 pair of handcuffs. Handcuffs are 'Smith & Wesson' brand. Collected from plastic bag at front of residence's hallway on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
13	E	F01	1	Rope Lanyard	None	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307504	<input type="checkbox"/>
DESCRIPTION									
1 black and green woven rope lanyard, collected from plastic bag found near front of residence's hallway on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
14	E	F01	2	Belt Keepers	None	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307505	<input type="checkbox"/>
DESCRIPTION									
Two black in color duty belt keepers with silver colored snaps, collected from plastic bag found near front of residence's hallway on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
15	E	F01	1	Handcuff Key	None	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307506	<input type="checkbox"/>
DESCRIPTION									
One black and silver colored handcuff key, collected from plastic bag found near front of residence's hallway on 8/29/2015 at 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
16	E	F01	1	Boots	OTB	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307507	<input type="checkbox"/>
DESCRIPTION									
One pair of black in color 'OTB' brand boots, size 10.5, and white bag they were found in. Collected near front of residence's hallway on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
17	E	F01	1	Sheriff's Office TDU Pant	5.11	None	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
None						0		307508	<input type="checkbox"/>
DESCRIPTION									
Sheriff's Office green in color 5.11 TDU pant, size 32/32, collected from plastic bag found near front of residence's hallway on 8/29/2015 at approximately 0950 hours.									

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION		
18	E	F01	1	CD	N/A	N/A	<b>BAR CODE</b>  Bar code		
SERIAL NUMBER				LOCATION COLLECTED		VALUE		LOC CODE	PROCESS EVIDENCE
N/A				/55 W Younger Avenue		0		307566	<input type="checkbox"/>
DESCRIPTION									
CD containing digital photographs, recorded statements, control photographs.									

OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>08/27/15 802</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1518</b>	PAGE <b>23</b>	OF <b>23</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff          Santa Clara County          ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

W26	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								

W27	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								

W28	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								

W29	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								

W30	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 <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>1</b>	OF <b>15</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff</b> Santa Clara County <b>ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

W31	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							

W32	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							

W33	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							

W34	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							

W43	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 <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>2</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 INVESTIGATION:

2

3 On 8-27-2015 at approximately 1900 hours I conducted numerous

4 interviews with inmates housed on the 6th floor in Module B about the

5 in custody death that occurred the night before in Cell #39. The

6 victim that died in Cell #39 is Victim #1 Michael Tyree

7

8 The first inmate I spoke to was Witness #26

9 . W26 is assigned to Cell #30 which is

10 located on the south side of the top tier in 6B. Cell #30 is 5 doors

11 down towards the east of Cell #39.

12

13 STATEMENT OF WITNESS #26 :

14

15 W26 is currently assigned to Cell #30. On 8-26-15 at

16 approximately 2100 hours, W26 was in the dayroom doing his

17 clothing exchange and programs. W26 saw V1 Tyree in the dayroom

18 during programming. V1 Tyree did not get any new clothes during

19 clothing exchange because he normally wears the same clothes all the

20 time. W26 did not have any conversations with V1 Tyree during

21 the time they spent out of their cells.

22

23 W26 described V1 Tyree as a type person that would go in to

24 garbage cans to look for something to eat if he was hungry. V1 Tyree

25 would never bother anybody or talk to anyone.

26

27 Later in the evening, the Correctional Officers did a cell search.

28 During the cell search, W26 could hear someone screaming, ¿I¿m

29 sorry I¿m sorry, ow ow.¿ W26 said the screaming was coming from

30 V1 Tyree¿s direction, but could not confirm if it was V1 Tyree. W26

OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>3</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	does not know the exact time but thinks it was around 2300							
2	hours when the incident occurred. W26 felt the screaming							
3	started around 45 minutes after all the inmates were locked down							
4	after programming.							
5								
6	Around 2330 to 0000 hours, W26 started noticing a lot of staff							
7	coming into the dorm, and he knew something was happening, but did							
8	not know what exactly it was.							
9								
10	When asked if he got along with the current floor officer (O01							
11	Correctional Deputy Lubrin #10772), W26 claimed that O01 Lubrin							
12	had a tendency to pick on the weaker inmates. W26 said that							
13	other inmates were stating that O01 Lubrin was picking on inmate							
14	who is in Cell #48. W26 did not know O01 Lubrin's name,							
15	but described his physical features as Asian, bald, medium height,							
16	and young. The other officer involved was described as a white male,							
17	tall and with a buzz cut.							
18								
19	STATEMENT OF WITNESS #27							
20								
21	W27 has been housed in unit 6B for a year and 2 months. W27							
22	is currently assigned to Cell #4. Cell #4 is on the top tier							
23	on the north side of the module. Cell #4 does not have a view to Cell							
24	#39. W27 did not know V1 Tyree personally, but would give							
25	him shots of coffee and food. V1 Tyree was a little off and would wig							
26	out every once in a while.							
27								
28	On 8-26-15 at approximately 2130 the inmates were allowed to come out							
29	for programming. This was unusual since they are normally locked down							
30	on Wednesdays. They were allowed to program until approximately 2220							
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 08/28/15 135	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1505	PAGE 4	OF 15

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 hours. After all the inmates were told to return their cells, O1</p> <p>2 Lubrin advised all the inmates that he was going to tear up the</p> <p>3 houses for extra clothing that is not allowed. O1 Lubrin left the</p> <p>4 module for a little while, but later returned with O2 Farris.</p> <p>5</p> <p>6 O1 Lubrin and O2 Farris came directly up the stairs and started their</p> <p>7 search at Cell #2. W27 threw all of his extra clothing onto</p> <p>8 the floor prior to them entering the cell. O1 Lubrin and O2 Farris</p> <p>9 worked their way around the top tier and got to Cell #48. W27</p> <p>10 could hear the inmate in or near Cell #48 yelling, but could</p> <p>11 not see what was going on inside the cell. W27 claimed that</p> <p>12 earlier in the night during programming that Inmate got into a</p> <p>13 verbal argument with others and was told to return to his cell.</p> <p>14 W27 said has a tendency to mouth off, and that's why</p> <p>15 he gets picked on a lot by the Correctional Officers.</p> <p>16</p> <p>17 O1 Lubrin and O2 Farris continued with the cell searches, and they</p> <p>18 later entered Cell #39. W27 could not see anything, but</p> <p>19 could hear screaming coming from that location. W27 could</p> <p>20 hear some yelling, ¿I¿m sorry I¿m sorry.¿ W27 claimed that</p> <p>21 O2 Farris turned out V1 Tyree's cell light and closed the door. O1</p> <p>22 Lubrin and O2 Farris finished the cell searches and the left for</p> <p>23 about 30 to 45 minutes. O1 Lubrin comes back in and starts his</p> <p>24 welfare checks. When he gets to cell #39 and says W27 hears</p> <p>25 O1 Lubrin asking someone if they were alright. O1 Lubrin walks down a</p> <p>26 couple of doors and begins to ask, if the guy in Cell #39 always</p> <p>27 smells like shit. O1 Lubrin goes back and opens the door and tries to</p> <p>28 wake up V1 Tyree.</p> <p>29</p> <p>30 W27 could only hear the interactions. His view was</p>								
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 08/28/15 135	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1505	PAGE 5	OF 15

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 obstructed, and was relying on other inmates to communicate was			
2 happening.			
3 STATEMENT OF WITNESS # 28			
4			
5 W28 is currently housed in module 6B Cell # 46. Cell 46 is on			
6 the top tier and is on the west side of the module.			
7			
8 W28 stated that normally they do not get to program on			
9 Wednesdays, but for some reason they were allowed to program on			
10 8-26-15 between 2100 to 2215 hours. After programming, all of the			
11 inmates were told to get back in to their cells for the night. After			
12 their cells were locked, O1 Lubrin left the module for 20 to 30			
13 minutes until he came back with O2 Farris. They started to do cell			
14 searches at Cell #2 and work their way around the top tier. They			
15 moved quickly from cell to cell until they got to Cell 48. W28			
16 could hear yelling in his cell at O1 Lubrin and O2			
17 Farris. W28 could also hear what sounded like slapping			
18 noises as if someone was getting hit. W28 could hear			
19 say, ¿I¿m not a bitch. Don¿t bitch slap me.¿ Shortly after, a 3rd			
20 Correctional Deputy comes to Cell #48. He described the 3rd Officer			
21 as a younger Hispanic guy, but did not know his name. They were in			
22 the cell for approximately 7-10 minutes.			
23			
24 Shortly after the Officers left Cell #48, W28 heard yelling			
25 coming from the lower tier. W28 knew it was V1 Tyree because			
26 he has heard him screaming before. W28 described V1 Tyree as			
27 normally quiet, but strange. V1 Tyree will go through the trash cans			
28 looking for food. W28 heard V1 Tyree yelling, ¿Aahhh I¿m			
29 sorry I¿m sorry. Stop. Aahh.¿ After the yelling, it got quiet and the			
30 Officers walked out and O1 Lubrin said, ¿I don¿t wanna hear anymore.			
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 08/28/15 135	SHIFT/DAYS OFF D SMT
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 No more noise from you tonight. The officers completed their								
2 searches.								
3								
4 About an hour later, O1 Lubrin comes back to do his checks. When O1								
5 Lubrin got down to the lower tier, W28 heard O1 Lubrin say,								
6 "Oh you shit yourself." W28 explained that V1 Tyree wasn't								
7 the cleanest guy and had tendencies to defecate in odd places.								
8 Shortly after, the staff and medical personnel came in to the module.								
9								
10								
11 STATEMENT OF WITNESS #29								
12								
13 W29 is currently housed in Module 6B in Cell 18. W29								
14 does not really know V1 Tyree, but described as a quiet guy that								
15 keeps to himself and would go through the trash for food. V1 Tyree								
16 would sometimes start swinging at the air, but usually kept to								
17 himself.								
18								
19 The inmates were allowed to program on 8-26-15 around 2100 to 2215								
20 hours. After programming, W29 was eating his dinner in his								
21 cell when O1 Lubrin and another officer began doing cell checks for								
22 extra clothing. W29 believes the cell shakedown started around								
23 2300 hours. When the officers got to cell 48 they got into an								
24 altercation with the inmate. W29 is not able to see Cell 48								
25 from his cell but could only hear someone saying, "Get off me. Get								
26 off me."								
27								
28 They continued to do their checks and got to cell #39. While the								
29 officers were in cell #39, W29 heard screaming coming from the								
30 cell. W29 can only see a small portion of cell 39, but could								
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 08/28/15 135	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1505	PAGE 7	OF 15

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 not see anything that was happening inside. W29 saw the officers exit</p> <p>2 the cell and as the door was being shut, an officer said, ¿Hopefully</p> <p>3 you will be quiet now.¿</p> <p>4 Approximately 45 minutes later, O1 Lubrin comes in to do his cell</p> <p>5 checks. When he gets to Cell #39, W29 hears O1 Lubrin calling</p> <p>6 V1 Tyree¿s name. O1 Lubrin opens the door and tries to get V1 Tyree¿s</p> <p>7 attention by using his foot to tap his head. V1 Tyree did not respond</p> <p>8 so O1 Lubrin closed the door and continued with his cell checks. O1</p> <p>9 Lubrin started asking inmates if V1 Tyree shits himself. O1 Lubrin</p> <p>10 goes back to the cell and opens the door. At that time, additional</p> <p>11 officers and staff came in to assist.</p> <p>12</p> <p>13 STATEMENT OF WITNESS #30</p> <p>14</p> <p>15 W30 is currently housed in Module 6B in Cell 11. The only</p> <p>16 altercation W30 could recall from programming was a verbal</p> <p>17 exchange that inmate had with another person. was</p> <p>18 instructed to return to his cell during programming and he did.</p> <p>19</p> <p>20 At approximately 2215 hours when programming was over, W30</p> <p>21 went back to his cell as ordered by the Officer in charge. W30</p> <p>22 did not know V1 Tyree directly, but described him as little</p> <p>23 off and would dig through garbage cans for food. V1 Tyree would never</p> <p>24 hurt anyone though.</p> <p>25</p> <p>26 During the cell searches, W30 could hear someone yelling, ¿I¿m</p> <p>27 sorry I¿m sorry.¿ W30 knew it was V1 Tyree. W30 got</p> <p>28 up to look but could not see anything.</p> <p>29</p> <p>30 Shortly after the cell searches, W30 said all the lights</p>								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>8</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 turned on and he knew something had happened. W30 got up to								
2 see what it was and saw all the staff in the dayroom giving V1 Tyree								
3 medical attention.								
4								
5 STATEMENT OF WITNESS #31								
6								
7 W31 is housed in Cell #26. W31 did not see or hear anything								
8 because he was lying in bed asleep, and did not know V1 Tyree.								
9								
10 STATEMENT OF WITNESS #32								
11								
12 W32 is housed in Cell #10 in Module 6B. W32 described								
13 V1 Tyree as being someone that probably should have been on the 8th								
14 floor of the jail which is in charge of mentally ill patients because								
15 he eats out of garbage cans and his clothes are offensive. W32								
16 does not think he has changed his clothes since V1 Tyree has								
17 been in 6B.								
18								
19 W32 heard V1 Tyree viciously screaming during the shakedown								
20 and then it suddenly stopped. After W32 heard a second set of								
21 screams so he got up and looked out of the bottom window of his cell								
22 door. W32 could not see into V1 Tyree's cell but could see								
23 the legs of the correctional officers.								
24								
25 Afterwards, W32 fell asleep and later woke up to a Sergeant								
26 looking through his window and all the lights were on in the module.								
27 W32 looked out and saw medical equipment scattered all over								
28 the floor but could not see V1 Tyree. W32 went back to sleep								
29 and did not hear about what happened to V1 Tyree until the morning								
30 time.								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>9</b>	OF <b>15</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	STATEMENT OF WITNESS #33							
3								
4								
5	W33 is a Trustee on the 6th floor. He is currently							
6	assigned to Cell #12. W33 said they have not been							
7	programming on Wednesdays because someone had filed a grievance. They							
8	started programming at 2100 hours and it ended at 2210 hours. W33							
9	described V1 Tyree as a mental patient that needs							
10	assistance from the other inmates. V1 Tyree was not a violent person							
11	and would keep to himself.							
12								
13	After everyone went to their cells for the night, O1 Lubrin left the							
14	module and came back at 2225 hours with a taller white officer. The							
15	officers went straight up to Cell #2 and around the top tier. Most of							
16	the searches were taking no more than 30 seconds to a minute. When							
17	they got to Cell 48, he could hear someone being physically							
18	assaulted. W33 could not see Cell 48 from his cell but							
19	he could hear what was happening. W33 could hear a man							
20	screaming yelling, ¿Please stop, stop.¿ The officers were in his cell							
21	for 10-15 minutes.							
22								
23	The officers completed the top tier search and went downstairs to							
24	start on the lower level. W33 could hear someone inside							
25	Cell 39 screaming and loud thud type noises and then it went silent							
26	in the room. All 3 officers were in Cell 39 when the screaming was							
27	happening. A Hispanic officer grabbed the door and closed the door							
28	slightly while they were all inside. The officer remained in the cell							
29	for approximately another 5 minutes. All three of the officers exited							
30	the cell and they turned out the light inside the cell. W33							
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 08/28/15 135	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1505	PAGE 10	OF 15

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 found it strange that the light remained off because V1 Tyree</p> <p>2 sleeps on the floor on his mattress curled up in a ball, but he</p> <p>3 always sleeps with the light on. As the officers left the cell, O1</p> <p>4 Lubrin said, „I don’t want to hear nothing from you.¿ V1 Tyree¿s</p> <p>5 light was the only light that got turned off. As they exited the</p> <p>6 cell, the Hispanic officer looked really nervous. The officers went</p> <p>7 into the card room and were in there for approximately 10 minutes.</p> <p>8</p> <p>9 Approximately 40 minutes later, O1 Lubrin came back in to the module</p> <p>10 and conducted welfare checks on the inmates. O1 Lubrin started at</p> <p>11 Cell 47 and when he got to Cell 39 he opened the door and tapped V1</p> <p>12 Tyree with his foot to get him to wake up. O1 Lubrin continued his</p> <p>13 checks and began asking other inmates if V1 Tyree shits on himself.</p> <p>14 O1 Lubrin didn’t complete his welfare checks and then O1 Lubrin</p> <p>15 walked off. O1 Lubrin returned with the officers that were with O1</p> <p>16 Lubrin earlier during the cell searches. They dragged V1 Tyree out of</p> <p>17 the cell and the nurses arrived shortly after.</p> <p>18 STATEMENT OF WITNESS #34</p> <p>19</p> <p>20 W34 stayed in his cell during programming, but was in line</p> <p>21 earlier in the day with V1 Tyree for pill call when V1 Tyree refused</p> <p>22 to take his medications. W34 took his anti-psychotic</p> <p>23 medication prior to programming and his medication makes him tired.</p> <p>24 W34 sequence of events were out of order when speaking to his</p> <p>25 recollection of what happened. He claimed the shakedown occurred</p> <p>26 prior to programming when it in fact happened after.</p> <p>27</p> <p>28 W34 claims he saw the fight, but says he couldn’t see much</p> <p>29 because it happened in the back of the cell.</p> <p>30</p>								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>11</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	W34 awoke when an Asian officer went to Cell 39 and saw him							
2	pull him V1 Tyree out and start performing chest compressions. W34							
3	continued to doze off during the event. He later awoke when							
4	an officer shined a light inside W34 cell.							
5								
6	STATEMENT OF WITNESS #43							
7								
8	W43 is currently housed in Module 6B in Cell #8. W43							
9	can only see a portion of Cell #39. W43 did not know V1							
10	Tyree, but described him as a quiet person that asks for food.							
11								
12	O1 Lubrin became doing a Cell searches after programming earlier. When							
13	O1 Lubrin got to Cell #39, W43 heard loud screaming coming							
14	from the cell. He said the screaming lasted approximately a minute or							
15	two. W43 described the screaming as if someone was in pain.							
16	The officers continued the cell searches and eventually left the							
17	module.							
18								
19	Approximately 30 minutes later, officers returned and turned the							
20	lights on. W43 got up and could see the officers dragging V1							
21	Tyree out of his cell and administering first aid. W43 cell							
22	was partially obstructed by a pillar. He could not see who the							
23	officers or staff involved in the incident.							
24								
25	INVESTIGATION CONTINUED:							
26								
27	All of the interviews with the inmates were recorded on my department							
28	issued recorder. The above statements are a synopsis of what the							
29	inmates provided. The recordings were later transferred to a compact							
30	disc and booked into an evidence locker at Sheriff's Office							
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 08/28/15 135	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1505	PAGE 12	OF 15

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **Headquarters. Refer to the digital recordings for the full statements**  
2 **of each of the inmates. W27 and W28 statements**  
3 **are both on recording #2.**  
4  
5 **Sergeant Harrington provided me with the Blue Post Log Book and**  
6 **Welfare Check Dayroom Log Book. I provided Sergeant Brackett with**  
7 **photocopies of the logs dating back to August 24th 2015. Sergeant**  
8 **Brackett gave me the original copy of the crime scene log. I later**  
9 **booked the Blue Post Log Book, Welfare Check Dayroom Log Book and the**  
10 **crime scene log into a locker at Sheriff's Office Headquarters.**  
11  
12 **On 8-28-15 at approximately 0030 hours, I went to Lt. Meyers office**  
13 **and took custody of O1 Lubrin, O2 Farris and O3 Rodriguez's duty**  
14 **belts. I later packaged the duty belts individually and booked them**  
15 **into a locker at Sheriff's Office Headquarters.**  
16  
17 **END OF REPORT**  
18  
19 **PLEO**  
20

21 **Det. K. Weekes #1994 Supplemental Report**

OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>13</b>	OF <b>15</b>
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REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center; margin-top: 20px;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
4	E		1	Black Leather Utility Belt	Unknown	Dutyman	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>Correctional Deputy Lubrin's #10772 Duty Belt containing flashlight holder w/ flashlight, OC holder w/OC spray can, radio holder w/ belt clip, kubaton holder with black kubaton, cpr</b>							
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
5	E		1	Black Leather Utility Belt	Unknown	Dutyman	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>Correctional Deputy Farris's #10833 Duty Belt containing flashlight holder w/ flashlight, OC holder w/OC spray can, 1 pair of silver handcuffs and cuff case and 4 black belt keepers.</b>		SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
6	E		1	Black Leather Utility Belt	Unknown	Dutyman size 38	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>Correctional Deputy Rodriguez's #10837 Duty Belt containing flashlight holder w/ flashlight, OC holder w/OC spray can, radio holder w/ belt clip, kubaton holder with black kubaton, cpr</b>		SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
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<b>FOLLOW UP OFFICER:</b>				PIN#:	<b>FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:</b>			
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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<b>STAFF OFFICER'S APPROVAL</b>		APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS		NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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<b>STAFF OFFICER'S APPROVAL</b>		APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS		NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Weekes, Kevin	1994	08/28/15 135	D SMT	Rodriguez, Daniel	1659	09/03/15 1505	14	15

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
7	E		1	<b>Blue Post Log Book</b>	<b>bookfactory</b>		<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>Main Jail</b>			VALUE <b>25</b>	LOC CODE <b>L</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>Post Lost Book - Contains daily information.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
8	E		1	<b>Welfare Check Dayroom Log</b>	<b>Unknown</b>		<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>Main Jail</b>			VALUE <b>25</b>	LOC CODE <b>L</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>Log book containing detailed information on hourly welfare checks for housing module 6B.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
9	E		1	<b>Crime Scene Log</b>	<b>none</b>		<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>Main Jail</b>			VALUE <b>0</b>	LOC CODE <b>L</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>Crime scene log kept during the incident.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
10	E		1	<b>Compact Disc</b>			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>Main Jail</b>			VALUE <b>0</b>	LOC CODE <b>307203</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>Audio recorded statements of inmates on 6B. Witness #26 thur 34 and Witness #43.</b>							

OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>08/28/15 135</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1505</b>	PAGE <b>15</b>	OF <b>15</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff</b> <b>Santa Clara County</b> <b>ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

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								

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								

W08	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								

W09	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 <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>2</b>	OF <b>34</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff</b> Santa Clara County <b>ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

W10	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								

W11	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								

W12	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								

W13	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								

W14	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 <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>3</b>	OF <b>34</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff</b> Santa Clara County <b>ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

W15	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								

O04	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								

O05	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								

O06	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 <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>4</b>	OF <b>34</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 Compact Disc Containing Audio Recordings of Inmate Interviews								
4 Compact Disc Containing Photographs of and								
5 Main Jail North 6B Shower Area								
6								
7 INVESTIGATION:								
8								
9 On 08-27-2015, at approximately 1519 hours, I was assigned as a Santa								
10 Clara County Sheriff's Office Jail Investigations Detective. At that								
11 approximate time, I began the interviews of eighteen inmates. The								
12 inmates were housed in Main Jail North 6B at the time of incident.								
13 The inmates were all present during the in-custody death of								
14 V01-Michael Tyree I interviewed the								
15 inmates individually in Interview Room 3 on the sixth floor of Main								
16 Jail North. I spoke to the inmates specifically regarding the								
17 incidents that occurred on the night of 08-26-2015 leading into the								
18 morning of 08-27-2015. I recorded the interviews with a								
19 department-issued recorder. The inmates made the following								
20 statements:								
21								
22 STATEMENT OF W01-								
23								
24 W01- is housed in cell 27 with his cellmate								
25 . W01- didn't see anything.								
26								
27 Clothing exchange was at approximately 2000 hours. At approximately								
28 2200 hours, W01- saw him (V01-Michael Tyree) face the cell								
29 and go in.								
30								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>5</b>	OF <b>34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 At approximately 2300 -- 2330 hours, Correctional Deputy Lubrin said,								
2 "Somebody's shitting on himself." A bunch of guards came running.								
3 There was a rush of guards and nurses. They gave V01-Tyree an IV								
4 (intravenous fluid) and pulmonary resuscitation prior to calling it								
5 (pronouncing death). W01- did not see a physical								
6 altercation. There was an investigation by morning.								
7								
8 W01- heard this morning (08-27-15) from								
9 that the inmate in 39 might have got in an								
10 altercation, but W01- did not get a complete statement								
11 regarding that.								
12								
13 W01- said he had previously spoken with V01-Tyree a couple of								
14 times. V01-Tyree wouldn't make a complete statement. V01-Tyree								
15 would huff and puff and walk away. V01-Tyree dug through the trash.								
16 V01-Tyree found food and books in the trash can. When asked if								
17 V01-Tyree had mental health issues, W01- emphatically								
18 replied, "Whoa! Yeah!" W01- stated that he was told by								
19 in cell 47 that V01-Tyree couldn't even fill out the paperwork								
20 for commissary.								
21								
22 STATEMENT OF W02-								
23								
24 W02- was up on top and didn't see anything. W02- is								
25 housed in Cell 44.								
26								
27 Correctional deputies (Lubrin and Farris) began a clothing search (for								
28 extra clothing) after programming. Programming ended at 2200 to 2230								
29 hours. A clothing search began around 2300 hours.								
30								
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 6	OF 34

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 C.O.'s (Correctional Officers) were conducting a clothing search on</p> <p>2 the top tier and went from Cell 2 to Cell 48. The officers went</p> <p>3 inside Cell 48 (the cell belonging to ) and</p> <p>4 were roughing up. said he wasn't a bitch. stated,</p> <p>5 "Hey, what are you doing? Leave me alone. I'm not a bitch."</p> <p>6 W02- could hear the officers roughing up. At first,</p> <p>7 it was just Officer Lubrin and Officer Farris in the cell with</p> <p>8 but Officer Rodriguez came in for back-up. W02- stated</p> <p>9 that they were struggling, and W02- guessed they called for</p> <p>10 back-up. ( later told W02- that they were</p> <p>11 bitch-slapping him and choking him.) The "hassle" with took 15</p> <p>12 - 20 minutes.</p> <p>13</p> <p>14 After completing the top tier search, the officers went down to the</p> <p>15 lower tier and began searching from Cell 47. (The search of the top</p> <p>16 cells (from 2 - 44) took approximately 30-35 minutes.) When they got</p> <p>17 to Cell 41 (W02- initially confused Cell 39 and called it</p> <p>18 Cell 41), they started roughing up or beating up the guy who died</p> <p>19 (V01-Tyree). W02- heard V01-Tyree crying, "I'm sorry. I'm</p> <p>20 sorry. Leave me alone. I'm sorry."</p> <p>21</p> <p>22 W02- later stated that the officers (Lubrin, Farris, and</p> <p>23 Rodriguez) went into cell 39. W02- stated he could hear the</p> <p>24 officers roughing up V01-Tyree some more, and he knew they were in</p> <p>25 there because he could hear the keys. V01-Tyree said, "Stop. Please</p> <p>26 stop. I'm sorry. I'm sorry. Please stop. Stop. I'm sorry."</p> <p>27 W02- then didn't hear anything more. (W02-</p> <p>28 estimated that V01-Tyree was screaming for approximately 15 - 20</p> <p>29 minutes prior to not hearing him anymore.) W02- heard the</p> <p>30 door close and nothing after that. The "hassle" with V01-Tyree took</p>								
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 approximately 30 - 35 minutes. The officers finished the clothing								
2 search. (The search of the bottom cells took approximately 90								
3 minutes.)								
4								
5 About 40 minutes later, officers returned and began kicking								
6 V01-Tyree's door. Lubrin said something, but W02- had a								
7 hard time hearing because of an air vent blowing. Emergency								
8 personnel came in (nurses, EMT's, Fire).								
9								
10 W02- couldn't see what was going on, but he could smell								
11 feces. W02- was able to smell the feces when the officers								
12 left after the clothing search. W02- estimated he could								
13 smell the feces right after they left or approximately 10-15 minutes								
14 after they left. W02- thought it might have been the								
15 toilets because they always overflow.								
16								
17 W02- has not spoken to anyone else regarding the incident.								
18								
19 STATEMENT OF W03-								
20								
21 W03- is housed in Cell 43. Clothing exchange occurred at 2000								
22 hours and cell checks began at 2230 hours.								
23								
24 Between the approximate hours of 2330 and 0000, W03- heard a								
25 little bit of a struggle sound and thought that officers were								
26 disciplining him (V01-Tyree). W03- described the sound as a								
27 "commotion." V01-Tyree had been saying things to make the officers								
28 feel bad about themselves. Approximately 15-20 minutes later,								
29 W03- looked out his window to see how V01-Tyree was doing.								
30 W03- saw V01-Tyree lying on the floor. W03- thought								
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 8	OF 34

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>						
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James							
1	V01-Tyree fell. W03- went back to sleep. W03- did not								
2	think about checking on V01-Tyree until after everything happened.								
3	W03- thought about it after they brought V01-Tyree out.								
4									
5	W03- thought Lubrin was one of the officers involved in the								
6	discipline. W03- couldn't see the faces, and he did not have								
7	a good view of the cell. W03- was unsure of the number of								
8	officers involved. W03- heard the officers say, "Don't say								
9	that again." The officers possibly said it in return for V01-Tyree								
10	putting them down. W03- estimated the incident lasted 20								
11	seconds.								
12									
13	W03- stated that V01-Tyree was yelling because they (the								
14	officers) were restraining his wrists. When asked if he saw it,								
15	W03- stated that he could barely see them. W03- then								
16	stated he didn't remember seeing them. W03- then stated he								
17	saw them. W03- then stated he has a bad view. When asked								
18	again for clarification, W03- stated that he couldn't see them								
19	but thought that V01-Tyree was being restrained. The officers								
20	finished checking the cells.								
21									
22	Approximately 15-20 minutes later, W03- heard some noise in								
23	V01-Tyree's cell. V01-Tyree was lying on the ground, but W03-								
24	did not press the button for V01-Tyree. About 5-10 minutes went by								
25	after the officers checked all of the cells, the officer asked, "What								
26	are you doing on the ground? Did you shit on yourself?" The officer								
27	then pulled V01-Tyree out of his cell and tried to resuscitate him.								
28	W03- was unsure who the officer was.								
29									
30	W03- didn't see anything after that. W03- saw V01-Tyree								
OFFICER'S NAME Breit, Benjamin		ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 9	OF 34

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1	covered up. W03-	didn't watch the whole incident.	
2	W03-	spoke with	regarding
3	the incident.		
4			
5	STATEMENT OF W04-		
6			
7	W04-	is housed in Cell 14. Everyone locked down (ended	
8	programming) at approximately 2215 hours. The cell searches for		
9	clothing began at approximately 2225 hours.		
10			
11	Officers began searching from Cell 2 to Cell 48 (top tier). When the		
12	officers got to Cell 48 ( cell), they 'hemmed him up."		
13	W04-	described as a ."	W04- heard
14	screaming. (W04-	thinks the officers slapped	because, on
15	08-27-15,	told W04-	that they did.) W04- just
16	heard	screaming. Originally, Officers Farris and Lubrin were	
17	in the cell with	. The third officer ran in during the	
18	incident.		
19			
20	The officers went downstairs and started searching from Cell 47 toward		
21	Cell 1. When they (Farris, Lubrin, and a Hispanic officer) reached		
22	Cell 39, they were in the cell quite a while longer than the other		
23	cells. W04-	estimated the officers were in the cell for 10	
24	minutes. W04-	didn't pay too much attention until he heard the	
25	guy in Cell 39 (V01-Tyree) screaming. V01-Tyree was yelling that he		
26	was sorry. W04-	could tell that V01-Tyree was getting "smacked	
27	around or restrained or whatever was going on in there." W04-		
28	could not see what was going on. W04-	stated he heard	
29	V01-Tyree screaming and then it stopped.		
30			
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1	W04- did not know V01-Tyree's name, but he described him as		
2	"unstable" and as a		
3			
4	During the searches, the officers were moving fast until they hit		
5	cell (Cell 48) and Cell 39. The officers were in		
6	cell "for a few minutes longer than, you know, usual" and in Cell 39		
7	"for quite a few minutes."		
8			
9	The officers finished their rounds, and W04- lied down. About		
10	20-25 minutes later, W04- neighbor ;		
11	Cell 16) said, "Oh shit, the dude's dead." They (presumably the		
12	officers) pulled him out of the cell. W04- observed that the		
13	tray slot was open. W04- said that the officers found		
14	V01-Tyree unresponsive, and he was already dead.		
15			
16	At about the time the officers were preparing to pull V01-Tyree out of		
17	the cell, Lubrin asked inmates in the nearby cells, "Didn't you guys		
18	hear? Did you guys hear anything? Did you guys hear anything?"		
19	Lubrin was the only officer present when CPR (Cardio Pulmonary		
20	Resuscitation) was started. Lubrin called in the medical		
21	emergency.		
22			
23	Nurses worked on V01-Tyree. V01-Tyree threw up, but he was already		
24	dead. Stuff was coming out of his mouth, however. By the time		
25	paramedics arrived, V01-Tyree's bowels had already emptied.		
26			
27	W04- stated that inmates had not been programming on Wednesdays.		
28	As a result, they complained to a sergeant. Officer Lubrin told the		
29	inmates, "Expect to get hit (searched)." Officer Lubrin stated it		
30	was because somebody complained. W04- stated that he thought		
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 Officer Lubrin made it sound like reprisal, but they were due to be			
2 searched.			
3			
4 W04- stated, "Not to go to be too biased on it, I mean it could			
5 go a couple of different ways. The guy was a man."			
6 W04- stated he is a trustee and has seen a lot. W04-			
7 stated that V01-Tyree was known "for doing a lot of weird stuff."			
8 W04- described that V01-Tyree snorted Comet. W04- was			
9 asked if V01-Tyree had cheeked (hidden) medications, but W04-			
10 didn't think that V01-Tyree had enough head (was sophisticated			
11 enough) for that. W04- stated that V01-Tyree was "really out			
12 there" and "really nuts." W04- also stated that, on one			
13 occasion, V01-Tyree took urine and feces out of his toilet, placed it			
14 on a paper tray, and threw it in the garbage.			
15			
16 STATEMENT OF W05-			
17			
18 W05- is housed in Cell 28. Programming was projected to last			
19 until 1010 hours, but it only went until sometime between 2130 and			
20 2145 hours.			
21			
22 (I interviewed W05- on 08-27-2015. He used names such as			
23 "Lura," and "Luda." On 08-28-2015, I re-interviewed			
24 W05- I asked him if the actual names were and			
25 "Lubrin." W05- confirmed they were the same people. For the			
26 purposes of W05- statements, the names have been corrected			
27 for ease of reading.)			
28			
29 After programming, W05- ate and was about ready to go to sleep.			
30 W05- cellmate (W11- ) stated that something was			
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 going on. He saw the officer of the building, Lubrin, and another</p> <p>2 tall, white officer with blonde hair doing searches. W05- has</p> <p>3 been incarcerated and noticed that officers carry themselves in a</p> <p>4 professional way. W05- stated that Officer Lubrin entered his</p> <p>5 cell in a "loose" and "aggressive" manner. W05- described it</p> <p>6 as a "harnessed aggression." Officer Lubrin asked if W05- had</p> <p>7 anything. W05- replied that he did not. Officer Lubrin left</p> <p>8 the cell.</p> <p>9</p> <p>10 The officer continued to do searches. W05- looked and saw the</p> <p>11 last cell on the top tier next to the bathroom (Cell 48).</p> <p>12 W11- told W05- "Hey. They're beating somebody up."</p> <p>13 W05- thought the involved inmate was W05-</p> <p>14 looked and saw Officer Lubrin, the Caucasian officer, and an Officer</p> <p>15 by the possible name of Garcia. The Caucasian officer and Officer</p> <p>16 Lubrin "had the old guy hemmed up." The other officer was standing</p> <p>17 outside the cell. Officer Lubrin and the Caucasian officer were</p> <p>18 using control holds and placing against a wall. They were</p> <p>19 twisting and holding arms "real high." W05- believed</p> <p>20 this was because had an altercation with another inmate during</p> <p>21 programming. W05- guessed that the officers pinned on</p> <p>22 his bed, but he could only see the corner of bed. The</p> <p>23 officers walked out of the cell, and Officer Lubrin yelled something</p> <p>24 out like, "Oh, you're saying this cell?" (as if was telling on</p> <p>25 somebody).</p> <p>26</p> <p>27 W05- saw the three officers go downstairs. W05-</p> <p>28 returned to his bunk and prepared to go to sleep. Approximately 45</p> <p>29 minutes to an hour later, W11- told W05- that a bunch</p> <p>30 of police were coming in. W05- saw nurses, medics, fire</p>								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 personnel, sergeants, and lieutenants come in. They tried to revive  
2 V01-Tyree, but stated he was unresponsive. That happened until  
3 approximately 0200 hours. W05- fell asleep at approximately  
4 0300 hours.  
5  
6 W05- stated there are a bunch of rumors that people heard the  
7 victim yelling that he was sorry as well as heard smacking sounds.  
8 W05- also heard rumors that the victim, though skinny, had a  
9 heavy gut. W05- also heard that V01-Tyree had an altercation  
10 with a nurse.  
11  
12 Even though he was awake, W05- did not hear V01-Tyree yelling,  
13 "I'm sorry."  
14  
15 STATEMENT OF W06-  
16  
17 W06- is housed in Cell 6. Programming was from 2110 to 2210.  
18 W06- stated that V01-Tyree was fine at programming.  
19  
20 Cell searches began approximately 5-10 minutes later. The officer  
21 searched the top tier for 5-10 minutes.  
22  
23 W06- did not see anything. During the cell searches, officers  
24 worked their way on the top tier from Cell 2 to Cell 48. Officers  
25 then went to the bottom and started searching from Cell 47. When the  
26 officers got to Cell 39, W06- heard someone yelling and  
27 screaming that they were sorry "over and over and over again."  
28 Officer Lubrin and Farris were involved. W06- stated the guy  
29 in 39 (V01-Tyree) sounded like he was hurt. W06- was unable  
30 to see that side of the dorm due to the angle of where his room is

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	located. W06- heard the door close.							
2								
3	Officer Lubrin came in to do cell checks. He did checks on the bottom							
4	tier, then on the top tier, then back to the cell again (Cell 39).							
5	W06- estimated that it took 1-2 minutes from the time of the							
6	initial check on Cell 39 to the time Officer Lubrin returned to Cell							
7	39. He then called in the incident. W06- then heard a bunch							
8	of officers running in.							
9								
10	Someone in Cell 12 and 14 told W06- that they saw V01-Tyree							
11	pulled from the cell.							
12								
13	W06- saw the fire department come in. W06- could hear							
14	them pumping V01-Tyree's stomach, as well doing CPR on V01-Tyree.							
15								
16	W06- stated he talked about the incidents with other people							
17	last night. W06- stated there is a rumor going around that							
18	the cops beat him up pretty bad. W06- stated another rumor is							
19	going around that V01-Tyree had cuts on his head and over his							
20	eyebrow.							
21								
22	STATEMENT OF O04-							
23								
24	O04- is housed in Cell 23. O04- stated he had no							
25	idea what happened until this morning when someone said that someone							
26	died. O04- was awake for a bit of the clothing exchange							
27	between the approximate times of 2000 and 2100 hours. O04-							
28	did not go out of his cell for programming. O04- was							
29	unaware of cell searches.							
30								
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 15	OF 34

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	O04-	stated that he has "his own turmoil and dysfunction."						
2	O04-	stated that he has thyroid cancer and has been trying						
3	to eat and sleep. O04-	has been sleeping for a day and a						
4	half. O04-	has only been out 2-3 times in 2 days.						
5								
6	O04-	woke up this morning (08-27-15) and thought something						
7	happened to the water system (presumably the smell). At lunch on							
8	08-27-15, someone said that officers beat an inmate to death.							
9								
10	O04-	said he got his information from						
11		and						
12								
13	STATEMENT OF O05-							
14								
15	O05-	is housed in Cell 21. O05-	didn't see anything					
16	and barely heard about it today (08-27-15). O05-	heard about						
17	the incident approximately 1 hour and 40 minutes ago.							
18								
19	O05-	stated programming was between 1900 and 2200 hours.						
20	O05-	looked and saw that too many people were playing						
21	handball. O05-	went to chill in his room and watch						
22	television. O05-	went to sleep and was unaware of any cell						
23	searches.							
24								
25	STATEMENT OF W07-							
26								
27	W07-	is housed in Cell 36. W07-	stated that he					
28	already spoke to Sergeant Roland. W07-	spoke with Sergeant						
29	Roland about his safety. W07-	stated that the inmates						
30	around the area of the incident knew what happened.							
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>16</b>	OF <b>34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	On 08-26-15, cell searches began at approximately 2230 or 2240 hours.							
3	Officers Lubrin and Farris started searching on the top tier. They							
4	went from Cell 2 to Cell 48. Cell 48 is cell.							
5	W07- could hear getting roughed up, as well as some							
6	slaps. W07- stated, "It's pretty much normal, you know. We							
7	get used to stuff like that. I've been down three years. So you							
8	kind of see what C.O.'s get over certain inmates. And ah,							
9	is kind of known like a . So they slapped him around or							
10	whatever. And then they went out his cell." W07- estimated							
11	that the officers were with for approximately 1 minute. During							
12	the incident Officer Rodriguez "joined the mix."							
13								
14	W07- said he could hear "screaming" and "little slaps."							
15	W07- described screams such as, "Ah! Okay, okay, okay."							
16								
17	The officers went in and out of W07- cell. After finishing							
18	the top tier, the officers went downstairs. The search of the top							
19	tier took approximately 10 minutes. After going down to the bottom							
20	tier, officers went to Cell 39. W07- could not see it but							
21	he could hear it. W07- then heard screaming. The only two							
22	people the officers messed with were and V01-Tyree.							
23	W07- described V01-Tyree as a who takes (or keeps) to							
24	himself. W07- could tell the C.O.'s were roughing up							
25	V01-Tyree. W07- could hear "hella screaming loud," such as							
26	"Ah!" The incident lasted for no more than two minutes.							
27								
28	The officers left and continued their search. Approximately 1 hour							
29	later, Officer Lubrin did a welfare check. Someone made a comment							
30	that V01-Tyree "smelled like shit." Someone made a comment like,							
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 17	OF 34

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	"He's shitting himself." W07-	heard Officer Lubrin kicking						
2	the door (at approximately 0000 or 0005 hours) to see if V01-Tyree							
3	was okay. Officer Lubrin finished the lower tier checks, then							
4	finished the top tier check, then returned to Cell 39.							
5	W07-	saw Officer Lubrin pass Cell 48 and go downstairs.						
6	W07-	estimated that it took 2-3 minutes for Officer Lubrin						
7	to leave Cell 39, finish the cell checks, and return to Cell 39.							
8								
9	After that, W07-	heard Officer Lubrin "panicking." All the						
10	C.O.'s came in. The detectives arrived at approximately 0330 when							
11	W07-	woke up (because he previously went to sleep).						
12								
13	STATEMENT OF O06-							
14								
15	O06-	in housed in Cell 21. He stated he passed out. O06-						
16	did not come out all day and was unsure at what time programming							
17	occurred. O06-	noticed a group of people in the room at						
18	approximately 0400 hours.							
19								
20	STATEMENT OF W08-							
21								
22	W08-	is housed in Cell 17. Programming occurred from 2100 to						
23	2215 hours.							
24								
25	W08-	remembered V01-Tyree asking Officer Lubrin for a bar of						
26	soap during programming time. Officer Lubrin told V01-Tyree to ask							
27	his peers. W08-	gave V01-Tyree some soap.						
28								
29	At approximately 2300 hours, Officers Lubrin and Farris began							
30	searching the top tier from Cell 2 to Cell 48. The officers started							
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 18	OF 34



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	messing with The door to the shower was open, obstructing							
2	W08- view. W08- could hear screaming, "What do							
3	you guys want?" was being really loud and not really paying							
4	attention to the officers. W08- stated that has his							
5	fits as well as mental health issues. During the incident a							
6	"Mexican" officer came in. The incident lasted approximately 2-3							
7	minutes.							
8								
9	W08- didn't see what the officers were doing, but he could hear							
10	say, "Just let me get up." W08- guessed that was							
11	on the floor at one point. When asked for clarification, W08-							
12	again stated that he couldn't see it.							
13								
14	W08- was unsure if the officers opened the shower door prior to							
15	entering the cell. W08- was also unsure if the door was left							
16	open. From where W08- is housed, he has a line of sight							
17	directly into the cell. The shower door was opened, however, and it							
18	has frosted glass.							
19								
20	The cell searches from Cell 2 to Cell 48 took approximately 10-15							
21	minutes. The officers went in and out of some cells but took longer							
22	on others.							
23								
24	The officers went downstairs to continue searches, beginning with Cell							
25	47. W08- organized and separated his clothes. W08-							
26	got on the top bunk and began reading a magazine. W08- got up							
27	when he heard, "Ah! Ah! I'm sorry!" W08- saw the officers							
28	in Cell 39. The cell was open. Officer Lubrin, Farris, and a third							
29	officer (Mexican with a "real attitude" and "smart remarks") were in							
30	the cell. W08- could hear people moving in the cell, like a							
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 19	OF 34

REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>				
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 struggle. (Despite further questioning, W08- was unable to									
2 provide further detail as it relates to any physical altercation.)									
3 Officer Farris turned off the lights in Cell 39, said something to									
4 V01-Tyree, and closed the door. The incident lasted a few minutes.									
5 The incident lasted longer than the incident with									
6									
7 The officers walked off and went through more cells. The officers									
8 stopped and talked with the inmates in Cell 25 and Cell 19 for a									
9 while. When Officer Lubrin walked through W08- cell,									
10 W08- could tell that something was wrong with him.									
11 W08- described Officer Lubrin as someone who will give a									
12 little smirk and make a comment about trustee status. Officer Lubrin									
13 didn't make eye contact and just walked off. Officer Lubrin didn't									
14 make any smart remarks and walked off.									
15									
16 The officers finished the cell searches, picked up the stuff and									
17 left.									
18									
19 Within the hour (the time between usual welfare checks), Officer									
20 Lubrin returned for a welfare check. W08- heard what he									
21 believed to be the door to Cell 39 open. A few seconds later,									
22 W08- heard the door close. (W08- clarified that he									
23 heard a door, couldn't see it, and later heard it was 39.)									
24 W08- could hear Officer Lubrin asking questions, but he could									
25 not hear what questions.									
26									
27 Officer Lubrin continued to do his rounds. W08- was unsure if									
28 Officer Lubrin made it to the top tier. W08- guessed that									
29 Officer Lubrin called somebody, and someone came in. The lights went									
30 on. W08- woke up his cellmate. W08- looked out and									
OFFICER'S NAME <b>Breit, Benjamin</b>		ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>20</b>	OF <b>34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	saw V01-Tyree being dragged out of Cell 39. W08- estimated							
2	less than 2 minutes as the total time elapsed between the time he							
3	heard the door open and close until the time V01-Tyree was removed							
4	from the cell.							
5								
6	Officer Lubrin began giving CPR compressions. Stuff came out of							
7	V01-Tyree's mouth, but V01-Tyree was already dead. W08-							
8	stated that he's seen dead people before, and V01-Tyree had been dead							
9	for a while. V01-Tyree's stomach was bloated, and he was already							
10	pale. Officer Lubrin started working on V01-Tyree and more C.O.'s							
11	came. Officer Farris and the "Mexican" officer didn't show up.							
12								
13	People kept working on V01-Tyree. Medical personnel came. They							
14	pulled Officer Lubrin off and took him to the multi-purpose room to							
15	have a conference with him.							
16								
17	The ambulance and firefighters came. They put a yellow cover over							
18	V01-Tyree and "evidence people" began picking stuff up. W08-							
19	stated that he woke up when Homicide arrived.							
20								
21	W08- stated that everyone is saying what they've seen, and it's							
22	the same thing. W08- stated it's not something one sees every							
23	day.							
24								
25	Off the record, W08- also advised not to listen to the guy in							
26	Cell 15. W08- stated he's an idiot who's trying to get							
27	heard.							
28								
29	STATEMENT OF W09-							
30								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>21</b>	OF <b>34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W09- is housed in Cell 18. Programming was from 2100 to 2215							
2	hours. Cell searches began at 2230 hours.							
3								
4	After program, Officer Lubrin and Officer Farris began cell searches.							
5	The searches on the top tier went from Cell 2 to Cell 48. The							
6	searches lasted from "30 seconds to a minute, maybe two minutes tops							
7	per cell."							
8								
9	The officers went to Cell 48. W09- view of the cell was							
10	obstructed, but he heard state, "What the fuck do you guys							
11	want? Leave me alone. Let me get up. You're nothing but a bunch							
12	of bitches and cowards." Upon getting into an altercation with							
13	inmate in Cell 48, Officer Rodriguez came in.							
14	W09- heard shuffling as if people were wrestling.							
15	W09- did not hear any slaps. W09- stated, "You know							
16	a scuffle when you hear one." W09- estimated the altercation							
17	lasted 5 minutes.							
18								
19	When they got to Cell 39, they went in. Immediately, W09-							
20	heard shouting between the deputies and the inmate that was in there.							
21	W09- heard someone said, "Stop. Leave me alone." They were							
22	in there for quite some time. W09- estimated the incident							
23	lasted approximately 5-6 minutes. It was longer than the altercation							
24	with It could have been a bit longer, but it was no 15 minute							
25	altercation. It could have been 10 minutes, but W09-							
26	estimated it more precisely at the 5-6 minute range.							
27								
28	After they came out, the officers walked out and continued with their							
29	rounds in other cells. W09- estimated the cell searches on							
30	the bottom tier took approximately the same time as the cell searches							
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 22	OF 34

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 on the top tier.			
2			
3 Approximately 45 - 60 minutes later, W09- heard Officer Lubrin			
4 come in to do a one-hour welfare check. W09- saw Officer			
5 Lubrin stop and look into Cell 39. Officer Lubrin looked away and			
6 then continued his welfare checks. Officer Lubrin got about half way			
7 through the bottom tier (to approximately Cell 17), he asked the Cell			
8 19 occupant(s), "Hey, does that dude normally shit on himself?"			
9 W09- was unsure what response was made.			
10			
11 Officer Lubrin continued his checks. After checking the top tier,			
12 Officer Lubrin returned downstairs, went back to Cell 39, looked in			
13 again, exited the dorm, and returned into the dorm within 2-3 minutes			
14 of leaving. Officer Lubrin went over to Cell 39 and said, "Hey			
15 Tyree." W09- cellmate went to			
16 the window and said that he thought something was wrong.			
17 W09- heard a C.O. yelling Tyree. The C.O. could have been			
18 Officer Lubrin or one of the other two officers (Farris or			
19 Rodriguez). W09- heard the door open. stated that he			
20 thought the inmate was dead. W09- ran to the window and saw			
21 the officers pull V01-Tyree out of the cell. W09- stated			
22 that V01-Tyree was already dead.			
23			
24 The C.O.'s "immediately" called it in. One of the officers began			
25 compressions. AED's (Automated External Defibrillator) were brought			
26 in. Medical staff came in and took over.			
27			
28 W09- stated that Officer Lubrin gave the dorm a heads up that			
29 the dorm was going to be searched, giving them the benefit of the			
30 doubt. W09- stated that is the way Officer Lubrin does			
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 things.								
2								
3 STATEMENT OF W10-								
4								
5 W10- is housed in Cell 28. Programming was from 2030 to 2130								
6 hours. Cell searches took place at approximately 2140 hours.								
7								
8 During programming, had an altercation with another inmate.								
9 was told to lock it down while the other inmate stayed out.								
10								
11 During the search, Officer Lubrin and another officer did cell								
12 searches for extra clothing. They began the search on the upper tier								
13 from Cell 2 to Cell 28. Officer Lubrin barged in and didn't act								
14 professionally. He didn't take precautions to have W10- face								
15 the wall with his hands behind his back. The officers checked the								
16 other top tier cells.								
17								
18 Before Officer Lubrin went downstairs, he had an altercation with								
19 ( later told W10- that he got slapped and								
20 "hemmed up.") W10- said he heard loudness. W10-								
21 stated he saw was "hemmed up" in a control hold. W10-								
22 stated that Officer Lubrin had him in a control hold. is								
23 dual-diagnosed, suffers from mental illness, is of older age, and is								
24 in Judge Manley's court. W10- stated that the incident								
25 lasted for approximately 8 minutes. W10- estimated the total								
26 check of the top tier took approximately 23 minutes.								
27								
28 The officers went downstairs. W10- was conversing with his								
29 cellmate (W05- when he heard a loud scream coming from								
30 downstairs and to the left. The scream was for help and to stop.								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>24</b>	OF <b>34</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>W11- is housed in Cell 1. Programming was at approximately</b>							
3	<b>0915 - 0940 hours. Pill call and clothing were conducted during</b>							
4	<b>programming. Cell searches began about 20 minutes after programming,</b>							
5	<b>at approximately 2200 hours.</b>							
6								
7	<b>W11- did not see anything because his cell is in the</b>							
8	<b>opposite corner. W11- heard screaming. W11-</b>							
9	<b>knew that somebody was getting jammed up because of the yelling.</b>							
10	<b>W11- was unsure if the screaming was coming from the top or</b>							
11	<b>bottom tier. W11- heard someone kick a door followed by</b>							
12	<b>more screaming.</b>							
13								
14	<b>Within about 25 minutes of cell searches, W11- heard</b>							
15	<b>screaming. W11- estimated that the total time for cell</b>							
16	<b>searches was about an hour.</b>							
17								
18	<b>That was all that W11- heard or saw. W11- slept</b>							
19	<b>through most of the incident. W11- woke up around 0330</b>							
20	<b>hours, and there were a bunch of people in the dorm. W11-</b>							
21	<b>went back to sleep until 0600 hours.</b>							
22								
23	<b>STATEMENT OF W12-</b>							
24								
25	<b>W12- is housed in Cell 34. Programming took place between</b>							
26	<b>2045 and 2100 hours until sometime between 2210 and 2215 hours. The</b>							
27	<b>officer told the inmates that he was going to "hit the house" (search</b>							
28	<b>the cells). The officer came back around 2245 hours. The searches</b>							
29	<b>began at Cell 2 and moved to Cell 48. W12- heard the</b>							
30	<b>incident with . stated, "I'm sorry. I'm not a</b>							
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>26</b>	OF <b>34</b>



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 bitch. I'm sorry." was screaming in pain. Officers Lubrin  
2 and Farris were in the cell with Officer Rodriguez (unsure of  
3 last name) also went into the cell. W12- estimated that  
4 the officers were in cell for approximately 1 minute.  
5  
6 The officers went downstairs and began the lower tier search at Cell  
7 47. The officers went to Cell 39. W12- did not hear any  
8 commands such as to get against the wall. W12- heard the  
9 inmate (V01-Tyree) screaming in pain. V01-Tyree was screaming, "Oh  
10 please, no! Leave me alone! I won't do it! Just leave me alone!"  
11 W12- estimated that the officers were in the cell for 1  
12 minute and 30 seconds.  
13  
14 The cell searches finished around 2300 hours. The officers turned the  
15 lights off. Around 0000 hours, Officer Lubrin began the cell checks.  
16 About that time, Officer Lubrin knocked on the door and asked if  
17 V01-Tyree was okay. Officer Lubrin then said, "Tyree you shit  
18 yourself?" The inmate didn't respond. W12- was unsure  
19 if Officer Lubrin called for help, but assistance came within seconds  
20 or minutes. Another officer arrived with a medical kit within 30  
21 seconds. Medical staff arrived within 1-2 minutes.  
22  
23 W12- was unsure what happened downstairs because he could  
24 not see it. W12- wasn't able to visually see the  
25 incidents. W12- could only hear it.  
26  
27 W12- stated he has not spoken with anyone in the dorm  
28 regarding this incident.  
29  
30 STATEMENT OF W13-

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>27</b>	OF <b>34</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	<b>W13- is housed in Cell 38. Programming took place between 2130</b>		
3	<b>hours and 2215 hours. Cell searches began between 2225 hours and</b>		
4	<b>2235 hours.</b>		
5			
6	<b>W13- didn't see what happened.</b>		
7			
8	<b>Officer Lubrin and Officer Farris were searching cells as they moved</b>		
9	<b>from Cell 2 to Cell 48. The entire search lasted approximately 10</b>		
10	<b>minutes. During the search of the top tier, they went to Cell 48.</b>		
11	<b>W13- heard someone getting slapped. W13- heard scream,</b>		
12	<b>"I ain't a bitch." The incident lasted approximately 5 minutes.</b>		
13	<b>W13- saw the officers leave the cell and walk downstairs,</b>		
14	<b>smirking. Officer Rodriguez came.</b>		
15			
16	<b>The officers started searching the lower tier from Cell 47 to Cell 1.</b>		
17	<b>The search of the bottom tier took approximately 15-20 minutes.</b>		
18	<b>W13- went back to bed. He heard "loud-pitch screaming."</b>		
19	<b>W13- went to his door and heard more screaming. All of a sudden,</b>		
20	<b>the screaming stopped. W13- described the screaming as someone</b>		
21	<b>screaming in pain. (W13- did not know at the time who it was,</b>		
22	<b>but now he says he does know who it was. W13- said the man's</b>		
23	<b>name is "Tyrece." W13- neighbor told him about it the next</b>		
24	<b>day.) W13- was not sure what the man was screaming. The three</b>		
25	<b>officers were in the cell from 5-10 minutes.</b>		
26			
27	<b>W13- estimated that the incident occurred near Cell 43 because it</b>		
28	<b>occurred right under him. W13- heard the lights turn off,</b>		
29	<b>hearing a click. The door then shut. The officers resumed the</b>		
30	<b>clothing search. They finished, picked up the clothing and left.</b>		
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE OF <b>28 34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	Approximately one hour later, Officer Lubrin returned by himself (to							
3	the dorm). Officer Lubrin returned to "Old Boy's" cell and kicked							
4	it. W13- went to his door and kept hearing Officer Lubrin							
5	kicking the door. In total, it lasted less than a minute. W13-							
6	observed Officer Lubrin finish the lower tier welfare check, then							
7	finished the upper tier welfare check, then walked back to the door							
8	he had been kicking. W13- stated that Officer Lubrin was in a							
9	weird mood and walked fast after he checked the cell a second time.							
10	Officer Lubrin told somebody at the control desk, "Hey, this guy just							
11	shitted on himself."							
12								
13	Officer Lubrin and another officer (either Farris or Rodriguez) went							
14	into the cell. That's when Officer Lubrin called in everybody.							
15	Medical personnel began responding. In less than one minute,							
16	medical staff, C.O.'s and the sergeant responded. W13- saw a							
17	bunch of people coming in and out. W13- was unable to see							
18	medical staff working on V01-Tyree.							
19								
20	W13- has spoken about the incident with W07- W02-							
21	, and the neighbor in Cell 38.							
22								
23	STATEMENT OF W14-							
24								
25	W14- is housed in Cell 25. His cellmate is							
26	. Clothing exchange was at 1930 hours. Commissary was							
27	between 2000 and 2130 hours. Programming was between 2130 hours and							
28	2215 hours. Officer Lubrin said that a shakedown (search) would							
29	occur after programming. Cell searches began at approximately 2225							
30	hours.							
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>29</b>	OF <b>34</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2 Officer Lubrin and Officer Farris searched the top tier from Cell 2 to			
3 Cell 48. The top tier search lasted for about 20 minutes. When the			
4 officers reached 48, W14- heard something about "bitch."			
5 W14- could barely see, but he saw the officers throw down the			
6 dude in 48 W14- saw the officers throw the inmate on			
7 the bunk. During the incident, Officer Rodriguez came in. The			
8 incident lasted approximately 2 minutes.			
9			
10 The officers then went downstairs and started searching from Cell 47			
11 to Cell 1. The officers got to the "corner shot," which he described			
12 further as Cell 39. W14- couldn't see it, but he heard someone			
13 screaming, "Ow! Ow! Ow! Ow! Ah!" W14- then heard, "I'm			
14 sorry! I'm sorry! I'm sorry!" The incident lasted approximately			
15 3-4 minutes. W14- stated that V01-Tyree was in the cell.			
16			
17 (W14- stated that V01-Tyree isn't there [inferring mentally], but			
18 he's there enough. W14- gave V01-Tyree a shot of coffee on the			
19 night of the incident during programming. W14- previously gave			
20 V01-Tyree some soup. W14- stated that V01-Tyree always digs			
21 through the trash because he doesn't have food, is homeless, and			
22 doesn't have money on the books.)			
23			
24 Officers continued the cell searches and finished by approximately			
25 2330 hours. The search of the bottom tiers took approximately 25-30			
26 minutes in total. The officers cleaned up the seized items and			
27 left.			
28			
29 Around 0020 hours, Officer Lubrin returned for a welfare check and did			
30 his count. Officer Lubrin walked by everything. He checked Cell 47			
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE OF <b>30 34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 to Cell 1. He checked the top tier. Officer Lubrin then came back								
2 down and went to Cell 39. He asked, "Did this guy shit on himself?"								
3 Did you guys hear anything?" W14- and the inmates replied,								
4 "Nah." W14- estimated that it took Officer Lubrin 2-3 minutes								
5 to check Cell 39, finish the welfare check, and return to Cell 39.								
6								
7 Officer Barrera came in. Lubrin said the guy was unresponsive, and he								
8 was going to call it in. They popped the tray slot and called in,								
9 "Tyree, Tyree, Tyree." W14- was looking at the cell. The door								
10 opened. They pulled V01-Tyree out of the cell. V01-Tyree was white,								
11 so W14- already knew V01-Tyree was dead. They performed CPR								
12 compressions. Barrera went and got the AED.								
13								
14 Other officers, nurses, ambulance personnel, and fire department								
15 personnel came in. They said V01-Tyree was dead. W14- said								
16 they covered the body and left it there for four hours. W14-								
17 stated it was about 0020, and he fell asleep at 0320 hours.								
18 (W14- stated someone told him that V01-Tyree's body was there								
19 for a while.)								
20								
21 W14- stated he has been talking to guys in the dorm about the								
22 incident, but he was not going to tell me what he didn't see.								
23								
24 STATEMENT OF W15-								
25								
26 W15- is housed in Cell 29. (I initially interviewed								
27 W15- on 08-27-15. The recording stopped at 12 seconds. As a								
28 result, I re-interviewed W15- on 08-28-15.)								
29								
30 Pill Call was at 2030 hours. During Pill Call, V01-Tyree received his								
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 31	OF 34

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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<p>1 medications from the nurse. V01-Tyree attempted to hide his</p> <p>2 medications in his pocket so he could snort them. The nurse saw it</p> <p>3 and told Officer Lubrin. V01-Tyree then swallowed his meds. During</p> <p>4 the incident, V01-Tyree told Officer Lubrin that he was suicidal.</p> <p>5 Officer Lubrin stood on one leg with the opposing foot against the</p> <p>6 wall as he leaned with his back against the wall. Officer Lubrin</p> <p>7 followed V01-Tyree to his cell and told him, "Take your fuckin meds."</p> <p>8 Officer Lubrin told V01-Tyree that he would not program.</p> <p>9</p> <p>10 Programming occurred between 2130 and 2215 hours. Prior to that,</p> <p>11 Canteen time occurred. After programming, Officer Lubrin announced</p> <p>12 that there would be a shakedown. At approximately 2020 hours, cell</p> <p>13 searches began. It took about 15-20 minutes for officers to search</p> <p>14 the top tier, starting at Cell 2, and get down to Cell 39 on the</p> <p>15 bottom tier. While three officers (Lubrin, a young "Mexican" with</p> <p>16 faded black hair, and a tall white male) were in Cell 39, W15-</p> <p>17 could hear the inmate yelling, "Fuck it hurts! Stop! Stop!" (On</p> <p>18 08-27-15, W15- told me that he had heard the inmate yelling,</p> <p>19 "Ah! Help! Help!" W15- also told me he heard banging in the</p> <p>20 cell and smashing into the wall. In addition, W15- told me</p> <p>21 that he heard the officers yelling, "Stop resisting," on two</p> <p>22 occasions.) The officers yelled, "Shut the fuck up, mother fucker!"</p> <p>23</p> <p>24</p> <p>25 During the incident, W15- was able to hear that V01-Tyree's</p> <p>26 mouth was covered up because the yelling sounded muffled.</p> <p>27 W15- feels that excessive force was used, and the crime was a</p> <p>28 hate crime. W15- estimated the incident lasted between 7-10</p> <p>29 minutes. The officers slammed the door as they left.</p> <p>30</p>								
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 08/28/15 645	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1533	PAGE 32	OF 34

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 The officers quickly finished the searches by 2330 hours. The								
2 officers gave each other fist pounds for doing a good job.								
3								
4 Between the approximate times of 0000 and 0015 hours, Officer Lubrin								
5 did cell checks and called "Man down" at Cell 39. W15- saw								
6 Officer Lubrin pull V01-Tyree's body out of the cell. W15-								
7 knew that V01-Tyree was dead already. V01-Tyree was blue in the face								
8 and had probably been sitting for 25-30 minutes. Another C.O.								
9 responded, followed by nurses and other C.O.'s. W15-								
10 estimated that compressions and stomach-pumping was performed for 23								
11 minutes. At 0030 hours, V01-Tyree was pronounced dead.								
12								
13 When asked why W15- story differed in regards to hearing								
14 banging in the cell and smashing into the wall, W15- stated								
15 that he was tired. W15- stated that he did not hear those								
16 things.								
17								
18 W15- stated that Officer Lubrin is an "asshole."								
19								
20 W15- stated that he felt a young guy with disabilities, mental								
21 health, and a 290 record was murdered.								
22								
23 EVIDENCE:								
24								
25 I downloaded the audio recordings of the interviews onto compact								
26 discs. I submitted one disc as an attachment and the other as								
27 evidence.								
28								
29 PHOTOGRAPHS:								
30								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/28/15 645</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1533</b>	PAGE <b>33</b>	OF <b>34</b>





REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 SUPPLEMENTAL INVESTIGATION:								
2								
3 On 08/27/15, at approximately 0012 hours, a "man down" was called over								
4 the radio in Main Jail North, module 6B. I responded from the								
5 classification area of the basement and brought the automated								
6 external defibrillator (AED) from the F1 position. I arrived in								
7 module 6B and saw Correctional Deputies Lubrin #10772 and Rodriguez								
8 #10837 standing at the open door of cell 39 attempting to arouse V01								
9 Tyree, Michael As I approached the cell								
10 door, I saw that V01 Tyree had a large amount of bodily fluids around								
11 his face and underneath him. I stood above his head and saw that he								
12 had no rise and fall of his chest. I bent down and checked for a								
13 pulse on his neck with my right index and middle fingers, but I was								
14 unable to detect one. Correctional Deputies Lubrin and Rodriguez drug								
15 V01 Tyree out of the cell by lifting his arms above his head and								
16 pulling, in order to gain more room for resuscitative efforts.								
17								
18 At approximately 0013 hours, Correctional Deputy Lubrin started CPR								
19 and I advised North Control via my pack set radio of CPR and the AED								
20 being attached.								
21								
22 At approximately 0015 hours, Nurses arrived								
23 in module 6B. Nurse took over CPR from Correctional Deputy								
24 Lubrin. Nurse requested I write notes down as he dictated out								
25 loud.								
26								
27 At approximately 0016 hours, Nurse told me that V01 Tyree had								
28 aspirated with a massive amount of food in his mouth. He was cold to								
29 the touch. The AED advised no shock at that time.								
30								
OFFICER'S NAME Strickland	ID NUMBER 10919	DATE 08/28/15 2149	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/02/15 1806	PAGE 1	OF 3

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	At approximately 0017 hours, Nurse said V01 Tyree's pupils							
2	were fixed at four and one-half millimeters and the left pupil was							
3	cloudy. An oral airway was inserted by Nurse and Nurse							
4	suctioned the airway. There were no lung sounds present. Intravenous							
5	access was attempted in V01 Tyree's left arm but was unsuccessful.							
6								
7	At approximately 0021 hours, Nurse said V01 Tyree was cool to							
8	the touch. IV access was attempted twice in the right arm but was							
9	unsuccessful. There was no change in pupils. V01 Tyree's mouth was							
10	suctioned again. Correctional Deputies Lubrin, Barrera #10824, Wilton							
11	#10812, and Chacon #10815 traded out performing CPR.							
12								
13	At approximately 0022 hours, Nurse said the AED analyzed the							
14	heart rhythm and no shock was advised.							
15								
16	At approximately 0023 hours, Nurse said a 3rd IV access was							
17	attempted in the right arm but was unsuccessful. Pupils were measured							
18	at four millimeters and fixed. The left pupil was cloudy.							
19								
20	At approximately 0024 hours, Nurse said he repositioned V01							
21	Tyree's head.							
22								
23	At approximately 0026 hours, EMS Medic 17 and San Jose Fire Engine 7							
24	arrived in module 6B and took over patient care. Correctional							
25	Deputies continued CPR.							
26								
27	At approximately 0030 hours, an interosseous IV was established in V01							
28	Tyree's left leg and one dose of epinephrine was administered by							
29	EMS.							
30								
OFFICER'S NAME Strickland	ID NUMBER 10919	DATE 08/28/15 2149	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/02/15 1806	PAGE 2	OF 3

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 At approximately 0033 hours, V01 Tyree's blood sugar was checked by

2 EMS.

3

4 At approximately 0034 hours, a second dose of epinephrine was

5 administered by EMS.

6

7 At approximately 0035 hours, V01 Tyree was pronounced deceased by EMS

8 Paramedic .

9

10 I escorted EMS down to the basement and out to the North Ramp. I had

11 no further contact with the deceased.

12

13 ADDITIONAL INFORMATION:

14

15 A video recording of the incident was taken by Correctional Officer

16 Durand #2818 on a department issued camera.

17

18 P.L.E.O:

19

20 Correctional Deputy Strickland #10919 - Supplemental Report

OFFICER'S NAME <b>Strickland</b>	ID NUMBER <b>10919</b>	DATE <b>08/28/15 2149</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1806</b>	PAGE <b>3</b>	OF <b>3</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 INVESTIGATION:								
2								
3 On 08-27-15, I was working as a uniformed Correctional Sergeant at								
4 Main Jail North. At approximately 0012 hours, I responded to a radio								
5 transmission by Correctional Deputy Lubrin #10772 of a "Man down" in								
6 Module 6B. When I arrived at Module 6B, I made contact with Sgt.								
7 Brackett #10112 to offer assistance. I could see medical staff and								
8 deputies administering C.P.R. on an inmate in front of Cells 41 and								
9 43.								
10								
11 At approximately 0018 hours, I left the dorm to notify Enforcement								
12 Sergeant Harrington #1744 of the matter. From the F6 Floor Station I								
13 called Sgt. Harrington. I told Sgt. Harrington officers and medical								
14 staff were administering C.P.R. to an inmate who was found								
15 unresponsive by a deputy during a welfare check. I also told him the								
16 cause of incident was unknown at this point and the inmate was in a								
17 single man cell. I provided Sgt. Harrington with the name, booking								
18 number, and PFN number of inmate V01 Tyree, and advised him I would								
19 call him back for a medical update when Paramedics arrive.								
20								
21 I directed Correctional Deputy Rodriguez #10837, to post himself at								
22 the doorway of Module 6B and maintain a crime scene log documenting								
23 the names and times of everyone entering and exiting Module 6B.								
24 Furthermore, stage responding deputies at the doorway to be rotated								
25 through the position of chest compressions at Sgt. Brackett's								
26 directive.								
27								
28 At approximately 0037 hours, I called Sgt. Harrington to let him know								
29 Paramedics declared 0035 hours as the time of death and the matter								
30 was now to be treated as a death in custody.								
OFFICER'S NAME Aguila, A	ID NUMBER 2409	DATE 08/28/15 2259	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/02/15 1802	PAGE 1	OF 2



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 INVESTIGATION:			
2			
3 On August 27th, 2015 I was on duty as the Main Jail D- Team Watch			
4 Commander. At approximately 0012 hours I heard a call on my push to			
5 talk radio set of a man down in module 6B. I responded to the 6th			
6 floor at that time. As I entered module 6B, I saw V01 Michael Tyree			
7 on the ground just outside cell # 39. There were several Correctional			
8 Deputies performing C.P.R. on V01 Tyree. A few moments later,			
9 medical staff arrived and began to assess V01 Tyree and began			
10 assisting with medical treatment.			
11			
12 I made contact with Sergeant Brackett #10112 who was inside the			
13 module. Sergeant Brackett handed me the unit log book and welfare			
14 check book.			
15			
16 Deputy Lubrin #10772 was assigned to module 6B for this shift. I told			
17 Sergeant Brackett #10112 to have Deputy Lubrin report to the floor			
18 station so I could speak with him. While at the floor station, I			
19 asked Deputy Lubrin to update me on the current situation. Deputy			
20 Lubrin told me that he was conducting a welfare check of the inmates			
21 and when he got to cell #39 he saw V01 Tyree on the floor inside his			
22 cell. Lubrin said that some inmates do that in this module. Lubrin			
23 also said that V01 Tyree would not respond to him when he tapped on			
24 the door so he decided to complete his rounds and come back to his			
25 cell when he finished checking on the other inmates. Lubrin said			
26 that when he came back to the cell V01 Tyree still was not responding			
27 to him, so he called out on the radio that he had a man down. Lubrin			
28 said that once other deputies responded, he opened the cell door and			
29 discovered that V01 Tyree was unconscious and began C.P.R.			
30			
OFFICER'S NAME <b>Meysers, Edward</b>	ID NUMBER <b>10194</b>	DATE <b>08/29/15 207</b>	SHIFT/DAYS OFF <b>D SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1754</b>	PAGE OF <b>1 3</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 I asked Deputy Lubrin if V01 Tyree had given him any indication that</p> <p>2 he was suicidal or wanted to hurt himself. He said ¿No¿. Deputy</p> <p>3 Lubrin added that earlier in his shift, V01 Tyree attempted to</p> <p>4 withhold medication that the nurse had given him during pill call.</p> <p>5 Deputy Lubrin told me he searched V01 Tyree, but did not find any</p> <p>6 pills on him.</p> <p>7</p> <p>8 After receiving a brief summary of the events leading up to Deputy</p> <p>9 Lubrin discovering V01 Tyree unresponsive, I told Deputy Lubrin to</p> <p>10 stay at the floor station and I returned to module 6B. I was told</p> <p>11 that EMS had declared V01 Tyree deceased. I told Sergeant Brackett</p> <p>12 to stay inside the module to secure the area as a crime scene until</p> <p>13 the jail detectives arrived. I left the 6th floor to begin making</p> <p>14 the required notifications that an in-custody death has occurred.</p> <p>15 After notifying the facility captain, I returned to the 6th floor and</p> <p>16 made contact with Sergeant Harrington from the Jail Crimes Unit. I</p> <p>17 handed Sergeant Harrington both log books and returned to my office</p> <p>18 to continue with my notification duties.</p> <p>19</p> <p>20 After completing all of the required notifications I received a</p> <p>21 telephone call from the on call District Attorney. The District</p> <p>22 Attorney said she was returning my call and asked me what I needed.</p> <p>23 I told her that I had not called her as she was not part of my</p> <p>24 official notification list. She said she received a call from County</p> <p>25 Communications and was following up on that call. We spoke briefly,</p> <p>26 I explained we had a death in custody and provided her with the name</p> <p>27 of the deceased inmate. She said she would check her policies for</p> <p>28 her duties and would call back if she had any further questions.</p> <p>29</p> <p>30 <b>END OF REPORT</b></p>								
OFFICER'S NAME <b>Meyers, Edward</b>	ID NUMBER <b>10194</b>	DATE <b>08/29/15 207</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1754</b>	PAGE <b>2</b>	OF <b>3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1	
2	<b>PLEO</b>
3	
4	<b>Lt. E Meyers #10194</b> <span style="float: right;"><b>Supplemental Report</b></span>

OFFICER'S NAME <b>Meyers, Edward</b>	ID NUMBER <b>10194</b>	DATE <b>08/29/15 207</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1754</b>	PAGE <b>3</b>	OF <b>3</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL REPORT:								
2								
3 On 08-27-15, I was working as a Correctional Sergeant for the Santa								
4 Clara County Sheriff's office. I was assigned as JX7 responsible for								
5 the supervision of floors 5, 6, 7, and 8 at Main Jail North.								
6								
7 At 0012 hours, I heard Correctional Deputy Lubrin #10772 radio Main								
8 Jail North Control and report that he had a medical emergency ;Man								
9 down; in unit 6B and needed medical assistance. Moments later a								
10 second radio transmission announced that CPR had been started. As I								
11 responded to the scene, a radio transmission announced that the								
12 medical staff on scene was requesting a code 3 medical response by								
13 San Jose Fire and EMS.								
14								
15 At 0015 hours, I arrived on scene and saw Nurses , and								
16 had arrived with a crash cart and were beginning medical								
17 treatment. Correctional Deputies Lubrin #10772 and Barrera #10824								
18 were performing CPR. Correctional Deputy Strickland #10919 was								
19 taking medical notes that were being dictated to him by Nurse								
20 and monitoring the AED. Correctional Deputy Rodriguez was stationed								
21 at the unit door and was assigned to begin a log recording the								
22 identity of all individuals entering the scene and the time they								
23 entered and exited. Correctional Officer Durand #2818 notified Main								
24 Jail Control that the involved inmate was identified as Tyree,								
25 Michael								
26								
27 I began a video recording to document the incident with my department								
28 issued digital camera. I assigned the recording duties to								
29 Correctional Officer Durand. I retrieved the unit log books from the								
30 desk located in the unit and gave them to Correctional Lieutenant								
OFFICER'S NAME <b>Brackett, Russell</b>	ID NUMBER <b>10112</b>	DATE <b>08/29/15 253</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1751</b>	PAGE <b>1</b>	OF <b>3</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 Meyers #10194. I remained on scene in the unit to supervise the			
2 attempt to resuscitate V01 Tyree.			
3			
4 At 0020 hours, additional staff began arriving to assist.			
5 Correctional Deputies Wilton #10812 and Chacon #10815 were assigned			
6 to join Correctional Deputy Barrera in the CPR rotation.			
7 Correctional Deputy Lubrin was relieved and removed from the unit to			
8 begin briefing Correctional Lieutenant Meyers and the Jail			
9 Detectives.			
10			
11 At 0023 hours, EMS unit 17 arrived in 6B and began assisting the			
12 nurses.			
13			
14 At 0027 hours, San Jose Fire engine 7 arrived in 6B and began			
15 assisting the nurses.			
16			
17 At 0035 hours, V01 Tyree was pronounced dead by EMS Paramedic			
18 . I declared the area a crime scene and all involved			
19 individuals were instructed to leave everything exactly as it was and			
20 to step out of the scene. Correctional Deputy Durand was instructed			
21 to end the video recording and he gave me the recorder to be			
22 downloaded.			
23			
24 At 0043 hours, EMS and San Jose Fire exited the unit and facility.			
25			
26 At 0054 hours, I placed a new log book and welfare check log into			
27 service and began photographing the exterior of the incident scene.			
28 I took a total of 11 digital photos. Correctional Deputy Rodriguez			
29 remained at the entrance on the unit and I remained inside to			
30 complete welfare checks of the inmates housed in the unit.			
OFFICER'S NAME Brackett, Russell	ID NUMBER 10112	DATE 08/29/15 253	SHIFT/DAYS OFF D SMT
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/02/15 1751	PAGE OF 2 3

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	<b>Between 0103 hours and 0242 hours, the following individuals arrived</b>		
3	<b>on scene and remained in the core area until the entire investigative</b>		
4	<b>team arrived; Sergeant Harrington #1744 as the Jail Detective and</b>		
5	<b>CSI, County Counsel Investigator Davis #1799, Homicide Detective</b>		
6	<b>Brown #1688, CSI Deputy Carroll #2022, ISU Sergeant Bice #10573, ISU</b>		
7	<b>Sergeant Taylor #10095, Homicide Detective Carrasco #1643.</b>		
8			
9	<b>At 0312 hours, Sergeant Harrington and Deputy Carroll entered the</b>		
10	<b>scene to process and photograph it.</b>		
11			
12	<b>At 0338 hours, the investigative team entered the scene to conduct</b>		
13	<b>their investigation.</b>		
14			
15	<b>At 0428 hours, Coroner's Investigators Garcia and O'Hara arrived and</b>		
16	<b>entered the scene.</b>		
17			
18	<b>At 0450 hours, Coroner's Removal Team and arrived and</b>		
19	<b>entered the scene.</b>		
20			
21	<b>Between 0429 hours and 0450 hours, day shift Correctional Sergeants</b>		
22	<b>Roland #10277, Valle #10466, Candelaria #10444, and Alamooti #10568</b>		
23	<b>arrived and entered the scene to be briefed. I was relieved by</b>		
24	<b>Correctional Sergeant Roland who assumed control as the scene</b>		
25	<b>commander at 0459 hours.</b>		
26			
27	<b>P.L.E.O:</b>		
28	<b>Correctional Sergeant Brackett #10112 - Supplemental Report</b>		
OFFICER'S NAME <b>Brackett, Russell</b>	ID NUMBER <b>10112</b>	DATE <b>08/29/15 253</b>	SHIFT/DAYS OFF <b>D SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>		ID NUMBER <b>1659</b>	DATE <b>09/02/15 1751</b>
PAGE <b>3</b>		OF <b>3</b>	

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 Compact Disc Containing Audio Interviews of Inmates from 08-27-15								
4 Compact Disc Containing Photographs of from								
5 08-28-15								
6 Compact Disc Containing Photographs of Scene and Seized Items from								
7 08-29-15								
8 Copy of Property Receipt								
9								
10 INVESTIGATION:								
11								
12 On 08-29-2015, I was assigned to the Santa Clara County Main Jail and								
13 Elmwood Correctional Facility as a Santa Clara County Sheriff's								
14 Office Jail Investigations Detective. I met with Sergeant Detective								
15 Carrasco #1643 and Sergeant Detective Quinonez #1644 regarding the								
16 execution of search warrant. Deputy Oster #1983, Deputy Peyton								
17 #2067, Deputy Wells #2215, Deputy Evangelho #2073, and Deputy Din								
18 #2210 were also present for the meeting.								
19								
20 At approximately 0813 hours, I responded to								
21 to execute the warrant. 002-Matthew Farris'								
22 father responded to the door and opened it. Sergeant Carrasco,								
23 Sergeant Quinonez, Deputy Peyton, Deputy Wells, and I entered the								
24 residence. Deputy Peyton and Wells helped secure the scene. (I am								
25 unsure which other deputies entered the residence to secure the								
26 scene.)								
27								
28 After the scene was secure, 002-Farris identified which room was his.								
29 Pursuant to the warrant, I searched 002-Farris' bedroom. 002-Farris								
30 consented to a search of his car (license ), which I also								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/29/15 1425</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1746</b>	PAGE <b>1</b>	OF <b>8</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 searched. I recovered the following evidence items from the								
2 following locations:								
3								
4 1.A men's size 12 pair of Rocky boots (located in the trunk of								
5 002-Farris' car)								
6 2.2 Belt keepers (located in the trunk of 002-Farris' car)								
7 3.Tactical key ring holder (located in the trunk of 002-Farris'								
8 car)								
9 4.Casio G-Shock watch (located in the trunk of 002-Farris' car)								
10 5.Apple I-Phone in black Otter case (located on top of speaker near								
11 bed in 002's bedroom)								
12 6.Green Santa Clara County Sheriff's Office TDU shirt with name								
13 "FARRIS" sewn on. (located on a pile on the floor, to the left of the								
14 bedroom door, inside 002's bedroom)								
15 7.Green Santa Clara County Sheriff's Office TDU pant. Located under								
16 TDU shirt. Contains black belt, pair of black gloves, and blue								
17 latex-style gloves. (located under TDU shirt, on a pile on the								
18 floor, to the left of the bedroom door, inside 002's bedroom)								
19 8.Plastic bag containing work-related equipment, as well as evidence								
20 items 9-11. (located inside 002's bedroom door, on ground to the left								
21 of the bedroom door)								
22 9.Black Under Armour shirt (located inside of Evidence Item 8)								
23 10.Springfield Armory magazine containing 7 pistol rounds (9mm Luger								
24 + P Hornady). (located inside of Evidence Item 8)								
25 11.Typed paper describing in-custody death incident and actions								
26 preceding event ((located inside of Evidence Item 8)								
27 12.Box containing work-related equipment (Yawara stick or Cold Steel								
28 - Koga SD1 or similar, handcuff keys, etc.), holster, flashcards, and								
29 approximately 33 ID's (located on the left side of entertainment unit								
30 in 002's bedroom)								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/29/15 1425</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1746</b>	PAGE <b>2</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	13.Apple laptop in ncase soft case (located on the floor to the right							
2	of desktop computer in the 2nd floor living room)							
3	14.Dark handcuffs in black case (located on top of the left table							
4	inside the entrance to )							
5								
6	INVESTIGATION CONTINUED:							
7								
8	During the investigation, I gave Sergeant Carrasco a copy of the							
9	search warrant to leave at the residence. Sergeant Quinonez left a							
10	property receipt at the residence.							
11								
12	At some point during the search, Deputy Busmire #2180 arrived on scene							
13	and took over the responsibility of scene security for Deputy Peyton							
14	and Deputy Wells.							
15								
16	PHOTOGRAPHS:							
17								
18	During the course of the investigation, I took the following							
19	photographs:							
20								
21	*Photographs of the residence at							
22	*Photographs of 002-Farris' room prior to the search							
23	*Photographs of 002-Farris' vehicle							
24	*Photographs of seized evidence items and their locations							
25	*Photographs of and 002-Farris' bedroom after							
26	the search							
27	*Control photographs of all evidence items seized							
28								
29	Sergeant Leon #1685 assisted me in the control photographs of the							
30	Apple I-Phone, as well as in adjusting the camera settings at that							
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/29/15 1425</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1746</b>	PAGE <b>3</b>	OF <b>8</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 time.			
2			
3 EVIDENCE:			
4			
5 I packaged and sealed the evidence items. Sergeant Leon briefly			
6 assisted me with evidence packaging, by helping to seal and tape			
7 approximately 1-2 evidence items in my presence.			
8			
9 I downloaded the inmate interviews from 08-27-15 onto three compact			
10 discs. I submitted one disc as evidence and the other two as			
11 attachments.			
12			
13 I downloaded the photographs of onto three			
14 compact discs. I submitted one disc as evidence and the other two as			
15 attachments.			
16			
17 I downloaded the photographs from and items			
18 found pursuant to the warrant of 002-Farris' residence. I downloaded			
19 the photographs onto three compact discs. I submitted one disc as			
20 evidence and the other two as attachments.			
21			
22 I booked all of the evidence items into evidence lockers at the			
23 Sheriff's Office Headquarters Evidence Room.			
24			
25 P.L.E.O.'s			
26			
27 Detective Breit #1997 Supplemental Report/Evidence/Photographs			
28 Sergeant Detective Carrasco #1643 Assist			
29 Sergeant Detective Quinonez #1644 Assist			
30 Deputy Oster #1983 Assist			
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/29/15 1425</b>	SHIFT/DAYS OFF <b>II SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1746</b>	PAGE OF <b>4 8</b>





REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

002	Farris Matthew Santa Clara County Sheriff's Dept. Custo	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus: <b>150 W Hedding St., San Jose, CA</b>	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
WO				

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input checked="" type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------	----------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
1	E	O02	2	Boots	Rocky		LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		O02's car.			0	307204	<input type="checkbox"/>
DESCRIPTION <b>O02's black pair of Rocky boots. Men's size 12. Collected from trunk of O02's car License</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
2	E	O02	2	Belt Keepers			LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		O02's car.			0	307205	<input type="checkbox"/>
DESCRIPTION <b>O02's belt keepers. Black with grey metal snaps. Quantity (2). Collected from trunk of O02's car License</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
3	E	O02	1	Tactical Keyring Holder	www.zaktool.com		LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		O02's car.			0	307206	<input type="checkbox"/>
DESCRIPTION <b>Tactical keyring holder collected from trunk of O02's car License</b>							
							BAR CODE
							Bar code

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
--------------------	-------	-------------------------------------------

RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
----------------------------------------------------	------	---------	------	------

<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
----------------------------------------------------	------	---------	------	------

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Breit, Benjamin	1997	08/29/15 1425	II SMT	Rodriguez, Daniel	1659	09/02/15 1746	6	8

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input checked="" type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
4	E	O02	1	Watch	Casio	G-Shock	LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		O02's car.			0	307207	<input type="checkbox"/>
DESCRIPTION <b>Black casio G-Shock watch collected from trunk of O02's car License</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
5	E	O02	1	Cellular Phone	Apple		LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		On top of speaker near bed in O02's bedroom			0	307208	<input type="checkbox"/>
DESCRIPTION <b>Apple I-Phone in black Otter case.</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
6	E	O02	1	TDU Uniform Shirt	Blauer		LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		On floor to the left of the bedroom door, inside O02's bedro			0	307209	<input type="checkbox"/>
DESCRIPTION <b>Green Santa Clara County Sheriff's Office TDU shirt with name "FARRIS" sewn on.</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
7	E	O02	1	TDU Pant	Blauer		LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		On floor to the left of the bedroom door, inside O02's bedro			0	307210	<input type="checkbox"/>
DESCRIPTION <b>Green Santa Clara County Sheriff's Office TDU pant. Located under TDU shirt. Contains black belt, pair of black gloves, and blue latex-style gloves.</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
8	E	O02	1	Bag			LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Inside O02's bedroom door, on ground to the left of door			0	307211	<input type="checkbox"/>
DESCRIPTION <b>Plastic bag containing work-related equipment, as well as evidence items 9-11.</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
9	E	O02	1	Shirt	Under Armour		LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Inside of Evidence Item 8			0	307212	<input type="checkbox"/>
DESCRIPTION <b>Black Under Armour shirt.</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
10	E	O02	1	Ammunition Magazine			LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Inside of Evidence Item 8			0	307213	<input type="checkbox"/>
DESCRIPTION <b>Springfield Armory magazine containing 7 pistol rounds (9mm Luger + P Hornady).</b>							
							BAR CODE
							Bar code

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
11	E	O02	1	Paper			LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Inside of Evidence Item 8			0	307214	<input type="checkbox"/>
DESCRIPTION <b>Typed paper describing in-custody death incident and actions preceding event.</b>							
							BAR CODE
							Bar code

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/29/15 1425</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1746</b>	PAGE <b>7</b>	OF <b>8</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input checked="" type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM  <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES  L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
12	E	O02	1	Shoobox			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Left side of entertainment console in O02's bedroom			0	307215	<input type="checkbox"/>
DESCRIPTION <b>Box containing work-related equipment (Yawara stick or Cold Steel - Koga SD1 or similar, handcuff keys, etc.), holster, flashcards, and approximately 33 ID's</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
13	E	O02	1	Laptop w/case	Apple		<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Floor to right of desktop computer in 2nd floor living room			0	307216	<input type="checkbox"/>
DESCRIPTION <b>Apple laptop in ncase soft case</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
14	E	O02	1	Handcuffs in case			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Left table inside of entrance to			0	307217	<input type="checkbox"/>
DESCRIPTION <b>Dark handcuffs in black case</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
15	E	W01	1	Compact Disc			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		150 W Hedding St., SJ, CA (6th floor Interview Room #3)			0	307218	<input type="checkbox"/>
DESCRIPTION <b>Compact Disc containing inmate interviews (not collected per the search warrant on 08-29-15)</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
16	E	O02	1	Compact Disc			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		150 W Hedding St., SJ, CA (Main Jail North, 6th Floor)			0	307219	<input type="checkbox"/>
DESCRIPTION <b>Compact Disc containing photographs of inmate 6B Cell 48 area (not collected per the search warrant on 08-29-15) and photographs of</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
17	E	O02	1	Compact Disc			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
					0	307220	<input type="checkbox"/>
DESCRIPTION <b>Compact Disc containing photographs of scene and items found in O02-Farris warrant, as well as control photographs</b>							

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>08/29/15 1425</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1746</b>	PAGE <b>8</b>	OF <b>8</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>			
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>					
1 Supplemental report completed for booking of evidence only.								
2								
3 Further supplemental reports to follow.								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>08/31/15 1207</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1531</b>	PAGE <b>1</b>	OF <b>4</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

003	<b>Rodriguez Rafael</b> Co. of Santa Clara	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	<h2 style="margin: 0;">Office of the Sheriff</h2> <h3 style="margin: 0;">Santa Clara County</h3>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E	O03	1	Storage Device		USB / Keychain		
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Wooden Gun Case in Bedroom 2,			0	307554		<input type="checkbox"/>
DESCRIPTION <b>1 - Blue/Silver USB thumb drive w/ "Mastagni Law" printed on the side. Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
2	E	O03	1	Cell Phone	LG	LGMS345		
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Mattress on floor in Master B/R,			0	307543		<input type="checkbox"/>
DESCRIPTION <b>1 - Grey LG brand cell phone with blue case, IMEI# #1688 during service of Search Warrant at on 08/29/15.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
3	E	O03	1	Cell Phone	Samsung	Galaxy Note 4		
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Floor in Bedroom 2 at foot of bed,			0	307542		<input type="checkbox"/>
DESCRIPTION <b>1 - Black Samsung Brand cell phone, . Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Brown, J.	1688	08/31/15 1207	II SSM	Rodriguez, Daniel	1659	09/03/15 1531	2	4

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT  <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM  <input type="checkbox"/> DV/120285	LOCATION CODES  L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
4	E	O03	1	Cell Phone	Samsung	Galaxy Note 4	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED On bed in Bedroom 2,	VALUE 0	LOC CODE 307540		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Black Sumsung Brand cell phone, Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
5	E	O03	1	Cell Phone	Samsung	R360M	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED Top drawer of nightstand in Master B/R,	VALUE 0	LOC CODE 307541		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Black/Grey Samsung Brand, Metro PCS cell phone with red case. Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
6	E	O03	1	i-Pad	Apple	64 GB, A1397	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED Left rear seat area of White Dodge Dart in D-Way,	VALUE 0	LOC CODE 307544		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - White 64 GB Apple i-Pad, Model A1397, FCC ID: Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
7	E	O03	1	Laptop Computer	Apple	MacBook	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED On floor at foot of bed in Bedroom 2,	VALUE 0	LOC CODE 307555		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Grey Apple MacBook with Black outer case, with White charging cables. Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
8	E	O03	2	Work Boots	Rocky	10.5	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED Bed of green GMC truck in D-Way,	VALUE 0	LOC CODE 307556		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Pair (2) of Black Rocky brand, side zip, size 10.5, work boots. Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
9	E	O03	2	Work Boots	Bates	11	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED Floor of kitchen, near sliding door,	VALUE 0	LOC CODE 307557		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Pair (2) of Black Bates brand, side zip, size 11, work boots. Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
10	E	O03	1	Uniform Shirt	Blauer	BDU	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED On back of chair in kitchen near slider,	VALUE 0	LOC CODE 307558		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Green BDU style Blauer model, zip up uniform shirt with "RODRIGUEZ" on right chest and Sheriff's Office patches on shoulders. Items from shirt pockets (paperwork, pen, cuff key)								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
11	E	O03	1	Uniform Pants		BDU	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED On back of chair in kitchen near slider,	VALUE 0	LOC CODE 307559		PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION 1 - Pair of Green BDU style uniform pants. Items from pants pockets (charging cord and gloves) booked in envelopes with pants. Found by Sgt Brown #1688 during service of Search Warrant at								

OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 08/31/15 1207	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1531	PAGE 3	OF 4
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
12	E	O03	1	Gaming System	Microsoft	X-Box 360, 1439	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Next to television on dresser in bedroom 2,	0	307560		<input type="checkbox"/>
DESCRIPTION 1 - Black Microsoft X-Box 360 Console and chargin cord. Found by Sgt Brown #1688 during service of Search Warrant at on 08/29/15.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
13	E	O03	1	Duffle Bag			<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				trunk of Dodge Dart in D-Way,	0	307561		<input type="checkbox"/>
DESCRIPTION 1 - Black duffle style bag, containing black long sleeve "SHERIFF" shirt, "Straight outta Compton" DVD, two paychecks for O03, and plastic bag full of clothing and misc paperwork.								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
14	E	O03	2	Paperwork		ER, Word Doc	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Inside Black duffle bag (#13),	0	307562		<input type="checkbox"/>
DESCRIPTION 1 - Office of the Sheriff Employee Report prepared by "Lubrin #10772" on 08/27/15 @ 0215 hours, documenting "In-Custody Death", IR#15-61656. 1 - Word document appearing to be rough draft								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
15	E	O03	2	Equipment		Law Enforcement	<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Inside Black duffle bag (#13),	0	307563		<input type="checkbox"/>
DESCRIPTION 1 - Black "double" handcuff case, with two sets of handcuffs, one silver and one black. 1 - Black Motorola portable radio microphone with curly cord and connector. Found by Sgt Brown #1688								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION	
16	E		2	CD			<b>BAR CODE</b>  Bar code	
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				55 W Younger St, SJ, Ca 95110	0	307565		<input type="checkbox"/>
DESCRIPTION 2 - Compact Discs (1 of 2 and 2 of 2) containing digital photographs of execution of search warrant at and digital control photographs of evidence collected								

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>08/31/15 1207</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1531</b>	PAGE <b>4</b>	OF <b>4</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 ASSOCIATED CASES:								
2								
3 Santa Clara County Medical Examiner-Coroner's Office Case #15-02948.								
4								
5 ATTACHMENTS:								
6								
7 DVD containing evidence photographs by Sgt. Leon #1685.								
8								
9 INVESTIGATION:								
10								
11 At the time of this report, I was assigned to the Sheriff's Office								
12 Investigations Division as a Homicide Detective and Crime Scene								
13 Investigations (CSI) Unit supervisor.								
14								
15 On Saturday 8-29-2015 at approximately 0400 hours, Sgt. Quinonez #1644								
16 called me at home and requested I respond to the Sheriff's Office to								
17 assist with the serving of search warrants on the persons and								
18 residences of 001 Lubrin, 002 Farris and 003 Rodriguez. I prepared								
19 to respond.								
20								
21 At approximately 0515 hours, I arrived at the Sheriff's Office. I met								
22 with Sgt. Quinonez and Sgt. Carrasco #1643 within the Investigations								
23 Division. Other detectives were also present as was DDA L. Walsh and								
24 DA Investigator M. Gaynor.								
25								
26 At approximately 0700 hours, Sgt. Carrasco conducted an operational								
27 briefing for the serving of the three search warrants. It was								
28 decided that the three search warrants would be served simultaneously								
29 at the residences provided for in the search warrants. Detective								
30 Carroll #2022, Detective Weekes #1994 and I were assigned to serve								
OFFICER'S NAME Leon, Herman	ID NUMBER 1685	DATE 08/31/15 1737	SHIFT/DAYS OFF Det F-Su	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/02/15 1723	PAGE 1	OF 10



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 the search warrant on the person of O01 Lubrin and O01 Lubrin's</p> <p>2 residence. Sgt. Quinonez made arrangements for a marked Sheriff's</p> <p>3 Office Patrol unit with uniformed deputies to assist us with the</p> <p>4 search warrant service.</p> <p>5</p> <p>6 I reviewed the search warrant for O01 Lubrin. The search warrant</p> <p>7 included searching O01 Lubrin's listed address of</p> <p>8 , O01 Lubrin's 2012 Honda vehicle with CA plate</p> <p>9 and the person of O01 Lubrin for any injuries, cuts,</p> <p>10 bruises, lacerations, etc. with the photographing of O01 Lubrin's</p> <p>11 person also commanded. We completed the briefing. Patrol Deputy</p> <p>12 Riano #2056 and Deputy Lee #2219 met with me and the other detectives</p> <p>13 at the Sheriff's Office. I briefed them.</p> <p>14</p> <p>15 At approximately 0750 hours, Patrol Deputy Riano, Patrol Deputy Lee,</p> <p>16 Detective Carroll, Detective Weekes and I began driving to the</p> <p>17 residence.</p> <p>18</p> <p>19 At approximately 0810 hours, we arrived at where</p> <p>20 we were joined by Investigations Division Capt. Rodriguez #1659.</p> <p>21 Detective Weekes, Patrol Deputy Riano and Patrol Deputy Lee knocked</p> <p>22 on the residence's front door. An older male answered the front</p> <p>23 door. Detective Weekes asked for O01 Lubrin. The older male</p> <p>24 verbally identified himself as O01 Lubrin's father and told Detective</p> <p>25 Weekes that O01 Lubrin did not live at this address and had not lived</p> <p>26 there for approximately one year. Detective Weekes explained the</p> <p>27 reason for our presence. O01 Lubrin's father granted us permission</p> <p>28 to enter and search the residence in order to confirm O01 Lubrin was</p> <p>29 not present. During our time there, I heard O01 Lubrin's father say</p> <p>30 that O01 Lubrin did occasionally spend the night at this residence.</p>								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>2</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 He said 001 Lubrin was currently living at								
2 He said 001 Lubrin and 001 Lubrin's wife were staying in a								
3 room at with other family members.								
4								
5 At approximately 0830 hours, we all left the								
6 residence. We did not leave a copy of the search warrant at that								
7 time so that 001 Lubrin's father could not call 001 Lubrin and tell								
8 him what items of evidence we were searching for. I did make								
9 arrangements for Patrol Deputy Riano and Patrol Deputy Lee to drop								
10 off a copy of the search warrant to 001 Lubrin's father later the								
11 same day.								
12								
13 At approximately 0845 hours, Patrol Deputy Riano, Patrol Deputy Lee,								
14 Detective Carroll, Detective Weekes, Captain Rodriguez and I arrived								
15 at the residence.								
16								
17 Detective Weekes, Detective Carroll, Patrol Deputy Riano and Patrol								
18 Deputy Lee walked up to the front of the residence. I walked up								
19 approximately one minute after them. I saw 001 Lubrin standing on								
20 the front porch steps of the residence. He was talking with								
21 Detective Weekes and Detective Carroll. I activated my digital								
22 recorder and placed it in my front pants pocket to record our								
23 interaction with 001 Lubrin.								
24								
25 After a few moments, Detective Weekes advised me that 001 Lubrin had								
26 given verbal consent to enter and search the residence.								
27 001 Lubrin led us into and throughout the residence. 001 Lubrin								
28 showed us the bedroom belonging to him and his wife as well as the								
29 extra room they used as an office and storage space. 001 Lubrin's								
30 wife was verbally identified as 007. She did not								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>3</b>	OF <b>10</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 voice any objection over our presence or search of the residence.								
2 There were several other residents at the home. They continued with								
3 their activities and did not object to our presence or search of the								
4 residence.								
5								
6 While in the office space, I confirmed with O01 Lubrin that he								
7 consented to our presence and search of the residence. We explained								
8 the type of items we were searching for. O01 Lubrin guided us								
9 throughout the house, pointing out the locations of the various items								
10 sought. O01 Lubrin pointed out two laptop computers which he said								
11 belonged to his wife and were used solely by her. We confirmed that								
12 to be the case and did not seize those specific laptops.								
13								
14 At one point, O01 Lubrin asked me to whom he could tell his side of								
15 the story. I told him that Sgt. Carrasco and Sgt. Brown #1688 would								
16 be more than willing to speak with him. O01 Lubrin said he would								
17 speak with them. Coincidentally, while we were having this								
18 conversation, Sgt. Carrasco called my cell phone. In front of O01								
19 Lubrin, I told Sgt. Carrasco that O01 Lubrin had granted us consent								
20 to enter and search his residence as well as that O01 Lubrin wanted								
21 to tell his side of the story. While still on the phone with Sgt.								
22 Carrasco, I asked O01 Lubrin how he wanted to arrange their meeting.								
23 O01 Lubrin said he wanted to tell his side of the story but only with								
24 his attorney present. I relayed this to Sgt. Carrasco who had me								
25 tell O01 Lubrin that he would call O01 Lubrin's attorney on Monday								
26 8-31-2015. We ended our phone call.								
27								
28 At one point, O01 Lubrin led me outside to the front driveway. O01								
29 Lubrin opened the driver's door of his Jeep vehicle, removed a large,								
30 clear plastic bag containing what he said was the Sheriff's Office								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>4</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 TDU uniform he was wearing during his evening shift on Wednesday								
2 8-26-2015 and into the morning of Thursday 8-27-2015, and handed me								
3 the plastic bag. I saw that the plastic bag contained a TDU uniform								
4 shirt and pants.								
5								
6 001 Lubrin led me back inside the residence and into the living room.								
7 001 Lubrin went to a computer tablet that was on the coffee table.								
8 001 Lubrin told me the tablet was his and proceeded to provide me the								
9 tablet's security passcode while unlocking the tablet's screen in								
10 front of me to show me the passcode worked. 001 Lubrin then sat down								
11 on the sofa directly in front of the tablet. I collected the tablet								
12 and its power cord.								
13								
14 I went to my unmarked Sheriff's Office vehicle where I secured the								
15 plastic bag containing the TDU uniform and the computer tablet								
16 inside. Due to the circumstances under which I collected them,								
17 neither the tablet nor the TDU uniform was photographed prior to my								
18 collecting and securing them in my assigned vehicle.								
19								
20 We continued with our consent search of the residence and seizure of								
21 various items without objection.								
22								
23 At one point, Detective Carroll read the Consent to Search								
24 admonishment to 001 Lubrin who then signed the form. Detective								
25 Carroll audio recorded that interaction.								
26								
27 We concluded our search and provided 001 Lubrin a property receipt for								
28 the items seized.								
29								
30 At approximately 1015 hours, we all left the								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>5</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 residence with the items collected.								
2								
3 We returned to the Sheriff's Office where I secured the items I had								
4 collected in a temporary evidence storage locker within the CSI								
5 evidence processing area. I retained the sole key.								
6								
7 I assisted Detective Breit #1997 and Sgt. Brown with their separate								
8 photographing and packaging of the evidence items they collected from								
9 their separate searches pursuant to search warrants in this								
10 investigation.								
11								
12 On Monday 8-31-2015 at approximately 0900 hours, I removed the								
13 evidence items I previously collected from the temporary evidence								
14 storage locker and proceeded to photograph and package the items.								
15 Once completed, I transferred the photographs onto a DVD and made								
16 copies. I submitted a DVD copy as an attachment to this report.								
17								
18 EVIDENCE:								
19								
20 The following is a description of the items submitted into evidence as								
21 a part of this report. Refer to Evidence Pages for other details.								
22								
23 Item #1 ; Green, Sheriff's Office TDU uniform shirt, long-sleeve, size								
24 medium. This shirt had a green with silver lettering cloth name								
25 patch stating "LUBRIN" on the right chest area and Sheriff's Office								
26 patches on each shoulder. There were some apparent white stains on								
27 the front of the shirt's right sleeve and on the upper back of the								
28 shirt's right sleeve near the shoulder patch. There were some								
29 apparent white marks which appeared to be "wear marks" along the								
30 inner seam of the shirt's right sleeve. There were some apparent								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>6</b>	OF <b>10</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 white stains on the back of the shirt's left sleeve. There were some								
2 apparent white stains on the upper area of the shirt back's right								
3 side. There was a blue Blistex Lip Balm tube in the front, right								
4 pocket. I photographed the item and the apparent stains.								
5								
6 Item #2 ; Green, Sheriff's Office TDU uniform pants, size medium								
7 waist. These pants had six pockets which included cargo pockets on								
8 each leg. There was an apparent white stain on the front of the								
9 pants' left leg near the knee area. There were some apparent white								
10 marks which appeared to be "wear marks" along the right and left knee								
11 areas. There were some apparent white stains on the front of the								
12 pants' right leg cargo pocket. Inside the right leg cargo pocket was								
13 a wooden Yawara stick. There were no apparent stains on the back of								
14 the pants. I photographed the item and the apparent stains.								
15								
16 Item #3 ; Tubular-shaped, light colored, wooden Yawara stick initially								
17 found in the right leg cargo pocket of Item #2. The Yawara stick								
18 measured approximately 8 inches in length and 1 ¼ inches in diameter.								
19 The Yawara stick is a martial arts type weapon used for self-defense								
20 and to assist with applying control holds, takedowns, nerve								
21 stimulation, or as an impact weapon. The Yawara stick is authorized								
22 for use by the Custody Division. This particular Yawara stick is								
23 made of smooth wood. It has a mushroom shaped tip on each end with								
24 the barrel of the Yawara stick formed into three valleys with								
25 corresponding wooden ridges. The valleys are wide enough for a								
26 person's fingers to rest inside, improving one's grasp of the item.								
27 I photographed the item.								
28								
29 Item #4 ; Black Windows 8 Pro computer tablet with keyboard in a black								
30 case. Serial . Wall power cord included. Screen								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>7</b>	OF <b>10</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 passcode of "0820." I photographed the item.

2

3 Item #5 ¿ DVD containing evidence photographs taken by me on Monday

4 8-31-2015.

5

6 In anticipation of Sgt. Carrasco obtaining an additional search

7 warrant for the forensic examination of Item #4 -Windows 8 Pro

8 computer tablet and at the request of Sgt. Mah #2055 and Sgt. Leonard

9 #1875, two of the Sheriff's Office's computer and cell phone forensic

10 examiners, I left the Windows 8 Pro computer tablet packaged and

11 secured within the CSI evidence processing room for them to have

12 immediate access to the item. I submitted all of the remaining

13 evidence items into the Evidence Room.

14

15 P.L.E.O.:

16

17 Sgt. H. Leon #1685 Supplemental Report

18 Det. D. Carroll #2022 Supplemental Report

19 Det. K. Weekes #1994 Supplemental Report

20 Patrol Dep. Riano #2056 Assist

21 Patrol Dep. Lee #2219 Assist

OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>8</b>	OF <b>10</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

001	Lubrin Jereh	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	<h2 style="margin: 0;">Office of the Sheriff Santa Clara County</h2> <p style="margin: 10px 0 0 0;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT  <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM  <input type="checkbox"/> DV/120285	LOCATION CODES  L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	O01	1	Uniform TDU Shirt	5.11	Tactical Series	
SERIAL NUMBER		LOCATION COLLEC			VALUE	LOC CODE	

001 Lubrin at      0      307509     

DESCRIPTION **Green 5.11 long-sleeve Sheriff's Office uniform TDU shirt with various apparent stains. Shirt size Medium.**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
2	E	O01	1	Uniform TDU Pant	5.11	Tactical Series	
SERIAL NUMBER		LOCATION COLLEC			VALUE	LOC CODE	

001 Lubrin at      0      307510     

DESCRIPTION **Green 5.11 Sheriff's Office uniform TDU pant with various apparent stains. Waist size Medium.**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
3	E	O01	1	Yawara Stick			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Inside right pant cargo pocket of item #2.      0      307511     

DESCRIPTION **Approximate 8 inch by 1 1/4 inch wooden Yawara stick.**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leon, Herman	1685	08/31/15 1737	Det F-Su	Rodriguez, Daniel	1659	09/02/15 1723	9	10



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
4	E	O01	1	Computer Tablet	Windows	Windows 8 Pro	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Living room of		0	307769	<input checked="" type="checkbox"/>
DESCRIPTION <b>Black Windows 8 Pro computer tablet with power cord. Computer access code</b>				

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
5	E	O01	1	DVD			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Sheriff's Office 55 West Younger Ave, San		0	307512	<input type="checkbox"/>
DESCRIPTION <b>DVD containing evidence photographs taken by Sgt. Leon #1685 on 8-31-2015.</b>				

OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>08/31/15 1737</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/02/15 1723</b>	PAGE <b>10</b>	OF <b>10</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 ATTACHMENTS:								
2								
3 CD containing audio recording of Lubrin's search warrant service by								
4 Sgt. Leon #1685.								
5 Autopsy Property Receipt for V01 Tyree, Coroner's Case #15-02948.								
6 Xerox copy of sealed Hair sample from V01 Tyree autopsy.								
7 Xerox copy of sealed DNA sample from V01 Tyree autopsy.								
8 Xerox copy of sealed Fingernail clippings with clippers from V01 Tyree								
9 autopsy.								
10								
11 INVESTIGATION:								
12								
13 On Tuesday 9-1-2015, I transferred the audio recording I made of our								
14 search warrant service at 001 Lubrin's residence onto a								
15 CD. I made copies of the CD and submitted them as an attachment to								
16 this report.								
17								
18 On Tuesday 9-1-2015 at approximately 1630 hours, Captain Oberst								
19 delivered to Sgt. Quinonez a manila envelope containing a DNA sample								
20 from V01 Tyree, a hair sample from V01 Tyree, and a bag containing								
21 nail clippings from V01 Tyree as well as the clippers used in the								
22 process. These items were initially collected from the body of V01								
23 Tyree at autopsy. Captain Oberst is assigned to the Santa Clara								
24 County Medical Examiner & Coroner's Office as the Administrative								
25 Director. Sgt. Quinonez signed a receipt for the items and retained								
26 a copy of that receipt. Sgt. Quinonez retained possession of those								
27 items and met me in a conference room.								
28								
29 At approximately 1632 hours, Sgt. Quinonez handed the manila envelope								
30 containing those items and the copy of the signed receipt to me. I								
OFFICER'S NAME Leon, Herman	ID NUMBER 1685	DATE 09/02/15 1741	SHIFT/DAYS OFF Det F-Su	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1553	PAGE 1	OF 4

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 retained possession of those items and secured them in a temporary			
2 evidence storage locker within the CSI evidence processing area. I			
3 retained the sole locker key.			
4			
5 On Wednesday 9-2-2015, I removed the manila envelope and its contents			
6 from the temporary evidence storage locker. I removed the content			
7 which consisted of a sealed coin envelope reportedly containing Hair			
8 samples collected from V01 Tyree at autopsy, a sealed coin envelope			
9 reportedly containing a DNA sample collected from V01 Tyree at			
10 autopsy, a sealed paper bag reportedly containing Fingernail			
11 clippings collected at autopsy from V01 Tyree as well as the nail			
12 clippers used in the process. Due to the fact the items were already			
13 sealed by the Medical examiner-Coroner's Office, I did not open the			
14 packaging to exam the contents nor did I photograph the items. I did			
15 make Xerox copies, front and back, of the packaged items to document			
16 their condition and later submitted the Xerox copies as attachments			
17 to this report. I placed each item into its own additional			
18 packaging and tape sealed each package.			
19			
20 I submitted the original CD of the search warrant audio recording, V01			
21 Tyree's DNA sample, V01 Tyree's Hair sample, and V01 Tyree's			
22 fingernail clippings with nail clippers used during the process into			
23 the Evidence Room. Refer to Evidence Page section for additional			
24 details.			
25			
26 P.L.E.O.:			
27			
28 Sgt. H. Leon #1685 Supplemental Report			
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/02/15 1741</b>	SHIFT/DAYS OFF <b>Det F-Su</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1553</b>	PAGE OF <b>2 4</b>

REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

V01	Tyree Michael	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
6	E	O01	1	CD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
					0	307447		<input type="checkbox"/>
DESCRIPTION <b>Audio recording of search warrant service at O01 Lubrin's residence. Recorded by Sgt Leon #1685.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
7	E	V01	1	DNA Reference				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		SCCo Coroner's Office via Capt Oberst			0	307448		<input checked="" type="checkbox"/>
DESCRIPTION <b>V01 Tyree's DNA reference collected at autopsy. Coroner's case #15-02948.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
8	E	V01	1	Hair Reference				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		SCCo Coroner's Office via Capt Oberst			0	307449		<input type="checkbox"/>
DESCRIPTION <b>V01 Tyree's Hair reference collected at autopsy. Coroner's case #15-02948.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/>	PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/>	FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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RELEASE TO:	<input type="checkbox"/>	PERSON NAMED ABOVE	NAME	ADDRESS	CITY
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leon, Herman	1685	09/02/15 1741	Det F-Su	Rodriguez, Daniel	1659	09/03/15 1553	3	4

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
9	E	V01	1	<b>Nail Clippings &amp; Clippers</b>			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		<b>SCCo Coroner's Office via Capt Oberst</b>			0	<b>307450</b>	<input checked="" type="checkbox"/>
DESCRIPTION <b>V01 Tyree's nail clippings collected at autopsy. Includes clippers used in the process. Coroner's case #15-02948.</b>							

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Leon, Herman</b>	<b>1685</b>	<b>09/02/15 1741</b>	<b>Det F-Su</b>	<b>Rodriguez, Daniel</b>	<b>1659</b>	<b>09/03/15 1553</b>	<b>4</b>	<b>4</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On Saturday 8/29/2015 at approximately 0410 hours, when I arrived to								
4 Headquarters from the Main Jail, I was notified by Sgt. Carrasco and								
5 Sgt. Quinonez that I would be assisting in the service of residential								
6 search warrants involving three Santa Clara County Sheriff's Office								
7 Correctional Deputies. At approximately 0704 hours, Sgt. Carrasco led								
8 myself and other Sheriff's Office Enforcement Personnel on scene in a								
9 briefing for the day's events.								
10								
11 Sgt. Carrasco informed us V01 Tyree's autopsy revealed he sustained a								
12 severed spleen and liver resulting from the infliction of blunt force								
13 trauma. Sgt. Carrasco's investigation had led to the serving of three								
14 residential search warrants on three Correctional Deputies								
15 residences. Sgt. Carrasco provided Detective Carroll with a signed								
16 search warrant for the search of Sheriff's Correctional Deputy 001								
17 Jereh Lubrin's #10772 (001 Lubrin) residence located at								
18 . The search warrant authorized the search of								
19 his residence, vehicle, and person for all Sheriff's Office related								
20 work clothing and equipment, computers, cellular phones, digital								
21 storage devices, and any injuries on 001 Lubrin's person.								
22								
23 Detective Sgt. Leon #1685, Detective Carroll #2022 and I were tasked								
24 with serving this search warrant. At approximately 0800 hours, we,								
25 along with uniformed Deputies Riano #2056 and Lee #2219 arrived at								
26 . Deputies Riano, Lee and I knocked on the								
27 residence's front door. Moments later 001 Lubrin's father opened the								
28 front door and allowed us to enter the residence. Det. Carroll later								
29 entered the residence and spoke with 001 Lubrin's father. Deputy								
30 Riano, Lee and I conducted a search of the residence for 001 Lubrin,								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/02/15 1756</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1252</b>	PAGE <b>1</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 but he no longer resided at the residence. Detective Carroll was</p> <p>2 speaking to 001 Lubrin's father who told him 001 Lubrin has not lived</p> <p>3 at this residence for approximately one year, and is now living at</p> <p>4 with his wife and a few other family</p> <p>5 members.</p> <p>6</p> <p>7 We left the residence and at approximately 0830 hours, we arrived at</p> <p>8 .</p> <p>9</p> <p>10 Other 07 , 001 Lubrin's</p> <p>11 wife, was present at the residence along with a few other family</p> <p>12 members, most of who were older in age. As I spoke to an elderly</p> <p>13 woman in the front yard of the house, 001 Lubrin walked out the front</p> <p>14 door of his house. 001 Lubrin had his hands in his pocket but quickly</p> <p>15 pulled them out of his pocket and put his hands up in the air. 001</p> <p>16 Lubrin had his wallet in his right hand. As I walked up the entry</p> <p>17 staircase towards 001 Lubrin, I told him to put his hands down and he</p> <p>18 was not under arrest.</p> <p>19</p> <p>20 001 Lubrin asked what was going on because his mom just called him and</p> <p>21 she was hysterical because there were Sheriff's Deputies inside their</p> <p>22 house looking for him and she thought we were going to arrest him. I</p> <p>23 explained to 001 Lubrin that we needed to collect some items from</p> <p>24 him. I asked if it was ok if we can go inside his residence so we do</p> <p>25 not attract too much attention out in the front yard. 001 Lubrin</p> <p>26 voluntarily consented to letting us inside his residence. Knowing 001</p> <p>27 Lubrin had two registered firearms, I immediately asked where he kept</p> <p>28 his firearms. 001 Lubrin walked Det. Carroll, Deputies Riano and Lee</p> <p>29 and I to a spare room in the house. 001 Lubrin pointed at black</p> <p>30 handgun which had the slide locked to the rear, and a magazine</p>								
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 09/02/15 1756	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/03/15 1252	PAGE 2	OF 6

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 sitting next to it on the top shelf of a metal storage rack. 001								
2 Lubrin advised me his second registered firearm was still in the								
3 large plastic bag he took the night he was suspended from work. 001								
4 Lubrin was cooperative and told us where his work clothing, work								
5 items and his personal computer were in the residence.								
6								
7								
8 Deputy Stek #2143 arrived on scene and maintained scene security								
9 outside of the residence.								
10								
11								
12 At approximately 0915 hours, Det. Carroll read 001 Lubrin the								
13 Sheriff's Office Consent to Search Form verbatim, which said we were								
14 going to search his residence, and his vehicle. 001 Lubrin identified								
15 his vehicle to Det. Carroll as a green Jeep Wrangler that was parked								
16 in the residence's driveway. 001 Lubrin was concerned we were going								
17 to take his wife's work computer because he does not use it. He								
18 advised us she does professional photography and needs it for her								
19 work. We told 001 Lubrin we will not be taking her computer. Det.								
20 Carroll recorded the reading of the Consent to Search Form and								
21 thereon throughout the remainder of our interaction with 001 Lubrin.								
22 Please refer to Det. Carroll's supplemental report for additional								
23 details.								
24								
25 Upon our initial entry of the house, 001 Lubrin showed Det. Carroll								
26 and me a plastic bag full of clothing in the spare bedroom. On top of								
27 the bag of clothes was a black colored t-shirt, which was "Merona"								
28 brand and one pair of black socks, brand unknown. 001 Lubrin advised								
29 me that these were the shirt and socks he either wore on Wednesday								
30 August 26th or Thursday August 27th. Det. Carroll photographed these								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/02/15 1756</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1252</b>	PAGE <b>3</b>	OF <b>6</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 two items, and I immediately placed the two items into individual								
2 evidence collection bags.								
3								
4 At approximately 0945 hours, I conducted a search of 001 Lubrin and								
5 007 bedroom. There were no items within the bedroom that								
6 were confiscated as evidence. At approximately 0950 hours, I searched								
7 through a plastic bag of clothing that 001 Lubrin had pointed out to								
8 us at the front of the residence's hallway. The bag was located at								
9 the top of the entry staircase near a small hallway closet.								
10								
11 I searched through the plastic bag and located one Sheriff's Office								
12 Tactical Dress Uniform (TDU) shirt, two Sheriff's Office TDU pants,								
13 one black t-shirt, one leather uniform belt, one handcuffs case								
14 containing one pair of handcuffs, one green and black rope lanyard,								
15 two belt keepers, one handcuff key, and one pair of black 'OTB' brand								
16 boots. 001 Lubrin told me he only wears two keepers on his duty belt.								
17 001 Lubrin told us each of these items were from his employment at								
18 the Sheriff's Office. 001 Lubrin told Det. Carroll he does not own a								
19 Sheriff's Office issued firearm.								
20								
21 Det. Carroll photographed each of these items prior to me placing each								
22 of the items into evidence collection bags.								
23								
24 Sgt. Leon collected uniforms from 001 Lubrin's vehicle and collected								
25 his computer from inside the residence. For further details, see Sgt.								
26 Leon's supplemental report.								
27								
28 Det. Carroll met alone with 001 Lubrin in one of the residence's								
29 bedrooms to take photographs of him. Det. Carroll photographed 001								
30 Lubrin's arms, legs, face, head, and front and back of his torso in								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/02/15 1756</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1252</b>	PAGE <b>4</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 the event he had any injuries or bruising.								
2								
3 After collecting all of the clothing, Det. Carroll asked O01 Lubrin								
4 where his phone was. O01 Lubrin pointed to the dining room table and								
5 walked over towards it. O01 Lubrin handed Det. Carroll his iPhone and								
6 told him he was in the middle of trying to "Jail Break" his phone.								
7 Det. Carroll attempted to turn the phone on, but the screen appeared								
8 to be frozen on the screen where the Apple symbol was visible. The								
9 phone would not restart or open properly. O01 Lubrin explained								
10 "Jail Break" as a way to manipulate his phone in such a way that he								
11 would be able to download free "apps" to his phone. Considering the								
12 early hour of the morning, and the spontaneous statement about how								
13 O01 Lubrin just got off the phone with his mother prior to our								
14 arrival, I found it odd that he would choose this time to "Jail								
15 Break" his phone. It was not confirmed as to whether or not he talked								
16 to his mom on his phone, his wife's phone or a house phone.								
17								
18 Once O01 Lubrin knew we were going to confiscate his phone, he became								
19 upset with Det. Carroll. O01 Lubrin was under the impression we would								
20 only be taking his computers even though it was explained in detail								
21 we would be taking computers, cellular phones and digital storage								
22 devices. O01 Lubrin's attitude quickly changed, and he became visibly								
23 upset. His tone changed from friendly and inviting to more angry and								
24 argumentative. O01 Lubrin became stiff with his arms firmly crossed,								
25 clenching his jaw numerous times while sitting on the arm of the								
26 couch.								
27								
28 I completed a property receipt detailing each item we took from O01								
29 Lubrin's residence and vehicle. Det. Carroll provided O01 Lubrin with								
30 a copy of this form.								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/02/15 1756</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/03/15 1252</b>	PAGE <b>5</b>	OF <b>6</b>



REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County ADDITIONAL PARTIES			CASE NO. <b>15-239-0032J</b>			
		"V" = VICTIM		'R" = REPORTING PARTY		"W" = WITNESS		"O" = OTHER		
<b>W36</b>	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 checked="" 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 <b>Jaimez, Suguey</b>	ID NUMBER <b>1890</b>	DATE <b>09/03/15 1645</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1029</b>	PAGE <b>1</b>	OF <b>8</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 NOTIFICATION:			
2			
3 On 08-28-2015, I was assigned as a Detective in the Investigations			
4 Division. Detective Sergeant Brown told me he had interviewed an			
5 inmate (W36 ) at the Santa Clara County Main			
6 Jail, but had some difficulty communicating with him because he was			
7 primarily Spanish speaking. Detective Sergeant Brown said he wanted			
8 to re-interview W36 and requested my assistance			
9 with Spanish language translation. I am certified through the County			
10 of Santa Clara as a level II Spanish Speaker. Detective Sergeant			
11 Brown and I drove to the Main Jail.			
12			
13 INVESTIGATION:			
14			
15 At approximately 1544 hours, W36 walked into the			
16 interview room where Detective Sergeant Brown and I were waiting. I			
17 told W36 I would be assisting with translation.			
18			
19 Detective Sergeant Brown told W36 that he wanted to			
20 hear his side to the story and understood it would be easier for W36			
21 to communicate in Spanish. W36			
22 nodded his head in understanding. Detective Sergeant Brown asked W36			
23 to tell him what happened from the time pill call			
24 started. W36 responded in Spanish.			
25			
26 I recorded the interview with my portable digital audio recorder. I			
27 later downloaded the audio recording onto a CD. The following is a			
28 translated paraphrased synopsis of the statement made by W36			
29 . For complete details refer to the audio			
30 recording.			
OFFICER'S NAME Jaimez, Sugey	ID NUMBER 1890	DATE 09/03/15 1645	SHIFT/DAYS OFF DET SSM
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/04/15 1029	PAGE OF 2 8



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 were in cell 48. By the time they arrived to cell 47, there were</p> <p>2 three Correctional Deputies checking the cells.</p> <p>3</p> <p>4 Detective Sergeant Brown asked if there was a problem in cell 48. W36</p> <p>5 said the inmate in 48 commented to him and</p> <p>6 others that the Correctional Deputies were inside his cell for</p> <p>7 approximately 8-10 minutes. While inside, the "Filipino"</p> <p>8 Correctional Deputy slapped the inmate in cell 48. W36</p> <p>9 did not see the incident. W36</p> <p>10 was not able to hear any noise coming from cell 48 the day of the</p> <p>11 incident.</p> <p>12</p> <p>13 W36 said the incident in 48 occurred first and then</p> <p>14 the Correctional Deputies continued to the bottom floor where 39 is</p> <p>15 located. W36 said the sounds coming from 39</p> <p>16 sounded as if someone was being hit. W36 said his</p> <p>17 cell door was locked and from where he was, he could not see into,</p> <p>18 only hear the sounds coming from 39.</p> <p>19</p> <p>20 W36 did not remember hearing anything other than,</p> <p>21 "I'm sorry," coming from 39. Detective Sergeant Brown asked W36</p> <p>22 if he remembered hearing a Correctional Deputy</p> <p>23 making a comment right before the door to 39 was closed such as, "I</p> <p>24 don't want to fucking hear you again tonight." W36</p> <p>25 said he did hear a comment somewhat similar to that, but because he</p> <p>26 doesn't understand much English, he could not say exactly what he</p> <p>27 heard.</p> <p>28</p> <p>29 W36 said that when the Correctional Deputies opened</p> <p>30 up his cell door, he noticed the "white guy's" face looked red,</p>								
OFFICER'S NAME Jaimez, Sughey	ID NUMBER 1890	DATE 09/03/15 1645	SHIFT/DAYS OFF DET SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/04/15 1029	PAGE 4	OF 8

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 almost as if he was scared. W36 said the "white"</p> <p>2 Correctional Deputy was slightly sweaty and looked, "asoleado,"</p> <p>3 meaning he appeared to be tired out. W36 was not</p> <p>4 able to describe the other Correctional Deputies because he said his</p> <p>5 back was towards them. W36 only communicated with</p> <p>6 the "white" Correctional Deputy who made small talk and joked around</p> <p>7 with him about his new tennis shoes. W36 said his</p> <p>8 clothes were not checked and the light to his cell was left on after</p> <p>9 they left.</p> <p>10</p> <p>11 W36 said the Correctional Deputies moved quickly</p> <p>12 after leaving 39. W36 said he had seen the</p> <p>13 searches on the top floor and described them as slow. He said he was</p> <p>14 able to see the extra clothing being thrown over to the first floor</p> <p>15 as the top cells were being searched. W36 said</p> <p>16 that once the Correctional Deputies finished with 39, the searches</p> <p>17 were done in a much faster pace. Detective Sergeant Brown asked if</p> <p>18 the Correctional Deputies found something in the bottom cells. W36</p> <p>19 said they didn't because they were moving fast</p> <p>20 through the cells; going in and out.</p> <p>21</p> <p>22 W36 said that once his cell search was complete, he</p> <p>23 saw the remainder of the searches on the first floor from his cell</p> <p>24 door. W36 said the Correctional Deputies were</p> <p>25 working faster and appeared rushed. Once the searches were complete,</p> <p>26 the Correctional Deputies gathered the items they had removed from</p> <p>27 the cells, turned off the lights and left.</p> <p>28</p> <p>29 W36 said that after approximately one hour, the</p> <p>30 "Filipino" Correctional Deputy returned to check on the inmates. W36</p>								
OFFICER'S NAME <b>Jaimez, Sugay</b>	ID NUMBER <b>1890</b>	DATE <b>09/03/15 1645</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1029</b>	PAGE <b>5</b>	OF <b>8</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1                                    said he heard the Correctional Deputy bang on cell  
2 door 39 and yell the inmate's name very loudly, but the inmate would  
3 not respond. When the inmate in cell 39 did not answer, the  
4 Correctional Deputy walked to the corner, turned on the light and  
5 called for a second Correctional Deputy to respond. The Correctional  
6 Deputy grabbed the radio and opened the door to cell 39. The  
7 Correctional Deputy grabbed the inmates hand and pulled him out of  
8 the cell. The inmate did not have his clothes on. W36  
9                                    could see the inmate and said that when the  
10 Correctional Deputy was pulling him, the inmate was throwing up. The  
11 "Filipino" Correctional Deputy began to push on the inmate's stomach  
12 as if attempting life saving measures.  
13  
14 Other people began to arrive. W36                                    said two females  
15 and a male who worked at the Jail arrived, followed by possibly three  
16 paramedics and maybe three firefighters. All personnel checked the  
17 inmate for approximately 30 minutes.  
18  
19 Detective Sergeant Brown asked W36                                    what he believed  
20 had occurred. W36                                    said he wasn't sure, but he  
21 believed the inmate had been beaten. Detective Sergeant Brown asked  
22 W36                                    if he heard any noises coming from cell 39,  
23 after the Correctional Deputies completed their initial search. W36  
24                                    said he did not hear the sink, toilet or any other  
25 noises coming from cell 39 from the time the Correctional Deputies  
26 completed their search until they returned to check on them again.  
27  
28 W36                                    described the inmate in cell 39 as very calm and  
29 unkempt. W36                                    said the inmate kept to himself and  
30 would often pick left over food from the trash can to eat. W36

OFFICER'S NAME Jaimez, Sugay	ID NUMBER 1890	DATE 09/03/15 1645	SHIFT/DAYS OFF DET SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/04/15 1029	PAGE 6	OF 8
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  <b>BAR CODE</b>  Bar code	
1	E		1	CD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Main Jail - #1890's Audio Recorder			0	307810		<input type="checkbox"/>
DESCRIPTION <b>Audio recording with W36 Spanish Interview</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Jaimez, Sugay	1890	09/03/15 1645	DET SSM	Rodriguez, Daniel	1659	09/04/15 1029	8	8

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL REPORT:								
2								
3 On 8/27/2015, I was working as a uniformed Correctional Deputy for								
4 Santa Clara County Sheriff's Office assigned to Main Jail South 2nd								
5 West 3 Officer.								
6								
7 At approximately 0012 hours, I heard the 6B Officer, Correctional								
8 Deputy Lubrin #10772; call out a "Man Down" from my department issued								
9 radio. I immediately responded to the incident from Main Jail South								
10 2nd West. I entered Module 6B and saw Correctional Deputy Lubrin								
11 #10772 and Correctional Deputy Rodriguez #10837 standing at Cell #39.								
12 As I walked up to Cell #39 I saw V01 Tyree, Michael								
13 lying on his back with his head at the opening of cell								
14 door #39. V01 Tyree was completely naked and his eyes were open. I								
15 could see bodily fluids, which appeared to be vomit and feces, on his								
16 face, torso, and legs. Bodily fluids could be seen on the floor and								
17 toilet of Cell #39.								
18								
19 Correctional Deputy Lubrin was attempting to get a response from V01								
20 Tyree by tapping on his shoulder and moving his arm. I could see that								
21 V01 Tyree showed no signs of breathing by looking for the rise and								
22 fall of his chest. Correctional Deputy Strickland #10919 checked and								
23 did not find a pulse coming from V01 Tyree.								
24								
25 At approximately 0013 hours, V01 Tyree was pulled out of Cell #39 and								
26 immediately started on CPR. Correctional Deputy Lubrin began chest								
27 compressions as Correctional Deputy Strickland applied the AED pads.								
28 I immediately grabbed a bag valve mask and a second AED machine from								
29 the F6 Core Area.								
30								
OFFICER'S NAME <b>Barrera, Eddie</b>	ID NUMBER <b>10824</b>	DATE <b>09/03/15 1710</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1020</b>	PAGE <b>1</b>	OF <b>2</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 CD containing evidence photographs of items #10-12 by Sgt. Leon								
4 #1685.								
5								
6 INVESTIGATION:								
7								
8 On Thursday 9-3-2015 at approximately 1245 hours, Sgt. Brown turned								
9 over custody of the following items to me for later booking into the								
10 Evidence Room.								
11								
12 - One paper bag of V01 Tyree's personal clothing that he was wearing								
13 at the time of his booking into the Santa Clara County Jail on								
14 .								
15 - One manila envelope containing a Xerox copy of V01 Tyree's								
16 Pre-Booking Sheet and a clear, plastic bag. The plastic bag								
17 contained a white, disposable Bic lighter and a white metal keychain.								
18 On the keychain were two white metal keys and a white metal cross								
19 with black accent color.								
20 - Copy of the signed Coroner's Office Personal Property Receipt for								
21 the items signed by Sgt. Brown and dated 8-31-2015.								
22								
23 The bag of V01 Tyree's personal clothing was already secured in a								
24 temporary evidence storage locker within the CSI evidence processing								
25 area, having been previously secured there by Sgt. Brown. Sgt. Brown								
26 gave me the locker key at which time I secured the manila envelope								
27 with contents and the Personal Property Receipt in the same locker.								
28 I retained the locker key.								
29								
30 At approximately 1630 hours, I removed all of the items from the								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/03/15 1745</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1017</b>	PAGE <b>1</b>	OF <b>3</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

V01	Tyree Michael James	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
10	E	V01	1	Keys/Lighter			
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE
				SCCo Medical Examiner's Office 850 Thornton Ave, San Jose	0	307763	<input type="checkbox"/>
DESCRIPTION							
Manila envelope with copy of V01 Tyree's Pre-Booking Sheet & a clear, plastic bag containing a white, disposable Bic lighter & a white metal keychain with 2 white metal keys & a white metal							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
11	E	V01	1	Personal Clothing			
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE
				SCCo Medical Examiner's Office 850 Thornton Ave, San Jose	0	307764	<input type="checkbox"/>
DESCRIPTION							
V01 Tyree's personal clothing: Apt 9 white T-shirt size L; black & white checkered Munsingwear Penguin pants size 33; black Puma socks, red Vans tennis shoes size 11. All items appear dirty.							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
12	E	V01	1	CD			
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE
				Sheriff's Office CSI Room 55 W Younger Ave, San Jose	0	307765	<input type="checkbox"/>
DESCRIPTION							
CD containing photographs of evidence items #10 and #11 as described above.							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leon, Herman	1685	09/03/15 1745	Det F-Su	Rodriguez, Daniel	1659	09/04/15 1017	3	3





REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL REPORT:								
2								
3 On 08/27/2015, I was working as a Sheriff's Correctional Deputy								
4 assigned to Main Jail North Module 7A. At approximately 0012 hours,								
5 there was a call over the radio of a "man down" in Module 6B.								
6								
7 At approximately 0018 hours, North Control contacted F7 via steno								
8 phone asking if we had any staff that could respond to 6B. North								
9 Control also asked for additional staff to respond via radio.								
10								
11 At approximately 0019 hours, I arrived at Module 6B. As I arrived, I								
12 saw medical staff working on an inmate later identified as V01 Tyree,								
13 Michael by cells 39 and 41. I saw								
14 Correctional Deputy Lubrin #10772 performing chest compressions on								
15 V01 Tyree. At approximately 0024 hours, Emergency Medical Services								
16 (EMS) arrived on scene. Correctional Deputy Barrera #10824,								
17 Correctional Deputy Chacon #10815, and I took turns assisting with								
18 Cardiovascular Pulmonary Resuscitation (CPR) which consisted of (30)								
19 chest compressions and (2) breaths via a bag valve mask. I performed								
20 approximately (4-5) rotations of CPR on V01 Tyree.								
21								
22 At approximately 0035 hours, I was advised by EMS to stop performing								
23 CPR and V01 Tyree was pronounced dead.								
24								
25 At approximately 0043 hours, I left Module 6B to return to my assigned								
26 post.								
27								
28 P.L.E.O:								
29								
30 Correctional Deputy Wilton #10812 - Supplemental Report								
OFFICER'S NAME <b>Wilton, C</b>	ID NUMBER <b>10812</b>	DATE <b>09/03/15 2206</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1015</b>	PAGE <b>1</b>	OF <b>1</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 SUPPLEMENTAL REPORT:			
2			
3 On 08/29/2015, I was working as a Detective Sergeant assigned to the			
4 Jail Crimes Unit. I was tasked with assisting in the execution of a			
5 search warrant at <span style="float: right;">Homicide</span>			
6 Detective Sergeant Brown #1688 and District Attorney Investigator			
7 Gayner assisted in the execution of the search warrant.			
8			
9 At approximately 0810 hours, we responded to the above listed address.			
10 Sergeant Brown knocked on the front door and we were granted			
11 entrance after presenting the search warrant to the home-owner,			
12 . All occupants of the residence were asked to be			
13 seated in the living room and remain there for the duration of the			
14 search.			
15			
16 We conducted a protective sweep of the residence and began the			
17 execution of the search warrant. Pursuant to the search warrant, I			
18 found and located the following evidence/items in their respective			
19 areas.			
20			
21 -One black Samsung cell phone <span style="float: right;">from master bedroom #3, top</span>			
22 drawer of left nightstand			
23			
24 -One pair of black Rocky work boots, size 10.5, from bed of green GMC			
25 P/U truck in driveway			
26			
27 -One white Apple I-Pad, <span style="float: right;">, from left rear seat of white Dodge</span>			
28 Dart in driveway			
29			
30 -One black nylon bag containing one handcuff case holder containing			
OFFICER'S NAME <b>Davis, Lamond</b>	ID NUMBER <b>1729</b>	DATE <b>09/04/15 917</b>	SHIFT/DAYS OFF <b>B SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1013</b>	PAGE OF <b>1 2</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1	<b>one set of handcuffs, one detached radio microphone and miscellaneous</b>
2	<b>paperwork</b>
3	
4	<b>The above listed items were photographed, collected, packaged and</b>
5	<b>booked into evidence by Detective Sergeant Brown.</b>
6	
7	
8	
9	<b>PLEO:</b>
10	
11	<b>Sergeant L. Davis #1729 S/R</b>

OFFICER'S NAME <b>Davis, Lamond</b>	ID NUMBER <b>1729</b>	DATE <b>09/04/15 917</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1013</b>	PAGE <b>2</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>SUPPLEMENTAL REPORT:</b>								
2								
3 <b>(1) 2 Copies of Daily Jail Report for 08-26-15</b>								
4 <b>(2) 2 Copies of Daily jail Report for 08-27-15</b>								
5 <b>(3) 2 Copies of Daily jail Report for 08-28-15</b>								
6 <b>(4) 1 Copy of Main Jail Watch Commander's Activity Log for 08-26-15</b>								
7								
8 <b>INVESTIGATION:</b>								
9								
10 <b>On 09-01-2015, I was assigned to assist the Santa Clara County</b>								
11 <b>Sheriff's Office Investigations Division Robbery/Homicide Unit with</b>								
12 <b>the investigation of the death of inmate V01 Michael James Tyree. The</b>								
13 <b>incident occurred at the Santa Clara County Main Jail, 6B Module cell</b>								
14 <b>39 on 08-27-15.</b>								
15								
16 <b>At 0900 hours, I arrived at the Santa Clara County Main Jail located</b>								
17 <b>at 150 W. Hedding Street. I met with Lt. Davis and obtained the</b>								
18 <b>following documents:</b>								
19								
20 <b>1.The Daily Jail Report for Wednesday, August 26, 2015, Main Jail, A-</b>								
21 <b>Team</b>								
22								
23 <b>2.The Daily Jail Report for Wednesday, August 26, 2015, Main Jail,</b>								
24 <b>D-Team</b>								
25								
26 <b>3.The Daily Jail Report for Thursday, August 27, 2015, Main Jail,</b>								
27 <b>B-Team</b>								
28								
29 <b>4.The Daily Jail Report for Thursday, August 27, 2015, Main Jail,</b>								
30 <b>D-Team</b>								
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>09/04/15 1338</b>	SHIFT/DAYS OFF <b>II SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1104</b>	PAGE <b>1</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>5.The Daily Jail Report for Friday, August 28, 2015, Main Jail,</b>							
3	<b>B-Team</b>							
4								
5	<b>6.The Daily Jail Report for Friday, August 28, 2015, Main Jail,</b>							
6	<b>D-Team</b>							
7								
8	<b>7.The Main Jail Watch Commander's Activity Log for Wednesday, August</b>							
9	<b>26, 2015 prepared by Lt. Edward Meyers badge #1019</b>							
10								
11	<b>INVESTIGATION CONTINUED:</b>							
12								
13	<b>While at the Main Jail, I collected the following items of evidence:</b>							
14								
15	<b>EVIDENCE:</b>							
16								
17	<b>At approximately 1015 hours, Lt. Davis gave me the Main Jail F-6 Post</b>							
18	<b>Log Book that documents the Main Jail 6th floor daily activities for</b>							
19	<b>the 6A Module, the 6B Module, and 6C Module from 05/18/2015 to</b>							
20	<b>09/01/2015.</b>							
21								
22	<b>At approximately 1045 hours, I obtained a compact disk containing all</b>							
23	<b>the 6B Module inmate phone calls made starting on 08/27/2015 at 1318</b>							
24	<b>hours to 09/01/2015 at 0927 hours.</b>							
25								
26	<b>At approximately 1140 hours, I obtained V01 Tyree's Admin Booking File</b>							
27	<b>containing documents for V01 Tyree. This Admin Booking File contained</b>							
28	<b>a Booking Record form, Prisoners Property Release form with a copy of</b>							
29	<b>the Medical examiner-Coroner's release form, a Memorandum for a death</b>							
30	<b>while in custody notification form, a Note to File form documenting</b>							
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>09/04/15 1338</b>	SHIFT/DAYS OFF <b>II SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1104</b>	PAGE <b>2</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 the in custody death, a Pre Booking Information Sheet (3214 rev  
2 04/07) for V01 Tyree, an Agency Advisory form (4130-ASS18), five  
3 separate court appearances forms for Dept. 64 (dated 07/13/2015 1:30,  
4 07/13/2015 1:35, 07/29/2015 1:30, 08/12/2015 1:30, 08/24/2015 9:00),  
5 and two Abstract of Warrant forms.  
6  
7 At approximately 1300 hours, I obtained a Classification File from  
8 Sgt. Thomas Duran in the Main Jail Classification Unit for V01 Tyree.  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23 I gave Sgt. Carrasco a scanned copy of the F-6 Post Log Book on two  
24 compact disks, two compact disks with the Main Jail 6B Module inmate  
25 phone calls, a copy of V01-Tyree's Admin Booking File, and a copy of  
26 V01-Tyree's Classification File.  
27  
28 I later booked the Main Jail F-6 6B Post Log Book, the compact disk  
29 with 6B Module inmate telephone calls, V01-Tyree's Admin Booking  
30 File, and V01-Tyree's Classification File into the Sheriff's Office

OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>09/04/15 1338</b>	SHIFT/DAYS OFF <b>II SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1104</b>	PAGE <b>3</b>	OF <b>6</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 <b>Headquarters evidence room.</b>
2
3 <b>INVESTIGATION CONTINUED:</b>
4
5 <b>This is an ongoing investigation.</b>
6
7 <b>End of supplemental report.</b>
8
9 <b>PLEOS</b>
10
11 <b>Sergeant N. Cortez #1887- Supplemental Report</b>

OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>09/04/15 1338</b>	SHIFT/DAYS OFF <b>II SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1104</b>	PAGE <b>4</b>	OF <b>6</b>
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REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
1	E		1	Log Book	n/a	n/a	LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
n/a		150 W. Hedding Street, Main Jail			0	308036	BAR CODE
DESCRIPTION <b>The F-6 Post Log Book for the dates of 05/18/15 to 09/01/15 collected by Sgt. Cortez #1887 on 09/01/15 at approx. 1015 hours.</b>							
Bar code							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
2	E		1	Compact Disk	n/a	n/a	LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
n/a		150 W. Hedding Street, Main Jail			0	308037	BAR CODE
DESCRIPTION <b>One compact disk containing SCC Main Jail, 6B Module, inmate telephone calls from 08-27-15 13:18 hours to 09/01/15 09:27 hours collected by Sgt. Cortez #1887 on 09/01/15 at approx. 1045</b>							
Bar code							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
3	E		1	File	Santa Clara Co.	n/a	LOCATION
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
n/a		150 W. Hedding Street, Main Jail			0	308038	BAR CODE
DESCRIPTION <b>Santa Clara County Department of Corrections admin booking file for inmate Michael Tyree collected by Sgt. Cortez #1887 on 09/02/15 at approx.1140 hours.</b>							
Bar code							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/>	PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/>	FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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RELEASE TO:	<input type="checkbox"/>	PERSON NAMED ABOVE	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Cortez, Noe	1887	09/04/15 1338	II SS	Rodriguez, Daniel	1659	09/05/15 1104	5	6

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
4	E		1	File	Santa Clara Co.	n/a	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
n/a		150. W. Hedding Street			0	308039	<input type="checkbox"/>
DESCRIPTION <b>Santa Clara County Department of Corrections classification file for inmate Michael Tyree collected by Sgt. Cortez #1887 on 09/02/15 at approx.1300 hours.</b>							

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Cortez, Noe</b>	<b>1887</b>	<b>09/04/15 1338</b>	<b>II SS</b>	<b>Rodriguez, Daniel</b>	<b>1659</b>	<b>09/05/15 1104</b>	<b>6</b>	<b>6</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On August 27, 2015, at approximately 1230 hours, Correctional Sergeant								
4 Rita Roland advised me of a complaint she received from a 6B inmate,								
5 later identified as . The inmate alleged								
6 three deputies beat inmate Tyree and possibly caused his death.								
7 Deputy Lubrin was assigned to module 6B during the incident. I								
8 decided to review video footage in an effort to find evidence that								
9 could confirm or refute the inmate's allegations.								
10								
11 I reviewed the video footage from the 6th floor surveillance camera.								
12 This camera is positioned over the 6th floor officer's station and								
13 points directly towards the 6B module door. This camera captures								
14 video of the 6th floor officer's station area, inmate visiting								
15 booths, and a limited view of the 6B dayroom through the window of								
16 the main entry door into the 6B module.								
17								
18 I began reviewing video date-stamped 08/26/15. At approximately 2238								
19 hours, the video depicts Deputies Lubrin and Farris entering module								
20 6B. Ten minutes later, Deputy Rodriguez entered 6B. At approximately								
21 2309 hours, Deputies Rodriguez and Farris exit 6B. Deputy Rodriguez								
22 stood across from Deputy Farris, as he (Farris) held the door for								
23 Deputy Lubrin. While Deputies Rodriguez and Farris were facing each								
24 other, Deputy Rodriguez made a `head-butts motion towards Deputy								
25 Farris, which I determined to be an unusual gesture. Within seconds,								
26 both were joined by Deputy Lubrin. The three deputies walked away								
27 from the 6B entry door as they peeled-off blue latex gloves from								
28 their hands.								
29								
30 I then reviewed video footage date stamped 08/27/15. At approximately								
OFFICER'S NAME <b>Davis, Timothy</b>	ID NUMBER <b>10326</b>	DATE <b>09/04/15 1343</b>	SHIFT/DAYS OFF <b>Days SSU</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 832</b>	PAGE <b>1</b>	OF <b>2</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 0008 hours, the video depicts Deputy Lubrin entering 6B. At			
2 approximately 0011 hours, Deputy Rodriguez approaches module 6B and			
3 meets Deputy Lubrin at the door. Deputy Rodriguez rushes back to the			
4 6th floor officer's station, retrieves a logbook, and immediately			
5 returns to 6B where he enters the unit. Deputy Farris comes into view			
6 at the 6th floor officer's station. Shortly thereafter, additional			
7 officers respond to the scene. Minutes later, the dorm lights were			
8 turned on.			
9			
10 Based on the inmate complaint, video footage, and information provided			
11 by staff, I determined further investigation was required. I notified			
12 Captain Hoyt. Captain Hoyt contacted the Investigations Unit and			
13 expressed our concerns about the incident. Detectives from the			
14 Investigations Unit arrived to conduct interviews of the 6B inmates.			
15			
16			
17 At approximately 1500 hours, I contacted Classification's Admin Deputy			
18 Flores and requested a CD copy of any jail calls, made by the 6B			
19 inmates, within the previous two hours. Deputy Flores provided a CD			
20 copy of numerous jail calls. Immediately upon review of the CD, I			
21 knew the recordings would be pertinent to the investigation. I			
22 delivered a CD copy of the inmate calls to Detective Brown.			
23			
24 END OF REPORT			
25			
26 PLEO's			
27			
28 Lieutenant T. Davis #10326		Supplemental Report	
OFFICER'S NAME Davis, Timothy	ID NUMBER 10326	DATE 09/04/15 1343	SHIFT/DAYS OFF Days SSU
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 832	PAGE OF 2 2

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>INVESTIGATION:</b>								
2								
3 <b>On 09-01-15, I was assigned as a Detective Sergeant in the Sexual</b>								
4 <b>Assault Felony Enforcement (S.A.F.E.) Task Force within the Santa</b>								
5 <b>Clara County Sheriff's Office.</b>								
6								
7 <b>Detective Sergeant Perez and I were tasked with interviewing an</b>								
8 <b>interview with W35-Tempra.</b>								
9								
10 <b>We met with W35-Tempra at his home. We informed W35-Tempra he was a</b>								
11 <b>witness in the case and he had the choice to speak or stop speaking</b>								
12 <b>to us at any time. The following is a summary of a recorded statement</b>								
13 <b>by W35-Tempra:</b>								
14								
15 <b>STATEMENT OF W35-PABLO TEMPRA:</b>								
16								
17 <b>On the night of 08-26-15, W35-Tempra was assigned as a Floor Station</b>								
18 <b>Officer on the 6th floor at Main Jail North. As a Floor Station</b>								
19 <b>Officer, W35-Tempra was in charge of giving personnel access and exit</b>								
20 <b>into and out of the dorms on the 6th floor.</b>								
21								
22 <b>There were four total Correctional Officers assigned to the 6th floor</b>								
23 <b>that night, W35-Tempra, S01-Lubrin, S02-Farris and S03-Rodriguez.</b>								
24 <b>Sergeant Brackett was in charge. W35-Tempra told me during the night,</b>								
25 <b>there were commissary, pill call and bar checks. Those three items</b>								
26 <b>were their normal nightly duties.</b>								
27								
28 <b>I asked W35-Tempra if he had noticed anything different during the</b>								
29 <b>night before the in-custody death had occurred. The only notable</b>								
30 <b>incident he recalled was he heard V01-Tyree yelling at the nurse</b>								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/04/15 1346</b>	SHIFT/DAYS OFF <b>FSS DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1400</b>	PAGE <b>1</b>	OF <b>4</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 during pill call. W35-Tempra saw V01-Tyree and S01-Lubrin near the</p> <p>2 window of the dorm door. He saw S01-Lubrin talking to V01-Tyree</p> <p>3 through the window and then they disappeared from his view.</p> <p>4 W35-Tempra did not see anything that alarmed him.</p> <p>5</p> <p>6 W35-Tempra said S01-Lubrin, S02-Farris and S03-Rodriguez conducted</p> <p>7 cell checks during the night before the incident and did not notice</p> <p>8 anything unusual.</p> <p>9</p> <p>10 On 08-26-15 at approximately 2330-0000 hours, W35-Tempra had left the</p> <p>11 sixth floor and gone down to the second floor infirmary to provide</p> <p>12 lunch relief for another officer. Deputy Nishijima had replaced</p> <p>13 W35-Tempra as the Floor Station Officer on the 6th floor.</p> <p>14</p> <p>15 While W35-Tempra was on the second floor, he had heard a ¿man down¿</p> <p>16 call on the 6th floor via radio. After W35-Tempra was done providing</p> <p>17 lunch relief, he went back up to the 6th floor and saw Sergeants</p> <p>18 Brackett and Sergeant Harrington, whom had secured the crime scene in</p> <p>19 the ¿B¿ dorm.</p> <p>20</p> <p>21 On 08-27-15 at 0600, all four (S01-Lubrin, S02-Farris, S03-Rodriguez,</p> <p>22 W35-Tempra) went off duty together. I asked W35-Tempra if there was</p> <p>23 any talk of the incident. W35-Tempra told me everyone was exhausted</p> <p>24 and in shock because none of them had ever been on a ¿deck¿ (floor)</p> <p>25 where anyone had died before.</p> <p>26</p> <p>27 I asked if S01-Lubrin, S02-Farris or S03-Rodriguez had contacted him</p> <p>28 off duty to discuss the incident. W35-Tempra told me they did not</p> <p>29 discuss anything. He did not have their phone numbers since they had</p> <p>30 only been working with each other for the past month.</p>								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/04/15 1346</b>	SHIFT/DAYS OFF <b>FSS DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1400</b>	PAGE <b>2</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2 I asked him if there was anything said between the other officers and			
3 him the next day. He said there was nothing said between the officers			
4 other than they were told they were assigned to the seventh floor to			
5 work instead. W35-Tempra was specifically assigned to work 7B dorm.			
6 He said approximately four hours into their shift on 08-27-15, he saw			
7 the three other officers packing up their belongings and were			
8 escorted out. He said their moods were somber.			
9			
10 He has not had any contact with S01-Lubrin, S02-Farris or			
11 S03-Rodriguez since they were walked out.			
12			
13 Detective Sergeant Perez and I concluded our interview and left the			
14 residence.			
15			
16 FURTHER INVESTIGATION:			
17			
18 I later transferred the recorded interview onto a CD. I later			
19 submitted one CD into the Evidence Room located at Sheriff's Office			
20 Headquarters.			
21			
22 END OF REPORT			
23			
24 P.L.E.O.			
25			
26 Detective Sergeant Mah #2055 Assist, Supplemental Report			
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/04/15 1346</b>	SHIFT/DAYS OFF <b>FSS DET</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/04/15 1400</b>	PAGE OF <b>3 4</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E		1	Media				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		55 West Younger Ave			0	331418		<input type="checkbox"/>
DESCRIPTION (1) CD containing recorded statement of W35-Tempra								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Mah	2055	09/04/15 1346	FSS DET	Rodriguez, Daniel	1659	09/04/15 1400	4	4



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County SUSPECT PAGE	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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<input checked="" 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
--------------------------------------------	--------------------------------	------------------------------------	-------------------------------------------	------------------------------------	-----------------------------------	------------------------------	----------------------------------

<b>S# 01</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Lubrin Jereh Catbagan</b>	RACE	M F	DOB	AGE	HT	WT	HAIR	EYES
--------------	-------------------------------------------------------------------------	------	--------	-----	-----	----	----	------	------

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
---------	------------	-----	-------	-----

BUSINESS NAME/SCHOOL NAME AND ADDRESS	CITY/STATE	ZIP	PHONE	PHOTO ID#
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DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING	UNIQUE IDENTIFIERS (CII#)
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**SCARS, MARKS, TATTOOS ETC.**

CODE:      LOC:

DESC:

ADD'L, SEE NARRATIVE

CODE: S=SCARS M=MARKS P=PIERCING  
T=TATTOO MB=MISSING BODY PTS.

**UNDER THE INFLUENCE**

Alcohol

Simulant (Cocaine, Methamphetamines, etc.)

Depressant (Heroin, etc.)

Other:

Student:

<input checked="" 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
--------------------------------------------	--------------------------------	------------------------------------	-------------------------------------------	------------------------------------	-----------------------------------	------------------------------	----------------------------------

<b>S# 02</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Farris Matthew Thomas</b>	RACE	M F	DOB	AGE	HT	WT	HAIR	EYES
--------------	-------------------------------------------------------------------------	------	--------	-----	-----	----	----	------	------

AKA/MONIKER	RELATIONSHIP TO VICTIM	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER
-------------	------------------------	----------------------------------------------------------------------------------------------------------------------------

ADDRESS	CITY/STATE	ZIP	PHONE	PFN
---------	------------	-----	-------	-----

BUSINESS NAME/SCHOOL NAME AND ADDRESS	CITY/STATE	ZIP	PHONE	PHOTO ID#
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DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING	UNIQUE IDENTIFIERS (CII#)
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**SCARS, MARKS, TATTOOS ETC.**

CODE:      LOC:

DESC:

ADD'L, SEE NARRATIVE

CODE: S=SCARS M=MARKS P=PIERCING  
T=TATTOO MB=MISSING BODY PTS.

**UNDER THE INFLUENCE**

Alcohol

Simulant (Cocaine, Methamphetamines, etc.)

Depressant (Heroin, etc.)

Other:

Student:

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1023</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1102</b>	PAGE <b>1</b>	OF <b>15</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL		Office of the Sheriff Santa Clara County SUSPECT PAGE			CASE NO. <b>15-239-0032J</b>								
<input checked="" 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	
<b>S# 03</b>		LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Rodriguez Rafael</b>				RACE	M F	DOB	AGE	HT	WT	HAIR	EYES		
AKA/MONIKER				RELATIONSHIP TO VICTIM				INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER							
ADDRESS				CITY/STATE		ZIP		PHONE				PFN			
BUSINESS NAME/SCHOOL NAME AND ADDRESS				CITY/STATE		ZIP		PHONE				PHOTO ID#			
DL NUMBER		STATE	SSN			CITE#			CEN						
CLOTHING										UNIQUE IDENTIFIERS (CI#)					
										<b>SCARS, MARKS, TATTOOS ETC.</b> CODE:      LOC: DESC: <input type="checkbox"/> ADD'L, SEE NARRATIVE CODE: S=SCARS M=MARKS P=PIERCING T=TATTOO MB=MISSING BODY PTS.					
										<b>UNDER THE INFLUENCE</b> <input type="checkbox"/> Alcohol <input type="checkbox"/> Simulant (Cocaine, Methamphetamines, etc.) <input type="checkbox"/> Depressant (Heroin, etc.) <input type="checkbox"/> Other:					
										Student: <input type="checkbox"/>					

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1023</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1102</b>	PAGE <b>2</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 I am an employee with the Santa Clara County Sheriff's Office. I am								
4 currently working as a Detective Sergeant within the Investigations								
5 Division assigned to the Homicide/Robbery Unit. On 08/27/2015, at								
6 0001 hours, I along with my partner, Sergeant Jason Brown were the on								
7 call investigators for any after normal business hours incidents.								
8								
9 At approximately 0120 hours, I was notified via telephone by								
10 Investigations Captain Dan Rodriguez of an in-custody death which had								
11 occurred at the Santa Clara County Main Jail Facility, on the 6th								
12 floor in Module 6B.								
13								
14 I responded from my residence and arrived at the Main Jail Facility at								
15 approximately 0240 hours. When I arrived on the 6th floor at the F6								
16 Officers station, it was being manned by Correctional Deputy Matthew								
17 Farris (herein after referred to as S2-Farris). The following								
18 Sheriff's Office personnel were already present: Sergeant Jason Brown								
19 (Investigations), Sergeant Shawn Harrington (CSI, Jail Detective),								
20 Detective David Carroll (CSI), Sergeant Greg Davis (County Counsel),								
21 Sergeant Jennifer Bice (Custody Internal Affairs), and Sergeant Brad								
22 Taylor (Custody Internal Affairs).								
23								
24 Sergeant Brown and I discussed who would be the lead and co-lead to								
25 this investigation and I informed him I would take the lead. As we								
26 gathered around the F6 Officers Station, I could see along the								
27 hallway leading into Module 6B that Correctional Deputy Rafael								
28 Rodriguez (herein after referred to as S3-Rodriguez) was stationed								
29 just outside of the 6B doorway, keeping a crime scene log (writing								
30 down the names of personnel who entered and exited the module). I								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1023</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1102</b>	PAGE <b>3</b>	OF <b>15</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 also saw Correctional Sergeant Brackett inside of Module 6B watching</p> <p>2 over the scene. I also noticed Correctional Lieutenant Ed Myers</p> <p>3 coming and going in and out of the Module 6B gathering information</p> <p>4 and note taking.</p> <p>5</p> <p>6 At approximately 0243 hours, I was given the name of the decedent as</p> <p>7 V1-Michael Tyree, housed in a cell #39.</p> <p>8</p> <p>9 At approximately 0245 hours, a briefing was given by Correctional</p> <p>10 Deputy Jereh Lubrin (herein after referred to as S1-Lubrin), the</p> <p>11 assigned Module 6B officer. I asked my partner Sergeant Brown if the</p> <p>12 District Attorney's Office had been notified and we had been informed</p> <p>13 that Correctional Lieutenant Ed Myers had in fact spoken to the</p> <p>14 on-call District Attorney. My intention was to ask Correctional</p> <p>15 Lieutenant Ed Myers about this notification, but he was not around at</p> <p>16 that time, so we decided to start the briefing by S1-Lubrin.</p> <p>17</p> <p>18 I recorded the briefing given by S1-Lubrin using my digital recorder.</p> <p>19 I downloaded the audio recording onto a disc and booked it into the</p> <p>20 Sheriff's Evidence Room. The following statement is paraphrased, for</p> <p>21 specific details, refer to actual recording.</p> <p>22</p> <p>23 BREIFING BY S1-LUBRIN:</p> <p>24</p> <p>25 S1-Lubrin said on (08/26/15) at approximately 2315 hours he had</p> <p>26 performed a welfare check and V1-Tyree was on his bed. On 08/27/15</p> <p>27 at approximately 0015 hours during his next welfare check, S1-Lubrin</p> <p>28 saw V1-Tyree lying on the floor by the cell door and thought maybe</p> <p>29 V1-Tyree was looking out the bottom window to get a television shot</p> <p>30 or sleeping. S1-Lubrin also noted he saw V1-Tyree covered in feces</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1023</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1102</b>	PAGE <b>4</b>	OF <b>15</b>

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1 and what appeared to be food. S1-Lubrin said he hit the door in an								
2 attempt to get V1-Tyree's attention, but got no response. S1-Lubrin								
3 said he wanted to finish his welfare check of the dorm and then went								
4 back to V1-Tyree's cell. S1-Lubrin said he kept hitting V1-Tyree's								
5 cell door to see if he would wake up, but V1-Tyree didn't.								
6								
7 S1-Lubrin said he called for assistance and S3-Rodriguez responded.								
8								
9 S1-Lubrin said they opened his cell door and S1-Lubrin physically								
10 touched V1-Tyree by shaking him and grabbing him by his shoulder.								
11 V1-Tyree was non-responsive. S1-Lubrin said he called out the								
12 medical emergency over his radio.								
13								
14 S1-Lubrin said V1-Tyree was lying on his left side with his face								
15 looking toward the toilet. S1-Lubrin noted V1-Tyree had a blank look								
16 on his face and also "mashed" food on his face.								
17								
18 Sergeant Brown asked what color V1-Tyree's face was and S1-Lubrin								
19 said, "regular skin color." S1-Lubrin said V1-Tyree wasn't blue.								
20 Sergeant Brown asked if V1-Tyree was "stiff" and S1-Lubrin said, "No,								
21 he was movable." Sergeant Brown asked if there were any problems								
22 during pill call that evening.								
23								
24 S1-Lubrin said V1-Tyree tried to "cheek" or hide his medication.								
25 S1-Lubrin said he was at the (inmate door) control panel letting								
26 inmates out of their cells when he heard Nurse knock on the								
27 Module 6B window and point towards V1-Tyree saying he's hiding								
28 something. S1-Lubrin said he secured the control panel and walked								
29 over to V1-Tyree, who was walking back towards his cell. S1-Lubrin								
30 was able to get V1-Tyree to go back to the Module 6B window where								
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1	Nurse was standing and asked V1-Tyree, "Where is it?"							
2	S1-Lubrin said Nurse pointed toward V1-Tyree's shirt pocket.							
3								
4								
5	V1-Tyree removed a dixie cup of medication from his shirt pocket and							
6	then started calling Nurse names like "liar" and "Satan."							
7	V1-Tyree eventually took his medication and went back to his cell							
8	without further incident. Sergeant Brown asked if this was normal							
9	behavior for V1-Tyree to cause problems during pill call. S1-Lubrin							
10	said, "Yes. He's always confrontational with the nurses."							
11								
12	Sergeant Brown conferred with S1-Lubrin that there was about a four							
13	and half hour time frame from when pill call ended until the time							
14	V1-Tyree was found unresponsive in his cell. Sergeant Brown asked							
15	S1-Lubrin if he had any other contact with V1-Tyree during that four							
16	and half hour time frame.							
17								
18	S1-Lubrin said he performed a routine security cell check for extra							
19	clothing and started at cell #2 (top tier) and continued through to							
20	cell #48. S1-Lubrin said then they went downstairs and started at							
21	cell #47 and when they got to V1-Tyree's cell, he entered and told							
22	V1-Tyree to get up and sit down on the stool.							
23								
24	As S1-Lubrin was talking about this interaction with V1-Tyree, an							
25	inmate being released from the 6th floor was walking toward our							
26	briefing area, so we paused the briefing (still recording) until the							
27	inmate got on the elevator.							
28								
29	Sergeant Brown asked S1-Lubrin who his partners were during the cell							
30	searches and he said, "S2-Farris and S3-Rodriguez." S1-Lubrin							
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1 continued where he left off and said he told V1-Tyree to get up but								
2 V1-Tyree wouldn't, so S1-Lubrin told V1-Tyree to sit down on his								
3 thing (stool). S1-Lubrin said V1-Tyree started yelling at them to								
4 get out of his cell and called them the devil. S2-Farris was								
5 stationed at the F6 floor station and was also listening to								
6 S1-Lubrin's briefing and added that V1-Tyree told them, I hate								
7 you.								
8								
9 S1-Lubrin said this was normal behavior for V1-Tyree. S1-Lubrin said								
10 next he told V1-Tyree to stand up and face the wall and V1-Tyree								
11 complied but kept yelling at them. S1-Lubrin said V1-Tyree didn't								
12 have any extra clothing so they left and finished their cell searches								
13 until they reached cell #1. S1-Lubrin estimated they finished the								
14 searches at approximately 2315 hours.								
15								
16 S1-Lubrin said after the cell searches he had a chow break and								
17 returned to perform a welfare check at approximately 0012 hours.								
18 S1-Lubrin said when he checked V1-Tyree's cell he saw him lying on								
19 the floor and poop everywhere. S1-Lubrin's said his first thought								
20 was that he was going to have to contact Hazmat because there was								
21 food and stuff all over the walls.								
22								
23 S1-Lubrin said he went to go check everyone else and then he returned								
24 to V1-Tyree's cell. S1-Lubrin said the last time he saw V1-Tyree; he								
25 was lying on his bed. Sergeant Brown asked S1-Lubrin if he made the								
26 Man Down notification over his radio and he said, Yes. Sergeant								
27 Brown then began recapping S1-Lubrin's next several steps such as								
28 You started CPR and S3-Rodriguez was with you. S1-Lubrin seemed								
29 unsure of himself and his response was barely even audible. Sergeant								
30 Brown sarcastically commented to S1-Lubrin, Your confidence is								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1023	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1102	PAGE 7	OF 15

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1 overwhelming.¿								
2								
3 S1-Lubrin acknowledged S3-Rodriguez was with him and Correctional								
4 Deputy Strickland came in with the AED machine.								
5								
6 Sheriff¿s Sergeant Harrington began providing names and times of when								
7 jail medical staff (Nurse Nurse and Nurse Manager								
8 ), San Jose Fire #7, and EMS #17 arrived on scene. Sergeant								
9 Harrington identified Paramedic as the person who								
10 pronounced V1-Tyree dead.								
11								
12 CSI Detective Carroll asked S1-Lubrin a few general questions about								
13 V1-Tyree cell.								
14								
15 Sergeant Brown asked S1-Lubrin a few questions about V1-Tyree¿s								
16 behavior. S1-Lubrin said V1-Tyree lashes out at nurses and then								
17 calms down, and he goes through the trash. S1-Lubrin said, ¿You								
18 can¿t yell at the guy because it doesn¿t seem like he¿s all there.¿								
19 S1-Lubrin referred back to the pill call incident earlier in the								
20 shift and said, ¿I wasn¿t going to yell at him (V1-Tyree) or use								
21 force on him, that¿s just how he is.¿ S1-Lubrin then referred to								
22 when they entered V1-Tyree¿s cell, V1-Tyree responded excitedly, ¿Get								
23 out, Get out, Get out of my cell.¿								
24								
25 Sergeant Brown asked S1-Lubrin how thorough the cell searches were for								
26 extra clothing. S1-Lubrin said he looks through bins and mattresses								
27 for clothing. Sergeant Brown asked, ¿Did V1-Tyree have extra pills								
28 in his cell.¿ S1-Lubrin said if he was looking for pills, he would								
29 look in different places. Sergeant Brown asked S1-Lubrin if he								
30 noticed anything tonight. S1-Lubrin said, ¿Nothing out of the								
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1 ordinary. S1-Lubrin commented on how V1-Tyree had a dirty cell.								
2								
3 Someone in the group asked S1-Lubrin a follow-up question about what								
4 type of inmate V1-Tyree was again. S1-Lubrin said V1-Tyree did not								
5 have any friends in the module, he begs for coffee, he doesn't get								
6 commissary, he doesn't like to shower or exchange clothing, he								
7 doesn't use the telephone, etc.								
8								
9 For the next several minutes, Sergeant Brown and I with the assistance								
10 of Sergeant Bice reviewed parts of V1-Tyree's classification								
11 paperwork which had been photocopied and brought up to the F6 floor								
12 station in anticipation for our arrival. I took possession of this								
13 paperwork and placed it in my case folder when I returned to my								
14 cubicle.								
15								
16 Lastly, Sergeant Brown asked S1-Lubrin if V1-Tyree had any problems								
17 with other inmates in Module 6B and he said, "Not on my shift."								
18 Sergeant Brown reminded S1-Lubrin that everything he had told us								
19 during our briefing he wanted documented in his supplemental crime								
20 report.								
21								
22 The briefing ended at approximately 0315 hours.								
23								
24 INVESTIGATION CONTINUED:								
25								
26 S1-Lubrin along with Sergeant Harrington and CSI Detective Carroll								
27 entered Module 6B to obtain a walkthrough of the crime scene. When								
28 CSI Detective Carroll returned from his walkthrough, he gave the								
29 group a quick description of how the module looked and where certain								
30 items (ie. V1-Tyree's body) were located. Sergeant Carroll returned								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1023</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1102</b>	PAGE <b>9</b>	OF <b>15</b>

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1 to Module 6B to take a video and photographs of the crime scene.

2 When he was finished, we entered the Module 6B to view the scene.

3

4 At approximately 0345 hours, the following Sheriff's Office personnel

5 entered Module 6B to view the scene: Sergeant Carrasco, Sergeant

6 Brown, Sergeant G. Davis, Sergeant Bice, and Sergeant B. Taylor.

7 (For specific times with respect to entry and exit of Module 6B,

8 refer to crime scene log kept by S3-Rodriguez).

9

10 INITIAL OBSERVATIONS:

11

12

13

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29

30 The module itself looked very clean. The floors were swept and mopped

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1 and everything appeared in order. The lighting was bright and								
2 appeared if all the lights were in good working condition.								
3								
4 I noticed 4 grey tote bins (empty) stacked on top of each other and								
5 one tote with miscellaneous jail clothing inside. I could not tell								
6 if this clothing was clean or dirty, but it was not folded, so I								
7 assumed it was dirty and it could have been the extra clothing								
8 confiscated from the cell searches. I did not clarify this with								
9 S1-Lubrin.								
10								
11 I saw two mattress folded by the officer's station and two bags of								
12 garbage leaning against the wall next to the Module 6B door.								
13								
14 Next I focused my attention toward cell #39. Cell #39 is located on								
15 the first floor and located in a corner position with respect to the								
16 module itself. I saw a medical cart located in front of cells #43								
17 and #45. I saw a medical device (on wheels) underneath the								
18 stairwell, adjacent to the medical cart. There was medical debris								
19 (gloves, etc) in and around cells #39 and #41.								
20								
21 A yellow blanket was covering V1-Tyree body. It appeared V1-Tyree's								
22 head was near the shower and his feet were near cell #39 doorway.								
23 Cell #39 door is completely open and I noticed the tray slot is in a								
24 down position (which would indicate it was also opened).								
25								
26 I noted at least two AED devices close to where this incident took								
27 place. I do not know if these specific AED devices were used in this								
28 incident. I jotted down a very rudimentary sketch in my notebook of								
29 the area of where this incident took place.								
30								
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<p>1 At approximately 0430 hours, Coroner Investigator Chris Garcia and</p> <p>2 Doctor O'Hara from the Santa Clara County Medical Examiner-Coroner's</p> <p>3 Officer arrived on scene and entered Module 6B. Sergeant Brown and I</p> <p>4 briefed both men about the circumstances of the incident. They also</p> <p>5 asked to speak with S1-Lubrin since he was the assigned module</p> <p>6 officer and may have additional knowledge or information regarding</p> <p>7 the decedent.</p> <p>8</p> <p>9 After Garcia and Dr. O'Hara spoke with S1-Lubrin, they went to view</p> <p>10 V1-Tyree's body. Garcia took several photographs of the scene,</p> <p>11 V1-Tyree's cell, and V1-Tyree's body.</p> <p>12</p> <p>13 When the yellow blanket was removed, I stood from a short distance</p> <p>14 away and got a general view of V1-Tyree's body. I noticed a brown</p> <p>15 yellowish substance on many parts of V1-Tyree's body. Based on my</p> <p>16 knowledge of the incident and the smell, I concluded this substance</p> <p>17 was likely feces and vomit.</p> <p>18</p> <p>19 From my vantage point and the position of the body (behind a cement</p> <p>20 structural pillar) and not to impede the coroner's investigation, I</p> <p>21 could not view V1-Tyree's body thoroughly.</p> <p>22</p> <p>23 At approximately 0450 hours, a body removal team arrived and assisted</p> <p>24 the coroner in placing V1-Tyree's body into body removal bag.</p> <p>25 V1-Tyree's body was removed from Module 6B at approximately 0510</p> <p>26 hours.</p> <p>27</p> <p>28 At approximately 0515 hours, Doctor O'Hara briefed Sergeant Brown and</p> <p>29 me about what he observed. Doctor O'Hara told us about a small</p> <p>30 gash to the right eyebrow of V1-Tyree's face. There was a small</p>								
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1 injury underneath his chin and an abrasion to the back of V1-Tyree's			
2 head. Doctor O'Hara said he didn't see any bumps or bruises on the			
3 rest of the body. Lastly, he didn't see any evidentiary value inside			
4 V1-Tyree's cell. Doctor O'Hara said he would be performing the			
5 autopsy on Friday 08/28/15 and send an email response of his			
6 preliminary findings. At approximately 0525 hours, Doctor O'Hara and			
7 Garcia left Module 6B.			
8			
9 At approximately 0530 hours, Sergeant Brown and I left Module 6B and			
10 looked for Correctional Lieutenant Myers to ask him about his			
11 notification and conversation with the on call District Attorney. We			
12 were informed Correctional Lieutenant Myers was no longer on duty.			
13 Sergeant Brown and I returned to the Sheriff's Investigation			
14 Division.			
15			
16 INVESTIGATION CONTINUED:			
17			
18 At approximately 0615 hours, I called Correctional Lieutenant Myers			
19 via his cell phone and left a message.			
20			
21 At approximately 0620 hours, I called County Communications and asked			
22 for the phone number of the on-call District Attorney who had			
23 knowledge of the in-custody death.			
24			
25 At approximately 0630 hours, I called Deputy District Attorney Walsh			
26 and gave her an update of the in-custody death. She said she had			
27 spoken briefly to Correctional Lieutenant Myers earlier in the			
28 morning but hadn't been provided with many details. I provided her			
29 with information surrounding the incident and told her we had already			
30 cleared the scene. DDA Walsh said when she returned to her office,			
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1 she would pass along this information and someone would be contacting  
2 me if they had further questions.  
3  
4 At approximately 0800 hours, I spoke with Pete Oliver from the  
5 District Attorney's Office who had received a pass down from DDA  
6 Walsh. Oliver said he was assigning DA Investigator Mike Gaynor to  
7 this case and to provide Gaynor with any further developments or  
8 paperwork. At approximately 0830 hours, DA Investigator Gaynor  
9 telephoned me and he agreed to stop by the Investigation Division  
10 around noon that day to pick-up some paperwork.  
11  
12 At approximately 1215 hours, DA Investigator Gaynor stopped by the  
13 Investigations Division and I provided him with paperwork I had  
14 received from the Main Jail that morning.  
15  
16 Investigation On-going.  
17  
18 PLEO's:  
19 Sergeant M. Carrasco-Supplemental  
20 Sergeant J. Brown-Supplemental

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1023</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1102</b>	PAGE <b>14</b>	OF <b>15</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; font-weight: bold;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  <b>BAR CODE</b>  Bar code
20	E		1	audio CD			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		Main Jail Facility, F6 floor station			0	307851	<input type="checkbox"/>
DESCRIPTION <b>one audio CD of briefing given by S1-Lubrin on 08/27/15. Recorded by Sgt. Carrasco</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	09/05/15 1023		Rodriguez, Daniel	1659	09/05/15 1102	15	15

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL INVESTIGATION:								
2								
3 On 08/27/15, I was assigned to the Sheriff's Office Investigations								
4 Division, Robbery / Homicide Unit, and was serving as an On-Call								
5 investigator. Included in my duties as a Robbery / Homicide								
6 Investigator is to respond and investigate all deaths of inmates								
7 being held within in the County Jail Facilities.								
8								
9 At 0059 hours, I received a telephone call from Investigations Captain								
10 Rodriguez, who advised me there had been an in-custody death at the								
11 Main Jail. Captain Rodriguez stated the inmate had been housed in a								
12 single cell and was located deceased in that cell. I was to respond								
13 to the scene with Sergeant Carrasco to conduct the investigation.								
14 Sergeant Harrington and Detective Carroll would also be responding to								
15 handle Crime Scene Investigation (CSI) duties, which would include								
16 scene documentation and evidence collection.								
17								
18 I responded to the Main Jail and arrived at approximately 0201 hours.								
19 While in route to the Main Jail, I made telephone contact with								
20 Sergeant Carrasco, who was also in the process of responding to the								
21 jail. We exchanged information and agreed to meet at the scene of								
22 the incident. Upon my arrival at the Main Jail, CSI Detective								
23 Carroll was also arriving on scene. Detective Carroll informed me he								
24 had been told the incident took place on the sixth floor of the jail,								
25 in housing unit 6B. I passed this information on to Sergeant								
26 Carrasco and responded to the sixth floor.								
27								
28 At approximately 0210, I arrived on the sixth floor of the Main Jail.								
29 Upon my arrival, Sergeant Harrington and County Counsel Sergeant								
30 Davis were on scene with Custody personnel. Sergeant Harrington told								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>1</b>	OF <b>14</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 me this particular module (6B) was considered a Protective Custody</p> <p>2 dorm, but that there were also various "Special Management / Mental</p> <p>3 Health" inmates located within the dorm. The deceased inmate,</p> <p>4 identified as Victim Michael Tyree (V1 Tyree), had been housed in a</p> <p>5 single cell within the dorm.</p> <p>6</p> <p>7 At approximately 0213 hours, and at my direction, Sergeant Harrington</p> <p>8 contacted the Medical Examiner's Office to advise them of the death</p> <p>9 and some of the details of the incident. I quickly checked the area</p> <p>10 near the door leading into the 6B module and noticed Corrections</p> <p>11 Sergeant Brackett maintaining a security position at the door, as</p> <p>12 well as Corrections Deputy Rodriguez (later identified as S3</p> <p>13 Rodriguez) documenting a crime scene log of entry into and exit from</p> <p>14 the 6B dorm. Corrections Deputy Farris (later identified as S2</p> <p>15 Farris) was manning the F6 Officer's Station, while Corrections</p> <p>16 Deputy Lubrin (later identified as S1 Lubrin) was standing in an area</p> <p>17 nearby.</p> <p>18</p> <p>19 At approximately 0225 hours, Sergeants Bicé and Taylor from the</p> <p>20 Corrections Internal Affairs Division arrived on scene. I was</p> <p>21 advised that Corrections Lieutenant Meyers was on duty. He arrived</p> <p>22 on scene at approximately 0240 hours and advised he had made the</p> <p>23 required telephone notifications for the in-custody death. At</p> <p>24 approximately 0243 hours, Sergeant Carrasco arrived on scene.</p> <p>25</p> <p>26 Prior to beginning a briefing of the incident, Sergeant Carrasco and I</p> <p>27 were provided with V1 Tyree's personal and custody information. In</p> <p>28 reviewing V1 Tyree's jail classification file, we learned V1 Tyree</p> <p>29 had been arrested on 07/11/15 by the Campbell Police Department for</p> <p>30 two separate warrants. The first warrant was for 11377(a) H&amp;S and</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>2</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 11364.1 H&S, while the second warrant was for 496 PC and 484/488 PC.								
2 We also learned that V1 Tyree had been referred to the Mental Health								
3 unit at the jail, was described as "acting bizarre", was at times								
4 confrontational, challenged the jail medical staff, and had a history								
5 of trying to hide medications in an effort to not take them.								
6								
7 At approximately 0245 hours, S1 Lubrin provided the following								
8 briefing:								
9								
10 BRIEFING:								
11								
12 S1 Lubrin stated he had conducted a welfare check of the dorm at 2315								
13 hours. At the time, S1 Lubrin inspected the locks on the doors and								
14 noticed V1 Tyree was on his bed inside of his cell. S1 Lubrin went								
15 back in to conduct a welfare check of the dorm at approximately								
16 0000-0015 hours, after eating his lunch. When he got to cell #39,								
17 which was V1 Tyree's cell, S1 Lubrin saw V1 Tyree lying on the floor								
18 next to the door. S1 Lubrin did not think this was unusual because								
19 inmates will often times lay on the floor to get a better view of the								
20 television on the wall across the room. S1 Lubrin also noticed there								
21 was feces and food all over V1 Tyree's cell. S1 Lubrin hit V1								
22 Tyree's door in an effort to get his attention to have him get off of								
23 the floor, but V1 Tyree did not respond.								
24								
25 At this point, S1 Lubrin decided to complete the welfare check of the								
26 dorm before further dealing with V1 Tyree. Once S1 Lubrin completed								
27 his check of the rest of the dorm, he went back to V1 Tyree's cell to								
28 check on him again. S1 Lubrin began to bang on the door in an effort								
29 to get V1 Tyree's attention, but he did not respond. Thinking he								
30 needed to open the cell door to check on V1 Tyree, S1 Lubrin went to								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/05/15 1119	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1153	PAGE 3	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 get another officer to assist him.								
2								
3 Once another officer was present, who S1 Lubrin later said was S3								
4 Rodriguez, S1 Lubrin opened the door to V1 Tyree's cell. After								
5 opening the door, S1 Lubrin grabbed V1 Tyree by the shoulder and								
6 began to shake him in an effort to wake him up. When there was still								
7 no response, S1 Lubrin put out a call of a "Man Down" over the radio.								
8								
9								
10 I confirmed with S1 Lubrin that he reached down to shake V1 Tyree when								
11 he was trying to wake him up and asked him to describe what V1 Tyree								
12 looked like at that time. S1 Lubrin said V1 Tyree was lying on his								
13 side, facing the toilet of the cell, which meant V1 Tyree would have								
14 been facing into his cell. V1 Tyree's had a "blank look" and there								
15 was food on his face. We asked S1 Lubrin if it appeared V1 Tyree had								
16 vomited, which was why there was food on his face, or if it looked								
17 like V1 Tyree had smeared food on his face prior to eating it. S1								
18 Lubrin described the food as looking like it did when it was served								
19 earlier in the evening and not like it was vomit. V1 Tyree's skin								
20 color appeared natural and S1 Lubrin did not notice any discoloration								
21 to V1 Tyree's body. I asked S1 Lubrin if V1 Tyree's body was stiff,								
22 but S1 Lubrin said it was not and he was able to move V1 Tyree's body								
23 as he was manipulating it.								
24								
25 S1 Lubrin stated "pill call" was at approximately 1930 to 1940 hours.								
26 "Pill call" is the term used within the jail system describing when a								
27 nurse comes to the housing unit to dispense pre-approved medications								
28 to inmates. S1 Lubrin described a problem he had with V1 Tyree								
29 during the previous pill call. He said V1 Tyree had tried "cheeking"								
30 his medication during the previous pill call. "Cheeking" is a term								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/05/15 1119	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1153	PAGE 4	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 used within the jail system describing an inmate who attempts to hide</p> <p>2 his medications in his cheeks, acting as if he consumed them, so that</p> <p>3 he would not have to take the medications and could use them for some</p> <p>4 other purpose at a later time.</p> <p>5</p> <p>6 During this pill call, S1 Lubrin was controlling the movements of the</p> <p>7 inmates by having the medications distributed by a nurse standing at</p> <p>8 the door leading into the module and handing the pills through an</p> <p>9 opening in the wall adjacent to the door. S1 Lubrin was controlling</p> <p>10 the movements of the inmates by opening the doors to their cells from</p> <p>11 his officer's station. At one point, the nurse conducting the pill</p> <p>12 call knocked on the window to get S1 Lubrin's attention. Once S1</p> <p>13 Lubrin heard the nurse knocking, she told him an inmate, determined</p> <p>14 to be V1 Tyree, was trying to "cheek" his medication.</p> <p>15</p> <p>16 S1 Lubrin stopped V1 Tyree as he was walking to his cell and walked</p> <p>17 him back to the door where the nurse was standing. S1 Lubrin asked</p> <p>18 the nurse where V1 Tyree had put his pills instead of taking them and</p> <p>19 she pointed to V1 Tyree's shirt pocket. V1 Tyree started calling the</p> <p>20 nurse a "liar", but S1 Lubrin stepped in front of him and asked to</p> <p>21 see what was in his pocket. V1 Tyree pulled a cup out of his pocket,</p> <p>22 which is what medication is normally distributed in, but now began to</p> <p>23 call the nurse "Satan" and a "liar". V1 Tyree took the pills and</p> <p>24 started to walk away. S1 Lubrin stopped V1 Tyree and checked his</p> <p>25 mouth to make sure he was swallowed the medication. V1 Tyree</p> <p>26 continued to yell at the nurse, calling her names such as "rapist",</p> <p>27 "Satan" and a "liar". Once S1 Lubrin was satisfied V1 Tyree had</p> <p>28 taken his pills, S1 Lubrin let him walk away and back to his cell.</p> <p>29</p> <p>30 S1 Lubrin described this as normal behavior for V1 Tyree. He said V1</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>5</b>	OF <b>14</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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<p>1 Tyree was known to cheek his medications and the nurses are aware of</p> <p>2 his behavior during pill call.</p> <p>3</p> <p>4 At this time in the briefing, S2 Farris ended a telephone call at the</p> <p>5 Officer's Station. During this call, he determined that pill call</p> <p>6 for the sixth floor began at approximately 1923 hours and Nurse</p> <p>7 was conducting the pill call at that particular time. S1</p> <p>8 Lubrin again began to talk about how this was normal behavior for V1</p> <p>9 Tyree. He said V1 Tyree would confront the nurses during pill call,</p> <p>10 but while being confrontational about taking his medications, he</p> <p>11 would take them and just walk away.</p> <p>12</p> <p>13 I pointed out to S1 Lubrin that pill call was at approximately 1930</p> <p>14 hours, as was previously stated. I also pointed out that the last</p> <p>15 welfare check of the unit where V1 Tyree was seen lying on his bed</p> <p>16 was at approximately 2315 hours and that V1 Tyree was later found</p> <p>17 unresponsive at approximately 0015 hours, which was approximately 4</p> <p>18 hours after pill call. I then asked S1 Lubrin if he or anyone else</p> <p>19 had any interactions with V1 Tyree at any time during that 4 hour</p> <p>20 period.</p> <p>21</p> <p>22 S1 Lubrin stated he had conducted a "routine security check for</p> <p>23 extras" after clothing exchange, which meant he went through every</p> <p>24 cell in the unit searching for extra clothing inmates may have had.</p> <p>25 S1 Lubrin began the search on the top tier, in cell #2 and worked his</p> <p>26 way around to cell #48. After Cell 48, S1 Lubrin went downstairs to</p> <p>27 cell #47 and began to work his way back to #1. However, when he</p> <p>28 reached cell #39 (V1 Tyree's cell) and went inside, V1 Tyree would</p> <p>29 not get up when asked to do so. S1 Lubrin then asked V1 Tyree to go</p> <p>30 sit in his chair, which he did.</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>6</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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1								
2 At this time, S2 Farris and S3 Rodriguez were with S1 Lubrin while he								
3 was conducting his cell searches for extra inmate clothing. When								
4 they were in V1 Tyree's cell and he was sitting on his stool, he								
5 suddenly started yelling for them to get out of his cell. V1 Tyree								
6 called S1 Lubrin, S2 Farris, and S3 Rodriguez the "Devil", said he								
7 hated them, and asked why they were there. S1 Lubrin described this								
8 as being normal behavior for V1 Tyree to act this way toward them.								
9 They then told V1 Tyree to stand against the wall, "and he complied".								
10 S1 Lubrin, S2 Farris, and S3 Rodriguez completed their search for								
11 extra clothing and left V1 Tyree's cell. They completed their search								
12 of the remaining cells and ended the search at approximately 2315								
13 hours. S1 Lubrin made an entry into his log book documenting the								
14 search for extras and he began to eat his lunch.								
15								
16 At approximately 0012 hours, S1 Lubrin went back into the unit to								
17 conduct his next scheduled welfare check. This was when he found V1								
18 Tyree on the ground of his cell, unresponsive. S1 Lubrin originally								
19 thought he was going to have to call HazMat to come and clean up the								
20 mess in the cell, so he wanted to complete the check of the rest of								
21 the dorm before making the call. It was not until he went back to V1								
22 Tyree's cell after the dorm welfare check that he discovered there								
23 was something wrong with V1 Tyree.								
24								
25 S1 Lubrin again reiterated that the last time he saw V1 Tyree prior to								
26 the last welfare check, V1 Tyree was lying on the bed in his cell.								
27 S1 Lubrin did not hear or see anything coming from V1 Tyree's cell								
28 during the hour in between the clothing search and the last welfare								
29 check. During that time between these two checks, S1 Lubrin was								
30 eating his lunch, but did not leave the sixth floor at any time.								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>7</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL		Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>			
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39				VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James					
1									
2 S1 Lubrin verified that he made the "Man Down" call over his radio at									
3 0012 hours. This time was documented by the Main Jail North Control									
4 Room as it happened. S1 Lubrin said he started CPR on V1 Tyree after									
5 opening the door to his cell and finding him unresponsive. S1 Lubrin									
6 thought S3 Rodriguez was with him at the time, but also mentioned									
7 that he was just focusing on doing CPR and didn't really know who was									
8 there. S1 Lubrin told us that Corrections Deputy Strickland									
9 responded to the scene with an AED, but S2 Farris then told us that									
10 multiple AED devices were brought to the scene for this incident.									
11 Although he could not be sure which AED device was used, S2 Farris									
12 was pretty sure they used the device Deputy Strickland brought up									
13 from the First Floor Officer's Station.									
14									
15 S1 Lubrin said he continued to work on providing CPR to V1 Tyree until									
16 nursing staff arrived. Sergeant Harrington provided the names of the									
17 nurses who arrive on scene as Nurse									
18 was also the nursing manager at the time and completed a final									
19 report of the nurses' actions, which was provided to Corrections									
20 Sergeant Brackett. Sergeant Harrington said County Paramedic Rig 17									
21 (Rural Metro) arrived on scene at 0023 hours, and San Jose Fire									
22 Engine 17 arrived on scene at 0027 hours. Paramedic									
23 pronounced V1 Tyree deceased at 0035 hours.									
24									
25 Detective Carroll asked S1 Lubrin if he noticed anything unusual in V1									
26 Tyree's cell, other than the feces, food, and vomit, but S1 Lubrin									
27 said he did not. I then asked if V1 Tyree had any known prior									
28 suicide attempts, but again S1 Lubrin said he did not. S1 Lubrin									
29 went on to say that V1 Tyree's normal behavior would be to lash out									
30 at nurses, but then walk away and be calm. V1 Tyree would often go									
OFFICER'S NAME Brown, J.		ID NUMBER 1688	DATE 09/05/15 1119	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1153	PAGE 8	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 through the trash in the dorm or stand by himself near the doorway.			
2 S1 Lubrin would try to tell V1 Tyree he could not be by the door or			
3 had to stand somewhere else, but also said he could not yell at V1			
4 Tyree because he "doesn't seem like he's all there". S1 Lubrin			
5 further went on to talk about the earlier incident where V1 Tyree was			
6 caught "cheeking" his pills. He said he was not going to yell at V1			
7 Tyree or use force on him, because "that's just how he is". V1 Tyree			
8 would say he was sorry and that he did not know he was cheeking the			
9 pills.			
10			
11 S1 Lubrin also went on to talk about when he, S2 Farris, and S3			
12 Rodriguez were searching V1 Tyree's cell for clothing. He again			
13 described how V1 Tyree was yelling for them to get out of his cell.			
14 S1 Lubrin said V1 Tyree yelled, "Get out! Get out! Get out of my			
15 cell!", even though V1 Tyree knew that the procedure was for him to			
16 simply give up his extra clothing and that would be it for the			
17 search.			
18			
19 I asked S1 Lubrin about the method he used to search the dorm's cells			
20 during the check for extra clothing. He described searching the			
21 inmates' bins, their mattresses, and everything in the cell			
22 consistent with extra clothing. However, this search would only be			
23 for clothing and not as extensive as a search for pills or other			
24 contraband the inmate may have. S1 Lubrin even talked about V1 Tyree			
25 having a very dirty cell, which would make it difficult for S1 Lubrin			
26 to find any small forms of contraband.			
27			
28 Just prior to ending the briefing, S1 Lubrin told us V1 Tyree never			
29 used the phone in the dorm. He described V1 Tyree as just pushing			
30 all of the buttons on the phone, but never making any telephone			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 calls. V1 Tyree would normally be alone in the dorm and did not			
2 really socialize with anyone. V1 Tyree did not get items from the			
3 commissary cart when it came around and would often beg other inmates			
4 for coffee. V1 Tyree also did not like to shower or exchange			
5 clothing as often as everyone else in the dorm. Due to this, most of			
6 the other inmates in the dorm did not go around V1 Tyree much because			
7 of the strong odor coming from his body.			
8			
9 We asked if there was anything in the information contained in V1			
10 Tyree's files describing diagnosed medical conditions he may have			
11 had. However, we also talked about how that information would be			
12 contained in the jail's medical records, which we did not have access			
13 to at that time.			
14			
15			
16			
17			
18			
19			
20			
21 We concluded our briefing at approximately 0308 hours.			
22			
23 INVESTIGATION CONTINUED:			
24			
25 As we waited to begin a walkthrough of unit 6B, Corrections Deputy			
26 Strickland happened to walk into the area. I asked him about the AED			
27 he brought to the unit when he responded to the man down call.			
28 Deputy Strickland told me he brought the AED unit from the first			
29 floor and it was the unit that was hooked up to V1 Tyree during this			
30 incident. The unit was still sitting in the scene and had not been			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>
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1 moved since V1 Tyree was pronounced deceased and personnel cleared  
2 the area.  
3  
4 At approximately 0345 hours, we prepared to conduct a walkthrough of  
5 the scene. Included in the walkthrough were myself, Sergeant  
6 Carrasco, Sergeant Harrington, CSI Detective Carroll, Sergeant Davis,  
7 Sergeant Bicé, and Sergeant Taylor.  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24 **INVESTIGATION CONTINUED:**  
25  
26 Upon entry into the unit, we walked down the hallway leading to the  
27 center of the module. At the end of the hallway, just passed the  
28 sundeck, I looked to the right and saw V1 Tyree lying on the floor in  
29 front of cell #39, with a yellow blanket covering him. The door to  
30 cell #39 was standing wide open, but I could not see very well

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>11</b>	OF <b>14</b>
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<p>1 inside. From what I could see, there were unknown body fluids spread</p> <p>2 throughout the floor and on the walls of the cell. There were also</p> <p>3 large amounts of body fluids on the floor on the outside of the cell,</p> <p>4 near V1 Tyree's body. There was a nurse's medical cart on the right</p> <p>5 side of V1 Tyree's body, with a smaller medical cart under the stairs</p> <p>6 on the left side of V1 Tyree's body. I noticed large amounts of</p> <p>7 medical debris sitting on the floor adjacent to V1 Tyree's body and I</p> <p>8 could immediately see two AED devices in the area, with one sitting</p> <p>9 on the table closest to cell #39 and one on the floor near V1 Tyree's</p> <p>10 feet.</p> <p>11</p> <p>12 At approximately 0400 hours, while still inside of the module and</p> <p>13 while CSI detectives were beginning to document the scene, I called</p> <p>14 the Medical Examiner's Office to advise them we were ready for their</p> <p>15 response and investigation. I made this call from the officer's desk</p> <p>16 inside of the module. While at the officer's desk, Sergeant</p> <p>17 Harrington showed me a note with information that had previously been</p> <p>18 provided regarding V1 Tyree's current medications, as well as the</p> <p>19 nurse's report previously prepared to document this incident.</p> <p>20 According to this information, V1 Tyree had last seen a psychiatric</p> <p>21 doctor on 08/05/15 and had been prescribed two separate medications.</p> <p>22 The first was a _____, to be taken nightly. The</p> <p>23 second was a _____, which was also to be taken</p> <p>24 nightly. I kept this information to provide to the Medical</p> <p>25 Examiner's Office upon their arrival.</p> <p>26</p> <p>27 At approximately 0428 hours, Medical Examiner's Investigator Chris</p> <p>28 Garcia arrived on scene. With Investigator Garcia was Doctor Joseph</p> <p>29 O'Hara from the Medical Examiner's Office. We provided Investigator</p> <p>30 Garcia and Doctor O'Hara with a briefing of the incident, as it was</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/05/15 1119</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1153</b>	PAGE <b>12</b>	OF <b>14</b>

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<p>1 previously relayed to us. They had a few questions Sergeant Carrasco</p> <p>2 and I were unable to answer, so I brought S1 Lubrin into the scene to</p> <p>3 speak with them. S1 Lubrin provided Investigator Garcia and Doctor</p> <p>4 O'Hara with the information they requested, such as the fact that V1</p> <p>5 Tyree was lying on his left side when S1 Lubrin found him</p> <p>6 unresponsive in the cell and that there was food and vomit coming out</p> <p>7 of V1 Tyree's mouth as S1 Lubrin was trying to perform CPR Chest</p> <p>8 Compressions on his body.</p> <p>9</p> <p>10 Once Investigator Garcia and Doctor O'Hara were done speaking with S1</p> <p>11 Lubrin, they went to conduct their investigation of V1 Tyree's body.</p> <p>12 CSI Detective Carroll and Sergeant Harrington accompanied them to V1</p> <p>13 Tyree's body and in the area of cell #39. There, Doctor O'Hara was</p> <p>14 able to view V1 Tyree's body and any visible injuries while digital</p> <p>15 photographs were being taken.</p> <p>16</p> <p>17 A short time later, CSI Detective Carroll returned to our location and</p> <p>18 stated V1 Tyree had a laceration above his right eye and an abrasion</p> <p>19 to the back of his head. There was a small amount of blood on the</p> <p>20 floor underneath V1 Tyree's head, but there did not appear to be any</p> <p>21 other visible injuries to the body.</p> <p>22</p> <p>23 I also had the opportunity to speak with Doctor O'Hara. I provided</p> <p>24 him with a copy of the nurse's report concerning this incident, as</p> <p>25 well as the list of medications V1 Tyree was currently taking. I</p> <p>26 asked about these medications and their uses. Doctor O'Hara stated</p> <p>27 the medications could have been used to treat a couple of different</p> <p>28 symptoms, with one being mental illness and another being a seizure</p> <p>29 disorder, but he did not have any information concerning V1 Tyree's</p> <p>30 diagnosis with either of these issues.</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/05/15 1119	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1153	PAGE 13	OF 14

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1

2 **We remained in the 6B module while Investigator Garcia and CSI**

3 **Detectives continued their investigation. At approximately 0510**

4 **hours, Investigator Garcia had concluded his scene investigation and**

5 **V1 Tyree's body was removed from the unit.**

6

7 **At approximately 0532 hours, Sergeant Carrasco and I concluded our**

8 **scene investigation and exited module 6B. Prior to leaving the sixth**

9 **floor, I verified that all involved Corrections Deputies, including**

10 **S1 Lubrin, S2 Farris and S3 Rodriguez, would complete their**

11 **documentation of this incident as soon as possible.**

12

13 **At approximately 0540 hours, Sergeant Carrasco and I cleared the Main**

14 **Jail, concluding our initial response investigation.**

15

16 **The overall investigation is ongoing.**

17

18 **PLEOS:**

19

20 **Sergeant J Brown #1688 ¿ Supplemental Report**

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1 <b>INVESTIGATION:</b>								
2								
3 <b>On Wednesday 9-2-2015 at approximately 1300 hours, Sgt. Cortez and I</b>								
4 <b>arrived at the 6th Floor of Main Jail - North in order to document</b>								
5 <b>Module 6B via photography and to obtain measurements of the Module as</b>								
6 <b>well as the fixtures in Module 6B Cell 39. We checked in with</b>								
7 <b>Correctional Deputy Madamba who was assigned to the F6 - Floor</b>								
8 <b>Station Officer Position. Sgt. Cortez and I entered Module 6B and</b>								
9 <b>checked in with Correctional Deputy Hickman #10767 who was assigned</b>								
10 <b>as the Module 6B Officer. Correctional Sgt. Roland was also briefly</b>								
11 <b>present. Sgt. Cortez and I explained the reason for our presence.</b>								
12								
13 <b>At approximately 1319 hours, Sgt. Cortez began his photography.</b>								
14								
15 <b>MEASUREMENTS:</b>								
16								
17 <b>I took measurements of Module 6B using a Leica Disto D8 Laser Distance</b>								
18 <b>Meter with a reported measurement accuracy of +/- 1.00 mm at a</b>								
19 <b>distance of up to 10 meters with a maximum measuring range of 200</b>								
20 <b>meters. I obtained the following measurements, which are all</b>								
21 <b>approximate.</b>								
22								
23								
24								
25								
26								
27								
28								
29								
30								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/05/15 1338</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1436</b>	PAGE <b>1</b>	OF <b>4</b>



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7
8
9
10
11
12
13
14
15
16
17
18 I later shared these measurements with Detective Carroll #2022 for use
19 in his diagrams. I did not measure the dimensions of Cell 39 as
20 Detective Carroll said he already had those measurements.
21
22 INVESTIGATION CONTINUED:
23
24 At approximately 1510 hours, Sgt. Cortez concluded his photography.
25 Refer to Sgt. Cortez' report for more details.
26
27 At approximately 1545 hours, Sgt. Cortez and I left the Main Jail
28 Facility and returned to our office.
29
30 P.L.E.O.:

OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/05/15 1338</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1436</b>	PAGE <b>3</b>	OF <b>4</b>
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1 INVESTIGATION:								
2								
3 On August 27, 2015, I was assigned as a Santa Clara County Sheriff's								
4 Office Correctional Sergeant in charge of Main Jail B Team for the								
5 6th, 7th, and 8th Floors. During shift change (0430 hours) with D								
6 Team Supervisors, I was informed of the in-custody death of inmate								
7 V01-Michael Tyree								
8								
9 At approximately 0434 hours, Sergeant Candelaria #10444 and I arrived								
10 to Module 6B for shift change with D Team Supervisor, Sergeant								
11 Brackett #10112. Deputy Rodriguez #10837 sat outside Module 6B in								
12 order to document the entry and exit of all staff into the unit.								
13								
14 Upon my entry, I saw V01-Tyree (the deceased), lying on the floor in								
15 the module's dayroom. He was near cells #39 - #43. He was covered								
16 with a yellow paper blanket and was pending removal from the module								
17 by the Medical Examiners/Coroner's Office. The medical crash cart								
18 and three Automated External Defibrillator (AED) machines were near								
19 the scene. Sergeant Brackett debriefed me about V01-Tyree's death								
20 and advised me of the remaining staff in the unit. Brackett left the								
21 module immediately afterwards.								
22								
23 Staff in the module were standing in front of the officer's station								
24 and were engaged in conversation about V01-Tyree's death. I asked								
25 Sergeant Candelaria to conduct 15 minute welfare checks in the unit								
26 until our departure from the unit. The staff present were the								
27 following:								
28								
29 Sergeant Carrasco #1643 ; Homicide Detective								
30 Sergeant Brown #1688 ; Homicide Detective								
OFFICER'S NAME Roland, Rita	ID NUMBER 10227	DATE 09/05/15 1339	SHIFT/DAYS OFF B SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1435	PAGE 1	OF 5

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1 Sergeant Davis #1799; County Counsel								
2 Sergeant Harrington #1744 ; Jail Crimes Investigator								
3 Sergeant Bice #10973 - Internal Affairs								
4 Sergeant Taylor #10095 - Internal Affairs								
5 Detective Carroll #2022 ; Crime Scene Investigator								
6 Doctor O'Hara ; Medical Examiner								
7								
8 At approximately 0435 hours, I called the Main Jail 2nd Floor Medical								
9 Unit and spoke to Charge Nurse I informed that								
10 Coroner Doctor O'Hara had requested the medical records of V01-Tyree.								
11 Nurse told me that Shift Supervisor Nurse would								
12 provide copies of the records, as well as advise me when those								
13 records were available.								
14								
15 At approximately 0511 hours, a transport team from the Coroner's								
16 Office placed V01-Tyree onto a gurney and transported him out of the								
17 jail.								
18								
19 At approximately 0519 hours, Nurse arrived to Module 6B and								
20 provided partial copies of V01-Tyree's medical records to Doctor								
21 O'Hara. Nurse told me that he would continue making copies								
22 of the medical records and would advise when the remaining records								
23 were available for pickup. Doctor O'Hara said he would get the								
24 remaining medical records from 2nd Floor Medical.								
25								
26 At approximately 0530 hours, all of the staff previously listed exited								
27 the module. At about 0550 hours, Nurse entered the module and								
28 removed the medical crash cart from the module.								
29								
30 At approximately 0554 hours, Deputy Cuilla #10856 arrived to his								
OFFICER'S NAME Roland, Rita	ID NUMBER 10227	DATE 09/05/15 1339	SHIFT/DAYS OFF B SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1435	PAGE 2	OF 5

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1 assigned post (Module 6B), as the unit officer. I briefed him on the								
2 status of Module 6B. I made an announcement to all inmates housed in								
3 6B. I advised the inmates that Mental Health and Chaplain staff								
4 would be available to them if they needed emotional support regarding								
5 the incident. None of the inmates responded.								
6								
7 Upon exiting the unit, I advised Deputy Rodriguez to provide any								
8 documents he had to Sergeant Bracket.								
9								
10 At approximately 0741 hours, I arrived to Module 6B for an assessment								
11 of the unit. I wanted to make sure that the inmates' needs and								
12 concerns were addressed. I also wanted to make sure that Deputy								
13 Cuilla made a more in-depth welfare check of the inmates due to the								
14 circumstances. I made an announcement to the Module 6B inmates and								
15 expressed my concerns as a result of the death.								
16								
17 At approximately 0823 hours, Restoration Management arrived to 6B for								
18 cleanup and decontamination of both fecal matter and urine at the								
19 scene. Restoration Management completed their cleanup at about 1015								
20 hours.								
21								
22 At approximately 1230 hours, I went to Module 6B to check on the								
23 welfare of the unit. I asked the inmates if they had any comments or								
24 concerns. Inmate _____ said he								
25 felt agitated, and inmate W07-								
26 _____ said he feared for his safety. I requested Deputy Cuilla								
27 have both inmates brought out of the module and placed into interview								
28 rooms at the 6th Floor. I directed Deputy Cuilla to complete Mental								
29 Health Referrals for both inmates.								
30								
OFFICER'S NAME Roland, Rita	ID NUMBER 10227	DATE 09/05/15 1339	SHIFT/DAYS OFF B SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1435	PAGE 3	OF 5

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1 I made contact with inmate \_\_\_\_\_ and assessed his immediate

2 well-being. Inmate \_\_\_\_\_ made the following statement:

3

4 STATEMENT OF INMATE

5

6 Inmate \_\_\_\_\_ told me that he felt agitated about Tyree's death and

7 wanted to speak to a Chaplain. I told him that his request would be

8 granted.

9

10 INVESTIGATION CONTINUED:

11

12 I made contact with W07-\_\_\_\_\_. W07-\_\_\_\_\_ made the following

13 statement:

14

15 STATEMENT OF W07-

16

17 W07-\_\_\_\_\_ said he felt in fear of his safety by the officers.

18 W07-\_\_\_\_\_ said that the officers, \_\_\_\_\_ beat up that inmate

19 (V01-Tyree); and that he could hear, \_\_\_\_\_ the inmate screaming. I

20 advised W07-\_\_\_\_\_ that the inmate's death was being investigated

21 and he would be interviewed later, by staff.

22

23 INVESTIGATION CONTINUED:

24

25 After I spoke with both inmates, Deputy Cuilla asked to speak to me in

26 private. He made the following statement:

27

28 STATEMENT OF CORRECTIONAL DEPUTY CUILLA #10856:

29

30 Deputy Cuilla informed me that there were many stories reported to him

OFFICER'S NAME <b>Roland, Rita</b>	ID NUMBER <b>10227</b>	DATE <b>09/05/15 1339</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1435</b>	PAGE <b>4</b>	OF <b>5</b>
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1 from other Module 6B inmates, indicating the same concerns as								
2 W07- . Based upon the information he received from the								
3 inmates, he believed that the particulars regarding Tyree's death								
4 was, 'fishy,' in regards to the involved deputies' actions. I asked								
5 Deputy Cuilla if he was referring to fishy as being something wrong								
6 about inmate Tyree's Death. Deputy Cuilla replied, 'Yes, like								
7 something is wrong.' I understood Deputy Cuilla's statement to mean								
8 that something was suspicious about inmate Tyree's death.								
9								
10 INVESTIGATION CONTINUED:								
11								
12 At approximately 1245 hours, I informed Correctional Lieutenant Davis								
13 #10326 of my interactions with Deputy Cuilla, inmate and								
14 inmate W07- .								
15								
16 At approximately 1400 hours, I met with Mental Health Programs Manager								
17 Chaplain , and Chaplain .								
18 They were scheduled to meet with the inmates in Module 6B and								
19 provide mental health and chaplaincy services. I informed them,								
20 however, to postpone their contact to pending investigatory								
21 interviews.								
22								
23 At approximately 1602 hours, I conducted another check in Module 6B.								
24 The unit was quiet. I went off duty, at about 1630 hours.								
25								
26								
27								
28 P.L.E.O:								
29								
30 Sergeant Roland #10227 ' Supplemental Report								
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1 ATTACHMENT:								
2								
3 Compact Disc Containing Inmate Interviews								
4								
5 INVESTIGATION:								
6								
7 On 09-05-2015, I was assigned to the Santa Clara County Main Jail as a								
8 Santa Clara County Sheriff's Office Jail Investigations Detective. I								
9 spoke with Correctional Deputy Cuilla #10856. Deputy Cuilla is the								
10 regular Main Jail North 6B dorm officer. Deputy Cuilla made the								
11 following statement:								
12								
13 STATEMENT OF CORRECTIONAL DEPUTY CUILLA #10856:								
14								
15 Deputy Cuilla told me that inmates had made statements to him during								
16 the week. Deputy Cuilla told me that W04- and W08-								
17 had told him that they spoke with								
18 . stated that he had seen the								
19 incident. At the time of incident, V01-Tyree was only in his								
20 underpants. . stated that he saw the officers taking								
21 turns elbowing V01-Tyree and kicking his head. After they finished								
22 assaulting V01-Tyree, they left the cell. Shortly thereafter,								
23 V01-Tyree attempted to use the toilet. Approximately 10 seconds								
24 later, he fell over.								
25								
26 was in Cell 45 at the time of incident but was recently								
27 moved to Cell 42.								
28								
29 INVESTIGATION CONTINUED:								
30								
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/05/15 1430</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1620</b>	PAGE <b>1</b>	OF <b>4</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 Based on the hearsay statements, I conducted follow-up interviews with  
2 Main Jail North 6B inmates. At approximately 1241 hours I spoke with  
3 W04- He made the following statement:  
4  
5 STATEMENT OF W04-  
6  
7 W04- stated he heard the information from W08- on  
8 09-04-2015 between 2130 and 2200 hours. W08- said the inmate  
9 in Cell 45 saw what happened. Two officers took turns elbowing  
10 V01-Tyree. Correctional Deputies Rodriguez and Farris did so while  
11 Correctional Deputy Lubrin was at the doorway. When Deputy Lubrin  
12 saw that the inmate in Cell 45 was looking, he blocked the door in  
13 order to obstruct the view.  
14  
15 INVESTIGATION CONTINUED:  
16  
17 At approximately 1257 hours, I spoke with W08- . He  
18 made the following statement:  
19  
20 STATEMENT OF W08-  
21  
22 W08- stated that someone saw what happened, and they had him  
23 (the guy who died) on the bunk while they were beating him up.  
24 W08- stated he heard this from W33- in Cell  
25 12. W08- said the inmate witness didn't provide too much  
26 detail. W08- identified the inmate witness as from  
27 Cell 42 . W08-  
28 said didn't want to be involved.  
29  
30 W08- stated that in Cell 48 heard him (V01-Tyree)

OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 09/05/15 1430	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1620	PAGE 2	OF 4
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1	say something after saying that he was sorry. W08- described		
2	as a "mental patient."		
3			
4	INVESTIGATION CONTINUED:		
5			
6	At approximately 1306 hours, I spoke with W33- . He		
7	made the following statement:		
8			
9	STATEMENT OF W33-		
10			
11	W33- stated the inmate in Cell 42		
12	who was in Cell 45 at the time of incident, had		
13	seen everything. W33- did not know the inmate's		
14	name. said the Correctional Deputies went in		
15	there and "fucked him (V01-Tyree) up." Correctional Deputy Lubrin		
16	held V01-Tyree down while the other C.O.'s (Correctional Officers)		
17	took turns elbowing him and stomping him out. Deputy Lubrin turned		
18	back and looked at . moved back from the		
19	door. Deputy Lubrin attempted to cover the door. Once the officers		
20	were done stomping him out, they stood in there for a minute. The		
21	officers turned the light off and closed the door. V01-Tyree got up		
22	and walked toward the toilet. He sat on the toilet and then fell to		
23	the right, with his head going toward the door.		
24			
25	W33- stated that . is scared and doesn't want to say		
26	anything. . told W33- this information during the		
27	day on 09-04-2015. W33- stated he would speak with		
28	. in an effort to get him to come forward.		
29			
30	INVESTIGATION CONTINUED:		
OFFICER'S NAME <b>Breit, Benjamin</b>			
ID NUMBER <b>1997</b>	DATE <b>09/05/15 1430</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>
ID NUMBER <b>1659</b>	DATE <b>09/05/15 1620</b>	PAGE <b>3</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1

2 **The entire series of interviews consisted of hearsay statements.**

3 **Deputy Cuilla heard the story from W04- and W08-**

4 **W04- heard the incident description from W08-**

5 **W08- heard the incident description from W33- W33-**

6 **heard the incident description from .**

7

8 **. should be interviewed regarding this incident.**

9 **This incident requires further follow-up interview. I advised**

10 **Sergeant Quinonez #1644 of the information.**

11

12 **AUDIO RECORDINGS/EVIDENCE:**

13

14 **I recorded the inmate interviews using a department-issued recorder.**

15 **I downloaded the audio recordings onto three compact discs. I**

16 **submitted one as evidence and the other two as attachments.**

17

18 **P.L.E.O.**

19

20 **Detective Breit #1997 Supplemental Report**

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/05/15 1430</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1620</b>	PAGE <b>4</b>	OF <b>4</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2 7 compact discs of mobile data device extractions,								
3								
4 SUPPLEMENTAL INVESTIGATION:								
5								
6 In August 2015, I was assigned to the Investigative Services Division								
7 on the S.A.F.E. Task Force as a detective sergeant. My collateral								
8 duties include conducting mobile data device extractions using a								
9 Cellebrite Universal Extraction Device (UFED). I am currently								
10 certified to conduct logical, file system, and physical mobile data								
11 device extractions using a Cellebrite UFED. All times in this report								
12 are approximate.								
13								
14 On 8/31/15 at 1700 hours, I was off-duty and received a call from								
15 Sergeant Mah #2055. He told me Captain Rodriguez requested that I								
16 respond to Sheriff's Headquarters to start mobile device forensics								
17 regarding this case. I arrived at Sheriff's Headquarters at 1800								
18 hours.								
19								
20 Sergeant Mah told me that we were tasked with finding a Facebook								
21 accounts for S1 Lubrin, S2 Farris, and S3 Rodriguez. I was not able								
22 to locate a Facebook account for S2 Farris or S3 Rodriguez.								
23								
24 On 8/31/15 at 2320 hours, Sergeant Carrasco provided me with a copy of								
25 a search warrant authorized by Judge Jacqueline Arroyo on 8/31/15 at								
26 2230 hours who authorized a search of the following:								
27								
28 S1 Jereh Lubrin:								
29								
30 -Black Apple iPhone,								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE <b>1</b>	OF <b>10</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 -Windows Surface Tablet (serial number ) .			
2			
3 S2 Matthew Farris:			
4			
5 -Apple iPhone 6,			
6 -Apple laptop (serial number ) .			
7			
8			
9 S3 Rafael Rodriguez:			
10			
11 -LG mobile device (model LGMS345),			
12 -Samsung mobile device (model SM-N910),			
13 -Samsung mobile device (model SM-N910),			
14 -Samsung mobile device (model R360M),			
15 -Apple iPad 2 (model A1397) .			
16			
17			
18 -Evidence item 8 (bar code 307553):			
19			
20 On 8/31/2015 at 2325 hours, I went into the Crime Scene Investigation			
21 Processing room and took possession of evidence item 8 (bar code			
22 307553). Evidence item 8 is an Apple iPhone 5S. The IMEI number is			
23 Evidence item 8 was tape sealed inside a brown			
24 paper bag.			
25			
26 On 8/31/2015 at 2350 hours, I connected the Apple iPhone 5S to a			
27 Cellebrite UFED Touch (serial number I was not able to			
28 extract any content from this mobile device. It appears that the			
29 contents were restored to the factory setting (wiped) prior to			
30 seizure.			
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE OF <b>2 10</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 <b>I re-packaged evidence item 8 and tape sealed it. On 9/1/15 at 1330</b>								
3 <b>hours, I booked evidence item 8 into the evidence room at Sheriff's</b>								
4 <b>Headquarters.</b>								
5								
6 <b>INVESTIGATION CONTINUED 9/1/15:</b>								
7								
8 <b>On 9/1/15, while at the Evidence room at Sheriff's Headquarters,</b>								
9 <b>Sergeant Mah and I took possession of the following items:</b>								
10								
11 <b>-Evidence item 2 (bar code 307543), LG MS345, serial #</b>								
12								
13								
14 <b>-Evidence item 3 (bar code 307542), Samsung Galaxy Note 4, serial #</b>								
15								
16								
17 <b>-Evidence item 4 (bar code 307540), Samsung Galaxy Note 4, serial #</b>								
18								
19								
20 <b>-Evidence item 5 (bar code 307208), Apple iPhone 6, IMEI #</b>								
21								
22								
23 <b>-Evidence item 5 (bar code 307541), Samsung SCH-R360, serial #</b>								
24 <b>and</b>								
25								
26 <b>-Evidence item 6 (bar code 307544), Apple iPad2, serial</b>								
27 <b>#</b>								
28								
29 <b>Once Sergeant Mah and I had possession of the above items, we returned</b>								
30 <b>to our office and began examining the devices. Once I examined all</b>								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE <b>3</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 of the mobile devices with the Cellebrite Touch UFED, I gave them to</p> <p>2 Sergeant Mah to examine the mobile devices with a different forensic</p> <p>3 program. Refer to Sergeant Mah's supplemental report for further</p> <p>4 information.</p> <p>5</p> <p>6 -Evidence item 5 (bar code 307208)</p> <p>7</p> <p>8 This evidence item is an Apple Iphone 6 Plus (model 1522). The Apple</p> <p>9 iPhone 6 Plus was tape sealed inside of an envelope. I removed the</p> <p>10 Apple iPhone 6 Plus from the envelope and removed the mobile device</p> <p>11 from the black Otter case. The mobile device did not appear to have</p> <p>12 any damage. I powered the mobile device on and a message appeared on</p> <p>13 the screen which indicated the iCloud account information was under,</p> <p>14 . I went into the mobile device's settings</p> <p>15 and noted the serial number is . While viewing the</p> <p>16 device settings, I noticed the service provider is Verizon Wireless.</p> <p>17 The phone number associated to this device is .</p> <p>18</p> <p>19 On 9/1/15 at 1520 hours, I connected the Apple iPhone 6 Plus to a</p> <p>20 Cellebrite Touch UFED (serial # ). The Cellebrite UFED</p> <p>21 successfully connected to the Apple iPhone 6 Plus and I was able to</p> <p>22 complete a mobile data device logical extraction. The Cellebrite</p> <p>23 UFED transferred the contents of the extraction onto a USB drive. I</p> <p>24 placed the contents of the USB drive into a working file onto my work</p> <p>25 computer.</p> <p>26</p> <p>27 I burned the extraction from my work computer onto a DVD. I gave the</p> <p>28 DVD to Sergeant Cortez so he could make a copy of the DVDs for the</p> <p>29 District Attorney's Office. I later booked the original DVD into the</p> <p>30 evidence room at Sheriff's Headquarters.</p>								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE <b>4</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 -Evidence item 2 (bar code 307543)								
3								
4 This evidence item is a LG Leon LTE (model MS345). The LG Leon LTE								
5 was tape sealed inside of a paper bag. I removed the LG Leon LTE								
6 from the paper bag and removed the mobile device from a blue rubber								
7 case. The mobile device did not appear to have any damage. I								
8 removed the back panel. The serial number is . The								
9 IMEI # is . The SIM card # is								
10 The service provider is Metro PCS.								
11								
12 On 9/2/15 at 0800 hours, I connected the LG Leon LTE to a Cellebrite								
13 Touch UFED (serial # ) and attempted to run the extraction as								
14 a generic Andriod; however, I was not able to successfully connect								
15 the mobile device to the Cellebrite Touch UFED.								
16								
17 -Evidence item 3 (bar code 307542)								
18								
19 This evidence item is a Samsung Galaxy Note 4 (model SM-N910). The								
20 Samsung mobile phone was tape sealed inside a bag. The serial # is								
21 and the IMEI # is 2. The service provider								
22 for this mobile device is T-Mobile. The micro SD slot was empty.								
23 The SIM card # is (T-Mobile). The email account								
24 associated to this mobile device is .								
25								
26 On 9/2/15 at 1000 hours, I connected the Samsung Galaxy Note 4 to a								
27 Cellebrite Touch UFED (serial # ). The Cellebrite UFED								
28 successfully connected to the Samsung Galaxy Note 4 and I was able to								
29 complete a mobile data device logical extraction. The Cellebrite								
30 UFED transferred the contents of the extraction onto a USB drive. I								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE <b>5</b>	OF <b>10</b>







REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>evidence room at Sheriff's Headquarters.</b>								
2								
3 <b>-Evidence item 6 (bar code 307544)</b>								
4								
5 <b>This evidence item is an Apple iPad 2 (model A1397). The Apple iPad 2</b>								
6 <b>serial # is I received the Apple iPad 2 after Sergeant</b>								
7 <b>Mah completed his forensic examination. On 9/3/15 at 1130 hours, I</b>								
8 <b>connected the Apple iPad 2 to a Cellebrite Touch UFED (serial</b>								
9								
10								
11 <b>The Cellebrite UFED successfully connected to the Apple iPad 2 and I</b>								
12 <b>was able to complete a mobile data device logical extraction. The</b>								
13 <b>Cellebrite UFED transferred the contents of the extraction onto a USB</b>								
14 <b>drive. I placed the contents of the USB drive into a working file</b>								
15 <b>onto my work computer.</b>								
16								
17 <b>I burned the extraction from my work computer onto a DVD. I gave the</b>								
18 <b>DVD to Sergeant Cortez so he could make a copy of the DVDs for the</b>								
19 <b>District Attorney's Office. I later booked the original DVD into the</b>								
20 <b>evidence room at Sheriff's Headquarters.</b>								
21								
22 <b>EVIDENCE:</b>								
23								
24 <b>-Evidence item 1:</b>								
25								
26 <b>This item of evidence is one envelope containing 7 DVDs with mobile</b>								
27 <b>data device extractions from the Cellebrite UFED.</b>								
28								
29 <b>PLEO:</b>								
30								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE <b>8</b>	OF <b>10</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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**1 Sergeant Leonard #1875 Supplemental report**

OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/05/15 1518</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1616</b>	PAGE <b>9</b>	OF <b>10</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
----------------------------------------------------------	--------------------------------------------------	----------	---------------------------------	----------------------------------------

SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
------------------------------------------------------------------------------------------------------------------	--

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E		7	DVDs				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Sheriff's Headquarters			0	307848		<input type="checkbox"/>
DESCRIPTION <b>7 DVD containing Cellebrite extraction reports.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
--------------------	-------	-------------------------------------------

RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY <input type="checkbox"/> FOLLOWING NAMED PERSON
-------------	---------------------------------------------------------------------------------------------------------------------------------

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
-------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
----------------------------------------------------	------	---------	------	------

<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
--------------------------------------	------	---------	------

WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leonard	1875	09/05/15 1518	Det    SSM	Rodriguez, Daniel	1659	09/05/15 1616	10	10

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 08/27/2015, I worked as a uniformed Santa Clara County Sheriff's								
4 Office Correctional Deputy assigned to Main Jail North, Module 6B. At								
5 approximately 0550 hours, I arrived at my assigned post. As I exited								
6 the elevator doors I noticed the main sally-port door was open.								
7 Correctional Officer Temptra #2752 and Correctional Deputy Farris								
8 #10833 were standing at the 6th Floor Officer's Station. As I								
9 approached the floor station I encountered Correctional Deputy Lubrin								
10 #10772 walking from Module 6B towards the Floor Station Officer's								
11 Desk. Deputy Lubrin stated, "Everything's code four (enforcement code								
12 stating no further assistance was needed), and nothing happened last								
13 night." I looked towards Module 6B and saw the module door propped								
14 open and Correctional Deputy Rodriguez #10837 sitting outside. Deputy								
15 Rodriguez was taking account of every person that entered and exited								
16 the module. I generally asked what happened. Deputy Farris #10833								
17 said, "You didn't hear? Completed 10-56 last night." I asked who died								
18 and Deputy Farris said, "Michael Tyree". I placed my personal items								
19 in the 6th Floor storage closet and received the department-issued								
20 radio and keyset assigned to Module 6B. Before I entered the unit, I								
21 asked Deputy Lubrin if there was anything I needed to know. Deputy								
22 Lubrin shook his head no and left the 6th Floor.								
23								
24 At approximately 0554 hours, I entered Module 6B and met with								
25 Correctional Sergeant Roland #10227. Sergeant Roland briefed me on								
26 the in-custody death that occurred 08/27/2015, at approximately 0012								
27 hours. The inmate that died was V01-Michael Tyree								
28 . Sergeant Roland advised me that there was still								
29 investigation going on as to how V01-Tyree had died. I was told the								
30 crime scene was clear and Restoration Management was on their way to								
OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1640</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1709</b>	PAGE <b>1</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 clean the contaminated areas. I was told to postpone any recreation</p> <p>2 time for the inmates until the hazardous materials were completely</p> <p>3 cleaned. I understood the information given to me and continued with</p> <p>4 my usual daily routines.</p> <p>5</p> <p>6 As I walked towards cell #47 to start the formal count of inmates, I</p> <p>7 saw the crime scene. There was medical equipment, vomit and feces</p> <p>8 scattered throughout the dayroom. I approached cell #39 V01-Tyree's</p> <p>9 assigned cell at the time of the incident). The bodily excrement was</p> <p>10 on the inside of the cell door, on the cell walls and on the floor in</p> <p>11 front of the door. The combination of feces and vomit appeared to be</p> <p>12 smeared or rolled around in. I completed my count and notified the</p> <p>13 inmates that had court appearances to get ready. I then conducted a</p> <p>14 security check of my work area and ensured that all emergency</p> <p>15 equipment was in proper working order. I went through the medical</p> <p>16 equipment that was left in the dayroom and removed anything that</p> <p>17 could potentially be used as a weapon if retrieved by an inmate.</p> <p>18</p> <p>19 At approximately 0645 hours, I assembled the inmates that had morning</p> <p>20 court appearances and sent them out of the module. At approximately</p> <p>21 0650 hours, I began to feed the inmates breakfast in Module 6B. I</p> <p>22 opened the doors of those inmates who I use during work details.</p> <p>23 Inmates W33- , W04-</p> <p>24 , W02-</p> <p>25 , W08-</p> <p>26 and began to pass</p> <p>27 out breakfast via the cell door tray slots. I was standing at the 6B</p> <p>28 Officer's Station entering the information in the 6B Log Book.</p> <p>29 Inmates W04- and W33- approached the desk and together</p> <p>30 began to talk to me in regards to the in-custody death.</p>								
OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1640</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1709</b>	PAGE <b>2</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	STATEMENTS OF W33- AND W04-							
3								
4	asked me what I thought of the incident. I told that I did							
5	not have an opinion and was only there to do my job. said,							
6	"It's fucked up what they did to him." I asked what he meant by what							
7	they did to him? said, "They killed that fool!" I asked if he							
8	meant their resuscitation efforts killed him. said, "No. They							
9	went in his cell last night and killed him."							
10								
11	W04- agreed and added, "Yeah, they went in cell and							
12	fucked him up, then they fucked up that dude and left." I said I							
13	didn't understand why any of that was related to the death.							
14	W04- said that Lubrin, Farris and Rodriguez returned to 6B							
15	after the night recreation time was completed. The three Deputies							
16	began a clothing search starting at cell #2 on the top tier. When							
17	they entered cell #48 they began to assault inmate							
18	. W04- said, "They slapped the shit out of							
19	him." W33- said they went downstairs and started to search the							
20	bottom tier, starting at cell #47. W33- said when they entered							
21	cell #39 they heard V01-Tyree begin to scream. W33- said that							
22	V01-Tyree was screaming, "I'm Sorry" and "Stop". W33- said that							
23	he heard loud thumping noises and then complete silence. W04-							
24	said the Deputies turned the light off in cell #39 and closed the							
25	door. They completed the remainder of the clothing sweep quickly and							
26	left the module. W33- said that when Lubrin returned to do his							
27	welfare check, V01-Tyree was already dead. I told W04- and							
28	W33- that they needed to complete their feeding detail and							
29	lockdown so that I could continue with my duties.							
30								
OFFICER'S NAME Cuilla, Jonathan	ID NUMBER 10856	DATE 09/05/15 1640	SHIFT/DAYS OFF B SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1709	PAGE 3	OF 8

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION CONTINUED:								
2								
3 Sergeant Roland arrived on scene at approximately 0741 hours to make								
4 an announcement to Module 6B. They were told that mental health								
5 services and Chaplin services would be provided for them and to speak								
6 up if any inmate had concerns. Sergeant Roland advised me to move the								
7 inmates that were housed in cells #33 through #47 on the bottom tier								
8 until Restoration Management finished cleaning the contaminated								
9 areas. These inmates would only need to be moved temporarily until								
10 Restoration Management finished their cleaning detail.								
11								
12 At approximately 0823 hours, Restoration Management arrived in Module								
13 6B. They cleaned the inside of cell #39, the dayroom, and the floor								
14 and walls outside of cells #33 through #47. Restoration Management								
15 completed the detail at approximately 1015 hours. Normal day-to-day								
16 operations resumed.								
17								
18 At approximately 1230 hours, Sergeant Roland made an additional								
19 announcement to address concerns. Inmates in the module began to ask								
20 questions regarding the investigation. Sergeant Roland explained the								
21 investigation was ongoing and much of the information could not be								
22 divulged at that time. Inmate								
23 stated he was having a hard time with the death and needed to								
24 speak with a Chaplin. Inmate W07-								
25 stated, "I fear for my safety." Sergeant Roland asked me to								
26 have those two inmates taken out to the 6th Floor Interview Rooms to								
27 be assessed. Sergeant Roland spoke with first. said								
28 his father died in a similar way, and he was feeling emotional over								
29 it. A call was made for the Chaplin to visit .								
30								
OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1640</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1709</b>	PAGE <b>4</b>	OF <b>8</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 Sergeant Roland spoke with W07- second. W07-								
2 explained the reason for his statement of fear. I was standing								
3 outside interview room #2 while Sergeant Roland spoke with								
4 W07- . I heard W07- tell Sergeant Roland the same								
5 story that W33- and W04- told me. When Sergeant Roland was								
6 finished with her assessment, I asked to speak with her. I entered								
7 the 6th Floor storage closet and closed the door. I told Sergeant								
8 Roland that was not the first time I had heard that story. I								
9 explained that I initially felt un-easy about the crime scene when I								
10 surveyed it. The Deputies' stories did not match up with what I saw.								
11 I told Sergeant Roland that I thought the whole incident seemed								
12 unusual. Sergeant Roland assured me that they were continuing the								
13 investigation and to inform her of any other developments.								
14								
15 At approximately 1515 hours, Deputy Breit #1997, Sergeant Carrasco								
16 #1643 and Sergeant Brown #1688 arrived on the 6th Floor to conduct								
17 interviews of all of the inmates in Module 6B. I assisted with								
18 staging the inmates for interviews. At 1800 hours I was relieved by								
19 D-Team night shift Deputies. I gave Deputy Benson #10698 the all								
20 information of what happened on 08/27/2015 and went off duty.								
21								
22 08/28/2015 INVESTIGATION CONTINUED:								
23								
24 On 08/28/2015, I worked as a uniformed Santa Clara County Sheriff's								
25 Office Correctional Deputy assigned to Main Jail North, Module 6B. At								
26 approximately 0730 hours, I began recreational time in Module 6B.								
27 Inmate W33- made his way directly to my desk in the module. He								
28 made the following statement.								
29								
30 STATEMENT OF W33-								
OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1640</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1709</b>	PAGE <b>5</b>	OF <b>8</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 W33- asked me if the deputies were taken out of the facility. I								
3 told W33- that was not information he needed to know. I told him								
4 that at this point, there was still an ongoing investigation.								
5 W33- said, "You know how I know they killed him? They didn't								
6 leave the cell after V01-Tyree stopped screaming." He said, "The								
7 three of them stood in the cell for 10-15 minutes after it went								
8 silent." I told W33- that this was information that he needed to								
9 be sharing with the detectives and not myself. W33- said that he								
10 told the detectives everything that he was telling me. W33- also								
11 said that Lubrin entered the dorm to check on V01-Tyree. W33-								
12 said, "Lubrin opened his door to see if he was ok. He was kicking him								
13 with his boot and he didn't move." W33- said that Lubrin closed								
14 the door and walked around the bottom tier going from cell #39 toward								
15 cell #1. Lubrin exited the module and returned with Deputy Farris and								
16 Deputy Rodriguez. W33- said it was at that point that they								
17 called "man down". I told W33- that I hope he informed the								
18 investigations unit of those statements and that they would be able								
19 to look into them.								
20								
21 09/05/2015 INVESTIGATION CONTINUED:								
22								
23 On 09/05/2015, I worked as a uniformed Santa Clara County Sheriff's								
24 Office Correctional Deputy assigned to Main Jail North, Module 6B. At								
25 approximately 0900 hours, the inmates in module 6B were having								
26 recreation time. Inmate W33- approached me at the officer's desk								
27 and made the following statement.								
28								
29 STATEMENT OF W33-								
30								
OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1640</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1709</b>	PAGE <b>6</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 W33- said he knew why V01-Tyree was naked when they pulled him</p> <p>2 out of the cell for resuscitation. I asked why he would know that</p> <p>3 information now. W33- said there was one individual in the dorm</p> <p>4 who witnessed the entire event. He said it was the inmate who used to</p> <p>5 be housed in cell #45. At the time of the incident inmate</p> <p>6 was housed in cell #45.</p> <p>7 W33- said . told him everything that happened</p> <p>8 inside of cell #39. He told W33- the three deputies entered the</p> <p>9 cell and placed V01-Tyree against the wall in between the toilet and</p> <p>10 the bunk. This is typical placement of an inmate during a routine</p> <p>11 cell search. V01-Tyree was only in his underwear when they entered</p> <p>12 his cell. They then slammed him down on the bed and held him down.</p> <p>13 told W33- the three deputies took turns giving</p> <p>14 V01-Tyree elbows to the ribs and body. He said they were also seen</p> <p>15 kicking V01-Tyree in the head. Lubrin was said to have looked back</p> <p>16 and seen looking. Lubrin adjusted his body to block</p> <p>17 view. After the deputies left, told</p> <p>18 W33- that he saw V01-Tyree attempt to get up and sit on the</p> <p>19 toilet. After approximately 10 seconds saw V01-Tyree</p> <p>20 fall of the toilet and onto the ground in front of the door.</p> <p>21 V01-Tyree lied on the floor until staff responded and pulled him out</p> <p>22 of the cell for resuscitation.</p> <p>23</p> <p>24 I asked W33- if made this statement during his</p> <p>25 interview. W33- said did not.</p> <p>26 stated that he saw nothing. At approximately 1100 hours, I went to</p> <p>27 cell #42 where was currently housed. I asked</p> <p>28 if he was willing to talk about anything he saw the</p> <p>29 night on the death. said that he saw nothing. I told</p> <p>30 that he shouldn't fear reprisals and should speak up</p>								
OFFICER'S NAME Cuilla, Jonathan	ID NUMBER 10856	DATE 09/05/15 1640	SHIFT/DAYS OFF B SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1709	PAGE 7	OF 8

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 if he saw what happened. said that he did not want to

2 talk and saw nothing. I told him that the door was open if he wanted

3 to talk to me about what happened. Before leaving the module I asked

4 W33- and W04- to talk to and see if they

5 would be able to get him to make a statement. They both said they

6 would talk to him.

7

8 I passed the new information on to Detective Breit #1997 and concluded

9 my report.

10

11

12

13

14 P.L.E.O:

15

16 Correctional Deputy Cuilla #10856 Supplemental Report

OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1640</b>	SHIFT/DAYS OFF <b>B SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1709</b>	PAGE <b>8</b>	OF <b>8</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff          Santa Clara County          ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

W33	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								

W49	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								

W51	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 <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>1</b>	OF <b>14</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 08/28/2015, at approximately 1100 hours, Sergeant Brown, Sergeant								
4 Leon, and I returned the Main Jail Facility, the 6th floor to finish								
5 interviewing the remaining inmates.								
6								
7 During our previous visit last night, Sergeant Brown and I were								
8 informed that W33- had attempted to contact Sergeant Leon								
9 through a family member from one of the pay telephones inside of								
10 Module 6B.								
11								
12 Sergeant Leon has worked with W33- on another criminal case and								
13 agreed to sit in on the interview, to make W33- feel comfortable								
14 about providing a statement for this investigation.								
15								
16 The following interviews were digitally recorded and are summarized								
17 below. For specific details refer to actual recording.								
18								
19 STATEMENT OF W33-								
20								
21 At approximately 1120 hours, I began my interview with W33-								
22 W33- right from the beginning of our interview said the reason								
23 he called Sergeant Leon was because "they" killed him. I asked								
24 W33- who killed him and W33- said, "The CO's did." I asked								
25 W33- if he knew the name of the inmate that was killed and								
26 W33- said, "I don't know his name but he's a tall white dude."								
27 I informed W33- the inmate who died was named V1-Tyree.								
28								
29 I asked W33- to start his statement with what happened on								
30 08/26/15. W33- said he occupies cell #12 and it's a single								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>2</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 occupant cell and he's been in that cell for about 1 month.								
2 W33- said he came out for pill call and was on his way back to								
3 his cell and something happened with V1-Tyree during pill call.								
4 W33- did see or hear anything, but knew something did happen								
5 with V1-Tyree and the nurse.								
6								
7 W33- said S1-Lubrin was the module officer and he told V1-Tyree								
8 to lock it down and V1-Tyree did without further incident. W33-								
9 said next was commissary and there were no issues or incidents during								
10 this time period.								
11								
12 W33- said he is a trustee and he organized the inmate clothing								
13 for clothing exchange in the multi-purpose room while the rest of the								
14 dorm was on lock down. While W33- was separating the clothing								
15 he said S1-Lubrin was "mad" because some inmates had wrote grievances								
16 complaining about him and how he doesn't give enough program time.								
17 S1-Lubrin told W33- he was going to start "probing people on								
18 Wednesday now. I'm gonna shake shit down, like go into peoples cell								
19 and fuck with their shit, man." W33- said W04 was in the same								
20 room organizing clothing with him when S1-Lubrin made these								
21 comments.								
22								
23 W33- said the inmate who was writing grievances was no longer in								
24 the dorm because he got transferred out a few days ago but used to								
25 occupy cell #15. W33- described the inmate as "big white dude,								
26 tatted down." The inmate got into it with a different deputy not								
27 S1-Lubrin.								
28								
29 W33- said they came out for clothing exchange/program time for								
30 about one hour from 2100 hours till about 2210 hours. W33- said								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1655	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1710	PAGE 3	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 because he's a trustee he's allowed to stay out for a few more			
2 minutes to clean up and make sure to fill up the hot water, so he			
3 locked it down by 2215 hours.			
4			
5 W33- said S1-Lubrin left the module and came back about ten			
6 minutes later with S2-Farris and went straight up the stairs to cell			
7 #2 and began doing the cell searches. W33- estimated each cell			
8 search took no longer than 30 seconds, it was real quick.			
9			
10 I asked W33- if anything happened on the top tier and he said,			
11 "Yeah they hit #48, the inmates name is W48 another mental patient			
12 and they were fucking him up." I asked W33- if he could see			
13 anything and he said, "No, but he was screaming." I verified with			
14 W33- that he couldn't see but he could hear things, so I asked			
15 him what he heard. W33- said he heard W48 say, "Leave me alone,			
16 stop hitting me, stop fucking me up, stop, stop, please, please."			
17 W33- said that's when S3-Rodriguez entered the module and went			
18 up to cell #48 to where S1-Lubrin and S2-Farris were. W33- said			
19 they were in W48's cell for about 4 to 5 minutes.			
20			
21 I asked W33- if he could hear the deputies saying anything and he			
22 said, "Nah." W33- said he asked his neighbor in cell #17 what			
23 was happening and he said the deputies had W48 up against the wall			
24 and fucking him up.			
25			
26 I asked W33- what happened after that and he said the three			
27 deputies went downstairs to cell #47 and started searching the cells			
28 real quick like 30 seconds to 1 minute, until they got to cell #39.			
29 I asked W33- what happened and he said you could hear V1-Tyree			
30 screaming for his life. I asked if the deputies were giving any			
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1655	SHIFT/DAYS OFF
SUPERVISORS REVIEW Rodriguez, Daniel		ID NUMBER 1659	DATE 09/05/15 1710
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 types of orders and he said, "Nah." W33- said the deputies were								
2 in there for about 6 to 7 minutes. I commented to W33- longer								
3 than when they went into W48's cell and he said, "Yeah."								
4								
5 I asked W33- if he could see from this cell window over to cell								
6 #39 and he said he could but only from the bottom window of the door.								
7 W33- said he saw all three deputies go into cell #39.								
8 W33- said during most of the quicker cell searches, the cell								
9 door is open all the way. But on cell #39, it was only partially								
10 open. When all the screaming stopped, I heard a sound like "boom,								
11 boom" and then I saw S3-Rodriguez grab the door and close it a bit								
12 more while all three were still in the room.								
13								
14 I asked W33- if he could hear anything else after the "boom boom"								
15 and he said, "Nah it was just quiet." W33- said all three								
16 officers stayed in cell#39 for about 15 to 18 minutes. I commented								
17 to W33- that seems like a long time and he agreed. I asked him								
18 how sure he was of the three deputies remaining in cell #39 for that								
19 long, and W33- said, "100% sure."								
20								
21 W33- said S3-Rodriguez walked out of the cell first, then								
22 S2-Farris walked out and told V1-Tyree, "I don't want to hear a peep								
23 from you again," and then S1-Lubrin turned off the light and closed								
24 the door. I confirmed with W33- that S1-Lubrin turned off the								
25 cell light and he said, "Yes."								
26								
27 I asked W33- if the deputies changed their routine after they								
28 left cell #39. W33- said he felt like the deputies were								
29 "nervous" and the cell searches became shorter. W33- said								
30 instead of going in for the 30 seconds to 1 minute search routine,								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1655	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1710	PAGE 5	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 the deputies instead opened the cell door and asked the inmate if  
2 they had any extras. W33- clarified his last statement and said  
3 he couldn't see all the cell searches after cell #39, but only a few  
4 of them, so he's not sure if the deputies actually went into the  
5 cells or not.  
6  
7 W33- said he saw S1-Lubrin, S2-Farris, and S3-Rodriguez go into  
8 the multi-purpose room together for about 10 minutes. When they came  
9 out of the room, all three left the module together. W33-  
10 estimated the time to be around 2315 hours.  
11  
12 W33- said S1-Lubrin came back about 40 minutes later to do his  
13 "walk" or welfare check and started at cell #47. W33- said  
14 when S1-Lubrin got to cell #39, he opened it up a little bit and  
15 said, "Hey, hey, hey." I asked W33- how he knew this and he  
16 said because he was watching a movie on the module television and he  
17 was looking out his cell window. W33- said when S1-Lubrin  
18 opened the door to check on V1-Tyree, he thought he could see  
19 S1-Lubrin's leg moving in a motion like he was kicking V1-Tyree to  
20 see if he was awake. W33- said he believed V1-Tyree was lying  
21 close to the cell door.  
22  
23 W33- said S1-Lubrin closed the cell door and walked over to cell  
24 #35 and asked the inmate, "Does he shit on himself all the time." I  
25 don't think the inmate in cell #35 answered him, so S1-Lubrin walked  
26 to a few other cells and asked the same question.  
27  
28 W33- said S1-Lubrin went out of the module and came back with a  
29 deputy and they went to cell #39 and opened the cell and dragged  
30 V1-Tyree out. Then they radioed in for help.

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>6</b>	OF <b>14</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2 W33- said more officers responded as well as nurses and they								
3 performed CPR on V1-Tyree. W33- said V1-Tyree was naked when								
4 they pulled him out of the cell.								
5								
6 I asked W33- about what he knew about V1-Tyree. W33- said								
7 he remembered when V1-Tyree came into the module he got fucked up by								
8 the same deputies who just assaulted him. W33- said he								
9 remembered S2-Farris was one of the officers who brought V1-Tyree to								
10 cell #17, the other two officers W33- couldn't remember the								
11 names.								
12								
13 I asked W33- what kind of inmate V1-Tyree was? I asked him if								
14 V1-Tyree had problems with others and W33- said, "No, never."								
15 W33- commented that V1-Tyree would steal things from other								
16 inmates but nobody touched him because he's "not there, it would be								
17 like taking advantage of a kid."								
18								
19 I asked W33- if V1-Tyree talked to himself and he said V1-Tyree								
20 would talk to himself a lot and swing at himself, fight himself. I								
21 asked W33- what he meant by "fight himself," did V1-Tyree								
22 actually hit himself. W33- said, "No like fighting in the								
23 wind."								
24								
25 I asked W33- if he saw any vocal outburst or aggressive outbursts								
26 in the module. Were other inmates afraid of him? W33- said,								
27 "Nobody was afraid of him. He doesn't bother inmates."								
28								
29 I asked W33- to tell me about S1-Lubrin. W33- said, "He's a								
30 fucking . It turns him on fucking with " I asked								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1655	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1710	PAGE 7	OF 14

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	W33-	what he meant by	? W33- said, "A person that's					
2		really mental, that takes psych medication and they're on the 8th						
3		floor." W33-	said S1-Lubrin fucks with them a lot. I asked how					
4		so. W33-	said S1-Lubrin restrains them and goes to their cells					
5		and asks them if they feel suicidal or just tell me you're suicidal.						
6		I asked W33-	why he thought S1-Lubrin would do this and he said					
7		so the inmate could get a green suit like a dress.						
8								
9	W33-	also gave me another example of when another mental inmate						
10		was in the shower and Deputy Abecendario was the module officer and						
11		after lockdown the inmate wouldn't get out of the shower and lock						
12		down. Deputy Abecendario asked W33-	if he could attempt to coax					
13		the inmate out of the shower and get him to go back to his cell.						
14	W33-	said the inmate was a "big guy" and he tried to talk to him						
15		like a little kid, but the inmate wouldn't listen. W33-	said					
16		Deputy Abecendario didn't really know what to do, so he thinks he						
17		called S1-Lubrin because he came in the unit and restrained the						
18		inmate and walked him back to his cell naked and threw the inmate in						
19		his cell.						
20								
21	W33-	also said he's heard S1-Lubrin talk about all the time about						
22		how to do your "paperwork." I asked W33-	that meant and he said					
23		it means to make shit up how your write stuff so the sergeant will						
24		believe you. W33-	said he's heard S1-Lubrin say on many					
25		occasions how he's fast on paperwork, he loves writing paperwork.						
26								
27	W33-	said it is his belief about 1 year ago that S1-Lubrin got						
28		him transferred to 6A because S1-Lubrin and another deputy named						
29		Haney were writing false custody input reports against W33-						
30	W33-	said he was being set up by S1-Lubrin and he got letters						
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>8</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 from other inmates about how S1-Lubrin made up some story. W33-								
2 said he was interviewed by sergeants and other deputies from								
3 classification about it.								
4								
5 Sergeant Leon and I went over W33- statement to us and thanked								
6 him for coming forward.								
7								
8 End of interview.								
9								
10 INVESTIGATION CONTINUED:								
11								
12 After W33- interview, Sergeant Leon did not sit in on the last								
13 two interviews I conducted with W51- or W49-								
14								
15 STATEMENT OF W51-								
16								
17 At approximately 1305 hours, I began my interview with W51- but								
18 he said he didn't know what happened so he had nothing to say. I								
19 wanted to at least try and ask W51- a few questions to determine								
20 if in fact he didn't hear or see anything.								
21								
22 I began my interview by asking W51- questions about his current								
23 length of stay and cell number. W51- said he's been in custody								
24 since January (2015) and occupies cell #24 and it's a single occupant								
25 cell.								
26								
27 Next I started asking W51- questions with regard to building a								
28 timeline, like if he remembers pill call, or commissary, or clothing								
29 exchange, etc. W51- kept repeating what I was asking him and								
30 kept interrupting me when I tried to ask him a question.								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>9</b>	OF <b>14</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>W51- gave unintelligible answers at times or answers that didn't</b>							
3	<b>really make a lot of sense. I think W51- understood my</b>							
4	<b>questions, but I was unsure based on his responses if he even knew</b>							
5	<b>how he was answering them. There were times when it appeared</b>							
6	<b>W51- questioned my question of him. For example, I tried to ask</b>							
7	<b>him about pill call and he responded about why I wanted to know about</b>							
8	<b>pill call and then he would respond, "What is this about."</b>							
9								
10	<b>After about 10 minutes of questioning, I felt the interview wasn't</b>							
11	<b>going in a positive direction so I decided to end the interview.</b>							
12								
13	<b>STATEMENT OF W49-</b>							
14								
15	<b>At approximately 1317 hours, I began my interview with W49-</b>							
16	<b>W49- said he's been in custody for about 2 months and has</b>							
17	<b>been housed in Module 6B since his time at the Main Jail.</b>							
18	<b>W49- said he currently occupies cell #9, a single person</b>							
19	<b>cell.</b>							
20								
21	<b>W49- started telling me things about what he heard from</b>							
22	<b>another inmate and I stopped him from continuing and expressed to him</b>							
23	<b>how important it was that his statement be about what he heard or saw</b>							
24	<b>and not what he heard from someone else. W49- agreed with</b>							
25	<b>me.</b>							
26								
27	<b>I asked W49- about pill call and he said he was asleep because</b>							
28	<b>he doesn't get pill call. W49- said he also doesn't order</b>							
29	<b>commissary so he stayed in his cell. W49- did say he came</b>							
30	<b>out for clothing exchange and program time. W49- said he</b>							
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>10</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 didn't see any issues or events happen during this time period.								
2								
3 W49- said after the module was locked down, S1-Lubrin and								
4 another deputy identified by W49- as a "white cop"								
5 (S2-Farris) and another deputy (S3-Rodriguez) came in to do cell								
6 searches. W49- said the deputies started upstairs and then								
7 went downstairs. I asked W49- what he was doing during this								
8 time and he said he was awake cleaning his "house" in anticipation								
9 for the deputies' arrival.								
10								
11 W49- said he saw all three deputies enter cell #39 and they								
12 were in there for a long period of time like 15 to 20 minutes.								
13 W49- said he could see cell #39 from his cell window and was								
14 wondering what they were doing in there because he was anticipating								
15 their arrival and wanted to get his cell done so he could go back to								
16 sleep.								
17								
18 I asked W49- if he heard anything when the officers were in								
19 the cell and he said the only thing he heard was a loud "thud." I								
20 asked W49- if he heard the officers saying anything, giving								
21 orders, or screaming and W49- said, "No."								
22								
23 W49- kept saying that after the deputies left his cell they								
24 all went back to cell #39 and he could hear the machines and the								
25 nurses came in and other deputies came in. I tried to slow								
26 W49- in his statement and walk him through step by step about								
27 what happened after the deputies performed their cell search on his								
28 particular cell. W49- kept saying after the deputies'								
29 searched his cell they all went back to cell#39 and then the machines								
30 were making noise.								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1655	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/05/15 1710	PAGE 11	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 I asked W49- if he knew the names of the three deputies and he								
3 said he only knew S1-Lubrin's name and not the other two.								
4								
5 I asked W49- what he knew about V1-Tyree and he said nobody								
6 really liked him because of his sexual preference. I asked								
7 W49- what he meant by that and he said V1-Tyree was "gay." I								
8 asked W49- how he knew that and he said because you could								
9 tell and that was W49- opinion of V1-Tyree.								
10								
11 I asked W49- what else he knew about V1-Tyree and he said his								
12 clothes always smelled and he dug in the garbage and would talk to								
13 himself. W49- said he thought V1-Tyree was a little bit								
14 crazy. I asked W49- if he ever saw V1-Tyree be aggressive								
15 toward another inmate or staff and he said, "No." I asked								
16 W49- if he knew if V1-Tyree had any enemies in the dorm and								
17 he said, "Not that I know of."								
18								
19 I asked W49- about S1-Lubrin and he said was all right and								
20 gave plenty of program time. W49- said after the death,								
21 S1-Lubrin was coming around the dorm doing his welfare checks and								
22 W49- tried asked him a few questions about it and								
23 W49- said he could hear it in S1-Lubrin's voice he was								
24 "shaken up" about it.								
25								
26 End of interview.								
27								
28 Investigation on-going								
29								
30 PLEO's:								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>12</b>	OF <b>14</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **Sergeant M. Carrasco-Supplemental**

2 **Sergeant J. Brown-Supplemental**

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1655</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/05/15 1710</b>	PAGE <b>13</b>	OF <b>14</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
21	E		1	CD			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
DESCRIPTION <b>one audio CD of W33- W49- and W51- interviews conducted at Main Jail by Sgt. Carrasco</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
---------------------------------------------------------	---------------------------	--------------

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Carrasco, Marcus A.</b>	<b>1643</b>	<b>09/05/15 1655</b>		<b>Rodriguez, Daniel</b>	<b>1659</b>	<b>09/05/15 1710</b>	<b>14</b>	<b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 INVESTIGATION:			
2			
3 On 08/27/2015 I worked as a uniformed Santa Clara County Sheriff's			
4 Office Correctional Deputy assigned to Module 6B. As I was leaving			
5 work, at approximately 1605 hours, I disabled the airplane mode			
6 function on my personal phone. My phone vibrated, alerting me to a			
7 possible text message. I checked my phone and observed two text			
8 messages from Correctional Deputy Lubrin #10772. On 08/27/2015, we			
9 had the following text message conversation:			
10			
11 *What's up (Lubrin 1638 hours)			
12 *Lubrin (Lubrin 1638 hours)			
13 *What up man. Sorry just turned my phone back on (Cuilla 1819			
14 hours)			
15 *952 bro. (Lubrin 1844 hours)			
16 *How was it on the 6? (Lubrin 1844 hours)			
17 *I hearing rumors (Lubrin 1844 hours)			
18			
19 At approximately 1846 hours, Correctional Deputy Lubrin and I had an			
20 approximate 3 minute phone conversation. He asked what happened on			
21 the 6th Floor that day. I told him that the inmates in 6B started			
22 spreading rumors that you were the reason for V01-Michael Tyree's			
23 death. Deputy Lubrin asked if there were any inmates in particular			
24 that were talking. I did not provide him any specific names or			
25 statements. I told Deputy Lubrin that all of the inmates in 6B were			
26 currently being interviewed by investigators. Deputy Lubrin said that			
27 it was okay because he had two other officers there with him. I told			
28 Deputy Lubrin that I hoped he and his partners were being smart (that			
29 they did not do anything they would regret). I told him to keep his			
30 head up and stay safe. That was the end of our conversation.			
OFFICER'S NAME Cuilla, Jonathan	ID NUMBER 10856	DATE 09/05/15 1726	SHIFT/DAYS OFF B smt
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/06/15 1106	PAGE OF 1 2

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>P.L.E.O.'s</b>
3
4 <b>Correctional Deputy Cuilla #10856 Supplemental Report</b>

OFFICER'S NAME <b>Cuilla, Jonathan</b>	ID NUMBER <b>10856</b>	DATE <b>09/05/15 1726</b>	SHIFT/DAYS OFF <b>B smt</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1106</b>	PAGE <b>2</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 The purpose of this report is to submit evidence.

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/05/15 1749</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1104</b>	PAGE <b>1</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	W04	1	Compact Disc			
SERIAL NUMBER				LOCATION COLLECTED Main Jail North 6B	VALUE 0	LOC CODE 307852	
DESCRIPTION <b>Compact disc containing interviews of W04, W08, and W33</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/05/15 1749</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1104</b>	PAGE <b>2</b>	OF <b>2</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff</b> Santa Clara County <b>ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

W16	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA.	RACE _____	M F	DOB _____	AGE _____	HT _____	WT _____		
	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____									
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
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										

W17	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA.	RACE _____	M F	DOB _____	AGE _____	HT _____	WT _____		
	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____									
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
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										

W19	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA.	RACE _____	M F	DOB _____	AGE _____	HT _____	WT _____		
	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____									
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
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										

W20	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA.	RACE _____	M F	DOB _____	AGE _____	HT _____	WT _____		
	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____									
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
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										

W21	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____	<input type="checkbox"/> STATE OF CA.	RACE _____	M F	DOB _____	AGE _____	HT _____	WT _____		
	INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____									
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
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 <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>1</b>	OF <b>29</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff          Santa Clara County          ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W23</b>	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							

<b>W24</b>	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 <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>2</b>	OF <b>29</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 08/27/2015, at approximately 1400 hours, Sergeant Brown and I had								
4 received information from Investigations Captain Dan Rodriguez that								
5 inmates housed in Module 6B may have been reaching out to family								
6 members and/or friends via the pay telephones to talk about the								
7 incident between V1-Tyree and three correctional deputies. Rumors								
8 began to surface that V1-Tyree's death may be correlated to an								
9 incident between V1-Tyree and the three correctional deputies, herein								
10 referred to as S1-Lubrin, S2-Farris, and S3-Rodriguez.								
11								
12 At approximately 1500 hours, Sergeant Brown, Jail Detective Ben Breit,								
13 and I continued with this in-custody death investigation by returning								
14 to the Main Jail Facility and going to the 6th floor to conduct								
15 interviews of all remaining inmates.								
16								
17 We had a housing list of all the inmates housed in Module 6B								
18 at the time of this incident. We each occupied an interview room								
19 located on the 6th floor and began removing inmates one at a time to								
20 interview them. I also had a schematic diagram of Module 6B with the								
21 cell numbers on them, so I could verify with each inmate which cell								
22 they occupied.								
23								
24 The following interviews were digitally recorded and are summarized								
25 below. For specific details, refer to actual recording.								
26								
27 STATEMENT OF W16-								
28								
29 At approximately 1520 hours, I began my interview with W16-								
30 I asked him if he would be willing to answer a few questions								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>3</b>	OF <b>29</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 regarding the incident that occurred in the module earlier that			
2 morning. W16- said, "Okay."			
3			
4 W16- said he has been housed in Module 6B for about 1 month			
5 and occupies cell #25 with his roommate named W14- . I asked			
6 W16- to explain how Wednesday went for him. W16-			
7 said Wednesday's are lockdown days and there is no program time			
8 either in the morning or evening (normally).			
9			
10 W16- said he did come out of his cell at approximately 0930			
11 hours with his roommate (W14- ) to assist with a few other			
12 inmates (trustees) in cleaning the entire module. W16-			
13 estimated they were out cleaning for about 1.5 hours and returned to			
14 their cells at approximately 1100 hours. W16- said			
15 S1-Lubrin, the module officer, came in about 2000 hours to start pill			
16 call. W16- said the nurse didn't come inside the module but			
17 instead remained at the Module 6B doorway and used the slot next to			
18 the door to give inmates their medications.			
19			
20 W16- said he came out for pill call. I asked W16- if			
21 he remembered seeing V1-Tyree come out for pill call and W16-			
22 said he couldn't remember. I asked W16- if anything happened			
23 during pill call and he said, "No." I asked W16- what			
24 happened after pill call. W16- said they did commissary and			
25 then they got a little bit of program time, which W16- says			
26 never happens because Wednesday's are lockdown days.			
27			
28 W16- said everybody came out for program time. I asked			
29 W16- if he remembered seeing V1-Tyree during program time and			
30 he said he didn't recall. I asked W16- if anything			
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF
SUPERVISORS REVIEW Rodriguez, Daniel		ID NUMBER 1659	DATE 09/16/15 1358
PAGE 4		OF 29	

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 significant happen during program time, such as a fight or something</p> <p>2 that would have drawn his attention to, W16- said nothing</p> <p>3 happened. W16- said they did have clothing exchange during</p> <p>4 this time period. W16- said he received a clean shirt and</p> <p>5 towel for clothing exchange.</p> <p>6</p> <p>7 W16- said S1-Lubrin told all the inmates he was going to "hit</p> <p>8 us" later, so everyone knew what S1-Lubrin meant. I asked</p> <p>9 W16- to clarify because I was unfamiliar with that lingo or</p> <p>10 the meaning of "hit us." W16- explained it as having extra</p> <p>11 clothing, and if you're caught with it, you can face consequences</p> <p>12 like getting locked down or losing program time. W16- said</p> <p>13 S1-Lubrin gave everyone fair warning he would be going into their</p> <p>14 cells after program to collect any extra clothing.</p> <p>15</p> <p>16 W16- said they locked down between 2215 and 2230 hours. I</p> <p>17 asked him what happened next. W16- said the Correctional</p> <p>18 Deputies came back to do bar checks and to check for extra clothing.</p> <p>19 W16- said there were three correctional officers, one being</p> <p>20 S1-Lubrin, and the other two he couldn't remember their names.</p> <p>21</p> <p>22 I asked W16- what happens usually when the deputies do these</p> <p>23 checks. W16- said, "You're supposed to stand up and face the</p> <p>24 wall and then the deputies will check around for extra clothing. If</p> <p>25 they find stuff, they'll take it out and that's pretty much it." I</p> <p>26 asked W16- again how the deputies do this. He said one</p> <p>27 deputy stands at the door, one stands behind the inmate, and one</p> <p>28 searches the cell. W16- estimated this entire process can</p> <p>29 take anywhere from 30 seconds to 1 minute.</p> <p>30</p>								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 5	OF 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 I asked W16- if anything happened during these checks or if he  
2 had heard or seen anything. W16- said he didn't hear or see  
3 anything. W16- said he took his medication and was sleeping  
4 when the deputies came in to do the cell search. W16- said  
5 he woke up, did what the deputies asked of him (stand against the  
6 wall), and when they left he went right back to sleep.  
7  
8 W16- said his roommate, W14- woke him up later because  
9 something happened. W16- said he got up out of bed and  
10 looked out his cell window and saw deputies doing CPR on V1-Tyree.  
11 W16- said he saw S1-Lubrin giving CPR to V1-Tyree.  
12 W16- said he looked out his cell window for a few minutes and  
13 then went back to bed. W16- said a prayer for V1-Tyree then  
14 went to sleep and didn't awake until around 1000 hours that morning.  
15  
16  
17 I asked W16- about his impression of S1-Lubrin. W16-  
18 said S1-Lubrin is "a cool cop who doesn't go out of his way to be an  
19 asshole." I asked W16- if S1-Lubrin is well-liked in the  
20 dorm and he said, "Yeah he gives us cool programs." I asked  
21 W16- if he ever noticed S1-Lubrin to have any problems with  
22 inmates in Module 6B and he said, "No."  
23  
24 I asked W16- about V1-Tyree. W16- said he really  
25 didn't know him but gave him some soups and coffee a few times.  
26 W16- said he would see V1-Tyree going through the garbage  
27 looking for food. I asked W16- to describe V1-Tyree's  
28 demeanor. W16- said V1-Tyree was friendly and he would ask  
29 for (commissary) food items from other inmates. W16- said he  
30 believed V1-Tyree had mental health issues, such as being a paranoid

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>6</b>	OF <b>29</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	schizophrenic. W16- said V1-Tyree would talk to himself or							
2	say some things that didn't make sense.							
3								
4	I asked W16- if he ever witnessed V1-Tyree acting out.							
5	W16- said, "No. No." W16- said one time he saw							
6	V1-Tyree going through the garbage and asked him if he was hungry and							
7	V1-Tyree just looked at him weird. I asked W16- if V1-Tyree							
8	ever got into any fights with other inmates. W16- said, "No,							
9	nothing like that."							
10								
11	W16- said V1-Tyree kept to himself, but wasn't afraid to ask							
12	other inmates for stuff. W16- said V1-Tyree would go around							
13	the dorm and ask for stuff and then keep going. Other inmates,							
14	including W16- would give V1-Tyree stuff (soups, coffee,							
15	etc) from time to time. I asked W16- if other inmates would							
16	get mad when V1-Tyree would beg for stuff. W16- said, "No,							
17	nothing like that. They get treated. They're dream catchers. You just							
18	leave them alone."							
19								
20	W16- added that when he was out of his cell on Wednesday							
21	(morning), helping clean up the dorm, they would go up to each							
22	individual cell and clean out the garbage and offer a broom and mop							
23	to the assigned inmate. W16- said V1-Tyree accepted the							
24	broom and mop and swept his own cell and mopped the floor and cleaned							
25	his desk.							
26								
27	End of interview.							
28								
29	STATEMENT OF W17-							
30								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>7</b>	OF <b>29</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 At approximately 1545 hours, I began my interview with W17- . I								
2 asked him if he would be willing to answer a few questions regarding								
3 the incident that occurred in the module earlier that morning.								
4 W17- said, "Yes."								
5								
6 W17- said he has been housed in Module 6B since December (2014)								
7 for about 9 months and occupies cell #19 with his roommate,								
8 W19- W17- said he's been in cell #19 for								
9 approximately 2.5 months.								
10								
11 Having knowledge that most of Wednesday was in a lockdown status, I								
12 asked W17- if he or his roommate came out for pill call.								
13 W17- said neither he, nor his roommate, get pills so they								
14 stayed in their cell. W17- said pill call usually takes 20 to								
15 30 minutes. I asked W17- if anything happened during pill call								
16 time and he said, "No."								
17								
18 W17- said he and his roommate received commissary. I asked him								
19 if anything happened during commissary and he said, "No."								
20								
21 W17- said next was clothing exchange and they also go program								
22 time. W17- said S1-Lubrin was the module officer for 6B. I								
23 asked W17- if anything happened during program time and he								
24 said, "No." W17- thinks the dorm locked down at, maybe, 2200								
25 or 2215 hours.								
26								
27 W17- said S1-Lubrin warned the dorm he was going to "smash"								
28 through their cells later. I asked W17- what he meant by that								
29 statement. W17- said S1-Lubrin told the dorm during program								
30 time that he was going to go through their stuff and look for extra								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 8	OF 29

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 clothing. W17- then explained the clothing exchange process.								
2 W17- said S1-Lubrin would always give the dorm fair warning								
3 before doing cell searches.								
4								
5 I asked W17- to tell me what kind of deputy S1-Lubrin was.								
6 W17- said S1-Lubrin used to run a tight ship, but lately he'd								
7 loosened up. W17- said S1-Lubrin was a "cool officer" and								
8 expressed "he's all right."								
9								
10 W17- said about 20 minutes after lockdown, S1-Lubrin came back								
11 into the dorm with 2 other deputies and started "shaking our cells								
12 for extra clothing." I asked W17- who the other two deputies								
13 were. W17- said one was S2-Farris and described the other								
14 (S3-Rodriguez) as a "Mexican dude." I asked W17- to tell me								
15 about the shake down. W17- said the deputies started on the								
16 top tier at cell #2 and worked their way to cell #48. W17-								
17 said it seemed like the deputies were in a hurry and got through the								
18 top tier in about 15 minutes.								
19								
20 W17- said they spent more time in cell #48 and pinned the inmate								
21 down and roughed him up a bit. I showed W17- the schematic								
22 diagram of Module 6B to confirm his cell location within the module.								
23 W17- had a direct line of sight into cell #48. I asked								
24 W17- to tell me what he saw. W17- clarified his early								
25 statement and said S1-Lubrin and S2-Farris did most of the top tier,								
26 and when they got to cell #48, S3-Rodriguez walked into the module								
27 and joined them.								
28								
29 W17- said he saw S1-Lubrin and S2-Farris had V2- pinned								
30 down on top of his bed. W17- saw movement in the cell, but								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 9	OF 29

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 couldn't tell if S1-Lubrin or S2-Farris were hitting V2-								
2 W17- said he couldn't hear any specific words, he just heard								
3 commotion. W17- said he was playing chess with his roommate								
4 and heard commotion, so he got up and looked out his window and saw								
5 the three deputies in cell #48.								
6								
7 W17- estimated the deputies were in cell #48 for about 3 or 4								
8 minutes. After the deputies left the cell, W17- said he went								
9 back to playing chess with his roommate. I asked W17- if he								
10 had any issues with S1-Lubrin or S2-Farris when they searched his								
11 cell. W17- said he didn't have a problem with them.								
12								
13 I asked W17- where the deputies went next. He said they went								
14 downstairs and went to cell #47. I asked if there were any other								
15 problems with any other cells. W17- said he heard someone								
16 screaming, "I'm sorry, I'm sorry." W17- said he and his								
17 roommate got back up and went to look out their cell window to see								
18 what was going on.								
19								
20 W17- said from his viewpoint, he couldn't really see what was								
21 going on because there was a pillar in their way. W17- said								
22 when he first looked out his cell window, he was looking around the								
23 dorm to figure out where the noise was coming from and his neighbor								
24 in cell #17 told them it was coming from cell #39. W17- said								
25 the screaming stopped and it went quiet, he went back to playing								
26 chess.								
27								
28 W17- said the deputies finished with their cell searches and								
29 left the module. W17- said S1-Lubrin came back into the dorm								
30 about 40 minutes later, around midnight, and he heard S1-Lubrin								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 10	OF 29



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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 calling out V1-Tyree's name. W17- again said he couldn't see			
2 anything because his vantage point was blocked, but he could hear			
3 S1-Lubrin calling out V1-Tyree's name. W17- said he believed			
4 S1-Lubrin continued his welfare check of the bottom cells, but didn't			
5 think he went upstairs to do the cells on the top tier.			
6			
7 W17- said he's positive S1-Lubrin went right back to V1-Tyree's			
8 cell and started calling out V1-Tyree's name again. W17- said			
9 he didn't see S1-Lubrin doing these things (going back to the			
10 officer's desk) but could hear the dialing and the intercom voice box			
11 on the telephone. W17- said he heard S1-Lubrin talking about			
12 an unresponsive inmate. W17- said he didn't know which deputy			
13 responded first into Module 6B. I asked W17- if the dorm			
14 lights were on or off. W17- said the lights were off; but when			
15 the responding deputy came in, the lights were on. W17- said			
16 when he heard the commotion of V1-Tyree not responding, he got up			
17 from his desk to look out his cell window.			
18			
19 W17- said the deputies went to cell #39, opened the door and			
20 called out to V1-Tyree, but there was no response. W17- said			
21 the deputies dragged V1-Tyree out of the cell by his right arm.			
22 W17- said they placed V1-Tyree's body in front of cells #43 and			
23 #45. W17- commented that when he saw V1-Tyree's body, he			
24 noticed it was white and knew V1-Tyree was dead.			
25			
26 W17- said the deputies called for the nurses and two female			
27 nurses and one male nurse arrived. W17- said when they pumped			
28 V1-Tyree's chest, a bunch of fluids came out. W17- said			
29 additional staff responded and attempted to hook up the "little red			
30 kits" (AED machine) to V1-Tyree.			
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 I asked W17- if he knew V1-Tyree. W17- said he didn't								
3 know him but had seen him around the dorm. I asked W17- if he								
4 had ever talked with V1-Tyree and W17- said, "You really								
5 couldn't hold a conversation with him because he was a little slow								
6 and sometimes he didn't make sense."								
7								
8 I asked W17- if he ever saw V1-Tyree agitated and W17-								
9 responded, "He was harmless." I asked W17- if he would								
10 characterize V1-Tyree as an aggressive person and he said, "No, not								
11 at all." W17- gave an example of how V1-Tyree responded when								
12 V1-								
13 Tyree witnessed a fight between two other inmates by screaming.								
14 V1-Tyree wasn't involved in the fight, only in close proximity to it,								
15 but V1-Tyree's reaction was to "scream like a girl."								
16								
17 I asked W17- if V1-Tyree had any friends in the dorm or if he								
18 associated with anybody. W17- said V1-Tyree would go digging								
19 in the garbage and other inmates felt sorry for him so they would								
20 give him extra food. I asked W17- if he knew if V1-Tyree had								
21 any enemies and W17- said, "No. No one really paid mind to him.								
22 He had no enemies." W17- said V1-Tyree just kept to								
23 himself.								
24								
25 I asked W17- what he knew about V1-Tyree's cleanliness.								
26 W17- said V1-Tyree's clothes were filthy, his room was often								
27 dirty, and he really didn't take care of himself.								
28								
29 I asked W17- if he was aware if V1-Tyree had any medical or								
30 mental health issues. W17- said you could tell something								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>12</b>	OF <b>29</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 wasn't right about him and you couldn't hold a conversation with him.								
2 W17- overheard V1-Tyree talking with another inmate and								
3 V1-Tyree told the inmate when he got released, the (jail) was going								
4 to give him his memory back.								
5								
6 W17- said he saw V1-Tyree out during program time going through								
7 the garbage like his usual routine. W17- said, again, he felt								
8 V1-Tyree was harmless.								
9								
10 W17- said when S1-Lubrin came around after midnight and found								
11 V1-Tyree in his cell, S1-Lubrin looked toward their cell and asked								
12 W19- (because he was standing at the window), does V1-Tyree								
13 normally shit himself.								
14								
15 I asked W17- if he saw anybody going into V1-Tyree cell and he								
16 said, "No. But I heard him screaming."								
17								
18 End of interview.								
19								
20 STATEMENT OF W19-								
21								
22 At approximately 1621 hours, I began my interview with W19-								
23 I asked him if he would be willing to answer a few questions								
24 regarding the incident that occurred in the module earlier that								
25 morning. W19- said, "Sure."								
26								
27 W19- said he has been in custody for approximately 11 months,								
28 but only in Module 6B for about 2 or 3 months, and occupies cell #19								
29 with his roommate, W17-								
30								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>13</b>	OF <b>29</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 I informed W19- that I had knowledge that most Wednesday's,</p> <p>2 the inmates were in a lockdown status and in the evening the schedule</p> <p>3 was pill call, then commissary, and then clothing exchange/program</p> <p>4 time. W19- agreed with that breakdown. W19- said he</p> <p>5 did not come out for pill call, but did get commissary. I asked him</p> <p>6 if anything happened during those events and he said, "No."</p> <p>7</p> <p>8 W19- said after they locked down after program time, S1-Lubrin</p> <p>9 came around to do cell searches. W19- said there were two</p> <p>10 officers and a third one joined when they got to cell #48.</p> <p>11 W19- said they roughed up the inmate in cell #48 by twisting</p> <p>12 his arms.</p> <p>13</p> <p>14 W19- said when the three officers got to cell #39, they</p> <p>15 roughed him up too. W19- said he couldn't see anything but</p> <p>16 he heard screaming, like V1-Tyree was screaming in pain. The last</p> <p>17 thing W19- heard V1-Tyree say was "I'm sorry" and then the</p> <p>18 three deputies left V1-Tyree's cell. W19- said the three</p> <p>19 deputies finished their cell searches and then left the module.</p> <p>20</p> <p>21 W19- said S1-Lubrin returned about an hour later, around</p> <p>22 midnight, and stopped at V1-Tyree cell. W19- said he heard</p> <p>23 S1-Lubrin open up V1-Tyree's cell door and told him to "wake up, wake</p> <p>24 up." W19- said S1-Lubrin saw that he and W17- were</p> <p>25 still up and asked them if V1-Tyree usually "shitted himself," and</p> <p>26 they told S1-Lubrin they didn't know. W19- said S1-Lubrin</p> <p>27 finished his welfare check and then went back to cell #39. S1-Lubrin</p> <p>28 called another officer into the module and when they couldn't wake</p> <p>29 V1-Tyree up, they pulled him out of his cell.</p> <p>30</p>								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 14	OF 29

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1	W19-	said he saw S1-Lubrin performing CPR on V1-Tyree.						
2	W19-	said other deputies and nurses responded to the scene.						
3	W19-	noticed when V1-Tyree was pulled out of his cell, he was						
4	naked. W19-	also said a bunch of "stuff" came out of						
5	V1-Tyree's	mouth when the deputies pumped on V1-Tyree's chest.						
6								
7	I asked W19-	how well he knew V1-Tyree. W19-	said he					
8	didn't know	V1-Tyree at all. I asked W19-	what kind of					
9	person	V1-Tyree was and he said, "A . He's not all there."						
10	W19-	said V1-Tyree liked to dig through the trash for food						
11		and usually kept to himself.						
12								
13	I asked W19-	if V1-Tyree was an aggressive type of person.						
14	W19-	said he wasn't; but he remembered when V1-Tyree first						
15	came into	the module, the deputies had to rough him up a bit to get						
16	V1-Tyree	into his room. I asked W19-	if V1-Tyree was the					
17	type of	person to bother other inmates and he said, "No." I asked						
18	W19-	if he ever witnessed V1-Tyree get into any fights or had						
19	enemies	in the dorm. W19-	said, "No." I asked W19-					
20	if V1-Tyree	had mental health issues and he said, "Yes."						
21								
22	I asked W19-	to tell me what kind of deputy S1-Lubrin was.						
23	W19-	said S1-Lubrin was a "pretty kickback officer, but a						
24	smart ass"	and "pretty witty." I asked W19-	if he considered					
25	S1-Lubrin	pretty fair and he said, "Yes." I asked W19-	if					
26	S1-Lubrin	was an aggressive officer and he said, "Nah. He's more like						
27	a smart	ass."						
28								
29	I asked W19-	if S1-Lubrin had a reputation amongst the inmates						
30	and he	agreed S1-Lubrin had a "little bit of a rep like that." I						
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 asked W19- to explain. W19- said he knew of								
2 S1-Lubrin when he worked in Module 7C and S1-Lubrin picked on a								
3 smaller (sized) inmate. W19- said S1-Lubrin always picked on								
4 one smaller inmate; he provoked him, he antagonizing him, and the								
5 inmates in the dorm had a problem with how S1-Lubrin treated this								
6 inmate. As a result, W19- said some of the inmates wrote a								
7 grievance against S1-Lubrin. I asked W19- if S1-Lubrin has								
8 had any problems since being the Module 6B officer and W19-								
9 said, "No."								
10								
11 I told W19- it sounds like there were no problems in Module								
12 6B, and he couldn't have agreed with me more. W19- couldn't								
13 understand why the three deputies messed with V1-Tyree, "it just								
14 didn't make any sense." W19- confirmed S1-Lubrin,								
15 S2-Farris, and S3-Rodriguez only messed with cells #48 and cell #39								
16 that shift.								
17								
18 End of interview.								
19								
20 STATEMENT OF W20-								
21								
22 At approximately 1715 hours, I began my interview with W20-								
23 I asked him if he would be willing to answer a few questions								
24 regarding the incident that occurred in the module earlier that								
25 morning. W20- said, "Sure."								
26								
27 W20- said he has been housed in Module 6B for about 2 months								
28 and occupies cell #47. W20- said he's been in cell #47 for								
29 about 3 weeks.								
30								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W20- said he missed pill call and did not come out for								
2	commissary. W20- said he didn't see any incidents during								
3	this time period. W20- said he came out for clothing								
4	exchange/program time and didn't see any incidents during this time								
5	period either. W20- said after program time, the dorm locked								
6	down.								
7									
8	W20- said the next thing that happened were the cell searches.								
9	I asked W20- if anything happened during the cell searches								
10	and he said he heard the cell directly above his (cell #48), occupied								
11	by V2- having problems. W20- described it as a "thump,								
12	thump, thump" and heard V2- say, "Okay. Okay. Stop. Stop."								
13									
14	W20- said the deputies came to his cell next and looked around								
15	really quick and left. W20- said he keeps his cell clean, so								
16	the deputies were in his cell for maybe 30 seconds to 1 minute. I								
17	asked W20- which deputies came in his cell and he said								
18	S1-Lubrin and a "Caucasian deputy" (S2-Farris).								
19									
20	I asked W20- what happened next and he said when the deputies								
21	got to cell #39, they restrained him (V1-Tyree). I asked								
22	W20- if he actually saw this and he said, "Yes."								
23	W20- said he put his face up against his cell window and								
24	looked over to where cell #39 was and saw V1-Tyree with his hands								
25	behind his back. W20- said he heard the deputies tell								
26	V1-Tyree not to move.								
27									
28	I asked W20- if he saw anything else and he said, "No." I								
29	asked W20- if V1-Tyree had clothes on or was he naked and								
30	W20- said he believed V1-Tyree had clothes on. I asked								
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1	W20-	what happened next and he said he heard V1-Tyree say,							
2		"Okay...Okay...It hurts, please let go...I'm sorry. I'm sorry."							
3	W20-	said one of the deputies asked V1-Tyree, "What are you							
4		sorry for?" And V1-Tyree replied, "Whatever you want me to be sorry							
5		for. Whatever I did, I'm sorry, I'm sorry."							
6									
7	I asked W20-	what happened next and he said that once the							
8		deputies left the module, he heard V1-Tyree say something to the							
9		effect of, "I'm dying. Help" and then W20-	heard a thump on						
10		the cement. W20-	said a few minutes later a deputy opened						
11		V1-Tyree's cell door and looked at him. W20-	couldn't see if						
12		V1-Tyree was conscious or not, but the deputy closed the door and							
13		left. The deputy returned with another deputy and opened the door and							
14		started providing V1-Tyree with medical treatment.							
15									
16	I asked W20-	some clarifying questions to his statement. I							
17	asked W20-	how long he thought the deputies were inside of							
18		V1-Tyree's cell and he said about 3 to 5 minutes. W20-	said						
19		his vantage point looking out of his cell window into cell #39 isn't							
20		that good, but he can see into it at an angle. W20-	said						
21		V1-Tyree was standing up against the wall in-between his bed and the							
22		sink.							
23									
24	W20-	said when the deputies were about to leave V1-Tyree's							
25		cell, they told him to lay on his bunk and V1-Tyree complied.							
26									
27	I asked W20-	when he heard V1-Tyree talking to himself in his							
28		cell, had the deputies already left the module and he said, "Yes.							
29		(V1-Tyree) started talking to himself about 5 minutes after the							
30		deputies left the module." I asked W20-	again what was it he						
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1 heard when V1-Tyree was talking to himself and he said, "I'm dying.								
2 I'm dying," and then a loud thud.								
3								
4 I asked W20- what happened next, and he said S1-Lubrin came								
5 into the module and began doing welfare checks and heard S1-Lubrin								
6 call out V1-Tyree's name a few times, but V1-Tyree did not respond.								
7 W20- said he was reading a book and didn't get up to see what								
8 was happening but was just listening. W20- said S1-Lubrin								
9 left the module, returned with other deputies, and then they called								
10 medical.								
11								
12 W20- said he got up off of his bed and looked out his cell								
13 window. W20- said he saw the deputies calling out V1-Tyree's								
14 name and slapping him, in an effort to wake him up. W20-								
15 said the deputies pulled V1-Tyree's body out of his cell and then								
16 called medical. W20- said V1-Tyree was not dressed, he was								
17 naked.								
18								
19 W20- said when the nurses arrived on scene, they started CPR								
20 and put the pads onto his chest and had the AED machine analyze the								
21 patient. W20- said he could hear the AED machine giving the								
22 assessment out loud, "Check airway, check pulse, start CPR."								
23								
24 I asked W20- how V1-Tyree looked and he said it looked like he								
25 had blood on top of his right eyebrow and that V1-Tyree was								
26 unconscious the entire time. W20- commented to me about								
27 knowing when a body is dead, the body will release feces from the								
28 bowels; and W20- said that's what happened to V1-Tyree.								
29 W20- added that V1-Tyree already had feces on him when the								
30 deputies pulled him from the cell.								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 19	OF 29

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>W20- felt the deputies used cruel and unusual punishment</b>							
3	<b>against V1-Tyree and commented about how V1-Tyree called out for help</b>							
4	<b>while the deputies restrained him.</b>							
5								
6	<b>I asked W20- if V1-Tyree was an aggressive type of inmate and</b>							
7	<b>he said, "No. He's harmless."</b>							
8								
9	<b>End of interview.</b>							
10								
11	<b>STATEMENT OF W21-</b>							
12								
13	<b>At approximately 1750 hours, I began my interview with W21-</b>							
14	<b>W21- said he has been in custody for about 3 years and has been</b>							
15	<b>housed in Module 6B for almost 1 year. W21- said he occupies</b>							
16	<b>cell #16, a single occupant cell, and has been in that cell for</b>							
17	<b>approximately 3 months.</b>							
18								
19	<b>W21- said he did not come out for pill call or commissary and did</b>							
20	<b>not notice any issues during those time periods. W21- said he</b>							
21	<b>did come out of his cell for clothing exchange and program time and</b>							
22	<b>there were no issue during this time period.</b>							
23								
24	<b>W21- said after the module was on lockdown, S1-Lubrin had given</b>							
25	<b>the module a "heads up" that he would be coming into the cells to</b>							
26	<b>look for "extras." W21- said S1-Lubrin usually does this every</b>							
27	<b>other week. I asked W21- if S1-Lubrin did this search by himself</b>							
28	<b>and he said, "No. S2-Farris was with him and they started on the top</b>							
29	<b>tier."</b>							
30								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>20</b>	OF <b>29</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 W21- said when they got to cell #48, they had a little situation.								
2 I asked W21- how he knew something happened, and he said because								
3 he could hear grunting like if someone was getting "hemmed up." I								
4 asked W21- who was in the cell #48 and he said it was S1-Lubrin								
5 and S2-Farris and then S3-Rodriguez joined them. W21- said they								
6 were in the cell for about 2 minutes. W21- thinks the name of								
7 the inmate in cell #48 is V2- .								
8								
9 W21- said that the deputies continued doing their cell searches								
10 and when they got to cell #39, they were in there for a while.								
11 W21- said most all of the cell searches were quick, like, no more								
12 than 30 seconds; but when they got to cell #39, they were in there								
13 for almost 5 minutes.								
14								
15 W21- said he saw all three deputies enter into cell #39, but could								
16 not see what happened, he only heard noises. I asked W21- what								
17 he heard and he said he heard V1-Tyree grunting, screaming, and								
18 making noises. I asked W21- if he heard V1-Tyree say anything								
19 and he said, "No."								
20								
21 W21- said after the three deputies left cell #39, they finished								
22 with the cell searches on the bottom tier, turned the lights off, and								
23 left the module.								
24								
25 W21- said around midnight, S1-Lubrin came back into the module and								
26 started doing his welfare checks and started at cell #47. W21-								
27 said S1-Lubrin stopped at cell #39 and looked in and then finished								
28 checking the rest of the dorm and then left the module. S1-Lubrin								
29 came back in with S3-Rodriguez about 2 minutes later and went								
30 directly to cell #39. They knocked on the cell door and called out								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 21	OF 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 V1-Tyree's name. They opened cell#39's tray slot and then opened the</p> <p>2 door. W21- said he could see V1-Tyree lying on the floor.</p> <p>3 W21- said S1-Lubrin called out V1-Tyree's name again and then</p> <p>4 pulled him out by the right shoulder.</p> <p>5</p> <p>6 W21- said when V1-Tyree's body was pulled out of his cell, he</p> <p>7 could see blood on V1-Tyree's head. I asked W21- if the lights</p> <p>8 in the module were on or off and he said they were on. W21- said</p> <p>9 he could also see feces in and around V1-Tyree's body. W21- said</p> <p>10 the deputies then began to perform CPR on V1-Tyree. I asked W21-</p> <p>11 how the other deputies knew to come into Module 6B, and he said the</p> <p>12 deputies called it out over the radio.</p> <p>13</p> <p>14 W21- said he saw S1-Lubrin talking to inmates in cells #37 and #35</p> <p>15 and asking them if they heard anything from V1-Tyree. W21- said</p> <p>16 S1-Lubrin looked like he was "tripping out."</p> <p>17</p> <p>18 I asked W21- about V1-Tyree and what he knew about him. W21-</p> <p>19 said V1-Tyree wasn't all there. He kept to himself and dug in the</p> <p>20 garbage. I asked W21- if he would characterize V1-Tyree as an</p> <p>21 aggressive inmate and he said, "No, not really. He kept to</p> <p>22 himself."</p> <p>23</p> <p>24 I asked W21- about S1-Lubrin and what kind of deputy he was.</p> <p>25 W21- said S1-Lubrin picks on and I asked him to explain</p> <p>26 what that meant. W21- said, "Someone that isn't all there." I</p> <p>27 asked W21- what he meant by S1-Lubrin "picks on them." W21-</p> <p>28 said he will go in there and physically hem them up. W21- said</p> <p>29 S1-Lubrin would pick on anyone who is loud, kicks doors or someone</p> <p>30 yelling. I asked W21- if he'd witnessed this by S1-Lubrin and he</p>								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 22	OF 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 said, "Multiple times."								
2								
3 W21- continued and said if S1-Lubrin has to go speak to an inmate								
4 who is acting out, S1-Lubrin will talk to them calmly at first, but								
5 you can tell he's getting mad. If S1-Lubrin has to come back and								
6 speak to the inmate, he will come with 2 or 3 deputies and the other								
7 deputies will follow S1-Lubrin's lead.								
8								
9 W21- said he never saw any problems between S1-Lubrin and V1-Tyree								
10 before.								
11								
12 End of interview.								
13								
14 STATEMENT OF W23-								
15								
16 At approximately 1817 hours, I began my interview with W23- .								
17 W23- said he has been in custody for approximately 2 months, and								
18 was housed in 6A and 6C before being transferred to 6B. W23-								
19 said he'd been in 6B for about 1 week and occupies cell #2, a single								
20 occupant cell.								
21								
22 I asked W23- if he came out for pill call the night before and he								
23 said he was asleep and missed PM pill call, commissary, and clothing								
24 exchange. W23- said he woke up in the morning and thought he								
25 missed breakfast too and was upset.								
26								
27 I clarified with W23- and asked if he missed all the previous								
28 night's activities and he said, "Yes." W23- said he went to								
29 sleep yesterday (08/26/15) at approximately 1300 hours and slept the								
30 entire night.								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 23	OF 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 I asked W23- if any correctional deputies had gone into his room								
3 last night and told him to stand up against the wall. W23- said								
4 he did remember the deputies coming into his room to do an								
5 inspection. W23- couldn't remember what time the deputies								
6 entered his cell, but when he woke up, he saw them going through his								
7 stuff. W23- said he went right back to sleep.								
8								
9 I asked W23- if he had actually gotten out of bed and he said,								
10 "No." I asked him if he just laid there and he said, "Yes." I asked								
11 him if the deputies let him lay there and he said, "Yes." I asked								
12 W23- how long the deputies were in his cell and he said he didn't								
13 know what time they entered because he was already asleep, but they								
14 told W23- they were doing and inspection and stayed in there for								
15 about 30 seconds and then left.								
16								
17 I asked W23- if he knew which deputies entered his cell and he								
18 said it was S2-Farris, and described S1-Lubrin as a bald buy with a								
19 tan complexion because he didn't know his name.								
20								
21 I asked W23- if he was aware of any incident that took place in								
22 Module 6B earlier that morning and he said, "No." I informed								
23 W23- of an inmate death and asked him if he heard or seen								
24 anything and he said, "No."								
25								
26 End of interview.								
27								
28 STATEMENT OF W24-								
29								
30 At approximately 1825 hours, I began my interview with W24-								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>24</b>	OF <b>29</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W24- said he's been in Module 6B for about 1.5 weeks and							
2	occupies cell #37, which is a single occupant cell.							
3								
4	W24- said he didn't come out for pill call, but saw S1-Lubrin							
5	and V1-Tyree exchange a few words during that time period.							
6	W24- continued and said V1-Tyree likes to "dumpster dive" and							
7	remembered V1-Tyree from being out in the community at homeless							
8	shelters, like City Team. W24- said V1-Tyree wasn't a drug							
9	addict, he was just a quiet guy looking for food.							
10								
11	W24- continued about the incident between S1-Lubrin and V1-Tyree							
12	during pill call and said it appeared the two were talking and							
13	V1-Tyree went back to his cell without further incident.							
14								
15	W24- said they did clothing exchange and program time and locked							
16	down without any issues or problems. W24- said after lockdown,							
17	the deputies came back into the module and did a shake down.							
18	W24- said when the deputies got to V1-Tyree's cell, "They							
19	messed him up bad, they put hands on him." I asked W24- if he							
20	saw anything and he said, "No. But I heard everything because I'm							
21	right next door."							
22								
23	I asked W24- which deputies were there and he said, "S2-Farris,							
24	S3-Rodriguez, and S1-Lubrin." W24- said it sounded like							
25	V1-Tyree didn't want to get up when the deputies entered his cell.							
26	W24- said V1-Tyree questioned the deputies like, "Why do I have							
27	to get up? I didn't do anything wrong. Why do I have to get up?"							
28	W24- said S2-Farris got mad and told V1-Tyree to "get the fuck							
29	up." I asked W24- what he was doing at the time and he said he							
30	got up and tried to look out his window to see what was going on.							
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 25	OF 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W24-	said he heard S2-Farris telling V1-Tyree to "get the fuck						
2		up" a bunch of times and told V1-Tyree, "If I tell you to do						
3		something. Do it, do it now." W24-	began describing V1-Tyree					
4		as a "weenie." "He's not a convict, he's not a person that's a						
5		threat to them. Its 3 on 1."						
6								
7	W24-	described what he heard next as a lot of wall banging,						
8		thumping, body shots, straight hits, and dull thuds to the body. He						
9		heard V1-Tyree say, "What the fuck. Let me go. What did I do?"						
10	W24-	characterized what he heard as "good body shots."						
11								
12	W24-	said he heard V1-Tyree scream a bunch of times, "I'm sorry.						
13		I'm sorry. Let go." W24-	reiterated that for about 2 minutes					
14		while the deputies were thumping on V1-Tyree, and then for about 3						
15		minutes, they had him twisted up in an "arm bar" and it seemed like						
16		they were letting V1-Tyree know they were the Sheriffs and they run						
17		the house. I clarified with W24-	if the deputies actually said					
18		these things and he said no, but that was his interpretation of how						
19		the incident went.						
20								
21	W24-	said after they left V1-Tyree's cell they came to his cell						
22		and S2-Farris commented to W24-	that his "house looked good, it					
23		looked clean." The deputies finished searching cells on the bottom						
24		tier, cleaned up, and left the module. W24-	estimated the time					
25		to be around 2330 hours.						
26								
27	W24-	said when S1-Lubrin came back and started doing his rounds						
28		again, he stopped in front of cell #39 and was mad about the "shit"						
29		in V1-Tyree's cell. W24-	said S1-Lubrin left the module for					
30		about 5 minutes before he returned with the other deputies.						
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 26	OF 29



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	W24- had made a comment that he thought V1-Tyree had committed							
3	suicide, and I asked him why he felt that way. W24- said he							
4	felt like V1-Tyree was hurt, disrespected, maybe embarrassed about							
5	the way he was treated by the deputies. W24- said after the							
6	deputies rough-housed him and left the module, he heard V1-Tyree							
7	talking to himself, pacing in his cell and crying. W24- said							
8	he heard V1-Tyree say, "If they want to kill me, then they can kill							
9	me," and shortly thereafter W24- heard a loud thunk.							
10								
11	W24- said when they pulled V1-Tyree out of his cell, he saw some							
12	of the deputies trying to save V1-Tyree's life by performing CPR.							
13								
14	W24- talked a few minutes about how V1-Tyree was real respectful							
15	and not the people talked about him being. W24- said							
16	V1-Tyree would politely ask him for food and W24- said he							
17	didn't have any and V1-Tyree would move on with his business.							
18	W24- kept referring to V1-Tyree as a "kid." I asked him if							
19	V1-Tyree was an aggressive type of person and he said, "No. He was							
20	low-key."							
21								
22	I asked W24- about S1-Lubrin and he said he's cool, a decent							
23	guy, but he heard stuff about S2-Farris and S3-Rodriguez. He said							
24	S2-Farris was a "bad dude" and goes in inmate's cells and "fucks them							
25	up all the time." W24- said S2-Farris needs to get checked and							
26	needs to lose his job. W24- said he's never seen S2-Farris use							
27	force, just heard about it.							
28								
29	End of interview.							
30								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/05/15 1819	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/16/15 1358	PAGE 27	OF 29

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **PLEO's :**

2 **Sergeant M. Carrasco-Supplemental**

3 **Sergeant J. Brown-Supplemental**

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>28</b>	OF <b>29</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
22	E		1	audio CD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
					0	307853		<input type="checkbox"/>
DESCRIPTION <b>one audio CD of W16, W17, W19, W20, W21, W23, &amp; W24 interviews at Main Jail, 6th floor, by Sgt. Carrasco on 08/27/2015</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOWSING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
---------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME      ADDRESS      CITY      DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY      AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME      ADDRESS      CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOWSING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME      ADDRESS      CITY      DATE
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OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/05/15 1819</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/16/15 1358</b>	PAGE <b>29</b>	OF <b>29</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 ATTACHMENT:			
2			
3 Copy of email regarding her Mental Health interview			
4 with W51			
5			
6			
7 SUPPLEMENTAL INVESTIGATION:			
8			
9 On September 5, 2015, at approximately 1740 hours, Mental Health			
10 Crisis Worker requested to speak with me in the			
11 Classification Sergeant's Office at Main Jail. stated			
12 she had just completed an interview with W51			
13 and needed to report the information he			
14 provided to her.			
15			
16 The following is a synopsis of statement:			
17			
18 STATEMENT OF			
19			
20 stated that her office (Mental Health) received a referral			
21 from W51 who is housed in module 6B. She stated she began the			
22 interview by asking W51 why he requested to speak with Mental			
23 Health.			
24			
25 She stated that W51 told her that he needed to tell someone			
26 about what happened in 6B because it was wrong and that it was			
27 bothering him. He further told her that he saw two inmates inside of			
28 "that guy's" (V01 Michael Tyree) cell and that those officers did not			
29 beat him.			
30			
OFFICER'S NAME <b>Brookens, T</b>	ID NUMBER <b>10205</b>	DATE <b>09/06/15 050</b>	SHIFT/DAYS OFF <b>D SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1103</b>	PAGE OF <b>1 3</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 regarding this incident.			
2			
3 ADDITIONAL INFORMATION:			
4			
5 I immediately advised Correctional Lieutenant Meyers #10194 of this			
6 and was directed to have document this incident.			
7 However, due to Mental Health procedures, was unsure if			
8 she was permitted to document her interview and suggested we			
9 telephone her supervisors.			
10			
11 I telephoned her supervisor and then the Mental Health			
12 Manager, . After some discussion, was			
13 instructed to have W51 sign a Medical Release form and then she			
14 could email me her incident report. I have attached a copy of			
15 email to this report and will submit it to Lieutenant			
16 Meyers.			
17			
18 W51 has been housed in module 6B since 07-13-15.			
19			
20 Detective Weeks #1994 contacted W51 and interviewed regarding this			
21 incident. Refer to Detective Week's supplemental report for complete			
22 details.			
23			
24 P.L.E.O.'S:			
25			
26 Correctional Sergeant Brookens #10205 - Supplemental Report			
OFFICER'S NAME <b>Brookens, T</b>	ID NUMBER <b>10205</b>	DATE <b>09/06/15 050</b>	SHIFT/DAYS OFF <b>D SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1103</b>	PAGE OF <b>3 3</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 9-5-15 at approximately 1640 hours, I received a phone call from								
4 Detective Sergeant Quinonez. I was advised to transport Correctional								
5 Officer Pablo Temptra #2752 to headquarters and ask him additional								
6 questions to his original statement he provided to Detective								
7 Sergeants Mah and Perez.								
8								
9 Detective Sergeant Quinonez advised me the Detective Sergeant Carrasco								
10 had video surveillance of the 6th floor officer's station at the time								
11 the incident involving S01 Lurbin, S01 Farris and S03 Rodriguez.								
12 Detective Sergeant Carrasco recorded the surveillance footage on his								
13 department issued Ipad. The video timeframe recorded was on 8/26/2015								
14 from 11:09:26 P.M. to 11:11:05 P.M.								
15								
16 At approximately 1640 hours, I escorted Correctional Officer Temptra to								
17 Interview Room #1 located on the 3rd floor of the Sheriff's Office.								
18 The interview was video and audio recorded. At approximately 1648								
19 hours, W35 Temptra provided me with the following statement.								
20								
21 STATEMENT OF WITNESS #35 PABLO TEMPTRA:								
22								
23 On the night of 8-25-15, W35 Temptra was assigned as the Floor Station								
24 Officer on the 6th floor of the Main Jail. His primary responsibility								
25 is to allow staff access into and out of the 3 modules on the 6th								
26 Floor. There are four officers assigned to that floor. W35 Temptra								
27 does not enter the modules due to his primary responsibility being in								
28 control of the access controls for all incoming and outgoing staff.								
29								
30								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/06/15 335</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1102</b>	PAGE <b>1</b>	OF <b>7</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 W35 Tempra said that approximately 1930 hours during pill call, a</p> <p>2 nurse was banging on the entry door to get S01 Lubrin's attention</p> <p>3 into Module 6B because V01 Tyree was not taking his prescribed</p> <p>4 medication. S01 Lubrin followed V01 Tyree around the module in an</p> <p>5 effort to get him to return back to the nurse so he can take his</p> <p>6 medication. Pill call usually can take around one hour to an hour and</p> <p>7 a half. After pill call normally comes, clothing exchange, commissary</p> <p>8 and programming. All of this ended between 2200 to 2230 hours.</p> <p>9</p> <p>10 After all of the inmates were lockdown for the night after</p> <p>11 programming, S01 Lubrin wanted to do bar and cell checks. S01 Lubrin</p> <p>12 and S01 Farris started the cell checks in Module 6B shortly after</p> <p>13 lockdown, and S03 Rodriguez eventually joined them to help. It is</p> <p>14 common for all three officers to assist with bar and cell checks. W35</p> <p>15 Tempra said they will try to do cell/bar checks to one dorm a day and</p> <p>16 the checks can take upwards of an hour depending on how much</p> <p>17 contraband is found in the cells. W35 Tempra believes S01 Lubrin and</p> <p>18 S01 Farris began these cell checks at approximately 2235 hours. S03</p> <p>19 Rodriguez joined in the cell searches at approximately 2300 hours.</p> <p>20</p> <p>21 While S01 Lubrin, S02 Farris, and S03 Rodriguez were in 6B conducting</p> <p>22 cell checks, W35 Tempra did not hear any screaming or yelling within</p> <p>23 the module. W35 Tempra later stated that with the amount of time he</p> <p>24 has worked as a floor station officer, there are times that you can</p> <p>25 hear inmates yelling from their cells or if there is an altercation</p> <p>26 within the module while the main entry door to the module is closed.</p> <p>27</p> <p>28</p> <p>29 After the cell checks were completed and S01 Lubrin, S01 Farris and</p> <p>30 S03 Rodriguez exited Module 6B, there were no conversations between</p>								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/06/15 335</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1102</b>	PAGE <b>2</b>	OF <b>7</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 any of the officers about how the cell checks went. W35 Tempra said</p> <p>2 that all of the officers were acting normal and did not appear to be</p> <p>3 in an altercation. The only conversation W35 Tempra recalls having</p> <p>4 with S01 Lubrin, S01 Farris and S03 Rodriguez was how he needed to go</p> <p>5 to the 2nd floor for lunch relief at approximately 0000 hours.</p> <p>6</p> <p>7 When W35 Tempra was questioned about where exactly he was at when S01</p> <p>8 Lubrin, S01 Farris and S03 Rodriguez exited the module, W35 Tempra</p> <p>9 said he was at the Floor Station Desk. When asked if it would</p> <p>10 surprise him that the video shows him off to the right side of the</p> <p>11 desk and not directly behind it, he stated that it would not surprise</p> <p>12 him at all because he walks around a lot. W35 Tempra believes he</p> <p>13 unlocked the door for S01 Lubrin, S01 Farris and S03 Rodriguez as</p> <p>14 they exited module at 2309 hours. W35 confirmed he was able to reach</p> <p>15 the door controls if he stood to the right of the floor station desk</p> <p>16 and leaned over the counter to unlock the door.</p> <p>17</p> <p>18 W35 Tempra did not recall any conversations regarding how the cell</p> <p>19 checks went when all of the officers were out of the camera view</p> <p>20 shortly after S01 Lubrin, S01 Farris and S03 Rodriguez exited from</p> <p>21 their cell checks. W35 Tempra was asked about a specific pointing</p> <p>22 gesture he made in the direction of S01 Lubrin, S01 Farris and S03</p> <p>23 Rodriguez when he walked aback behind the floor station desk, but he</p> <p>24 does not recall why he did it or what was said in the course of that</p> <p>25 particular conversation.</p> <p>26</p> <p>27 W35 Tempra remained at the 6B Floor Station for approximately 40</p> <p>28 minutes before going to the 2nd Floor Infirmary for lunch relief. W35</p> <p>29 Tempra said all of the officers assigned to the 6th floor remained</p> <p>30 near the floor station desk just joking around. W35 Tempra could not</p>								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/06/15 335</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1102</b>	PAGE <b>3</b>	OF <b>7</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 remember exactly what conversations they had, but is was mostly								
2 normal conversations about Android cell phones versus iPhone cell								
3 phones, their families, and joking with each other.								
4								
5 INVESTIGATION CONTINUED:								
6								
7 The above statement is a synopsis of the conducted interview. Please								
8 refer to the recording for additional information. I attempted to								
9 transfer he digital audio and video recording through our VideoBurn								
10 Microception Software, but it did not retrieve the necessary data to								
11 a DVD. The interview is still contained within the video recording								
12 software for later viewing.								
13								
14 On 9-6-15 at approximately 0110 hours, I was on the 6th floor to								
15 retrieve evidence from an unrelated incident when I inspected control								
16 panel of the Floor Station Desk. It appears to be an excessively long								
17 reach for a floor station officer to reach across the right side of								
18 the desk to the control panel if they are not physically inside the								
19 desk area. I took numerous photographs of the floor station desk and								
20 the location of the control panel. There is a high probability that								
21 the entry door into module 6B was already unlocked and slightly ajar								
22 prior to S01 Lubrin, S02 Farris and S03 Rodriguez exited the module.								
23								
24								
25 On 9-5-15 at approximately 2300 hours, it was brought to my attention								
26 that an inmate had talked to mental health staff about seeing V01								
27 Tyree being sexually assaulted and his mouth covered by an unknown								
28 suspect. The alleged assault was witnessed by Witness 51								
29 W51 was initially interviewed by Detective Sergeant								
30 Carrasco, but he did not provide a statement at the time if the								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/06/15 335</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1102</b>	PAGE <b>4</b>	OF <b>7</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 incident.								
2								
3 On 9-6-15 at approximately 0015 hours, I met with W51 on the 2nd								
4 Floor Infirmary X-ray room where he provided me the following								
5 statement.								
6								
7 STATEMENT OF WITNESS #51								
8								
9 W51 remembers talking to an investigator the day of the incident								
10 but he didn't know what was going and didn't want to talk about what								
11 he saw the night before. W51 did not talk to investigators because he								
12 did not know who he could trust.								
13								
14 W51 is currently housed in Module 6B Cell #24. On 8-26-15 during								
15 the evening clothing exchange and programming, W51 was in Cell								
16 #7 with inmate , but he thinks his real name is . They								
17 were having ¿Spiritual Studies¿ when another inmate walked by the								
18 cell, and told them there was two minutes before lockdown for the								
19 night. W51 exited the cell and felt the ¿Powers that Be¿ to go								
20 over Cell #39. Cell #7 is directly kitty corner from Cell #39. W51								
21 said the cell door was closed, but the light was on inside the								
22 cell. W51 could see two people inside the cell. The two people								
23 were lying on the bun and inside the mattress cover. It appeared								
24 that both men were naked because they were not wearing shirts. W51								
25 described V01 Tyree on his stomach while an unknown white or								
26 Hispanic male with frizzy long hair lying on the back of him. They								
27 appeared to be having homosexual intercourse. W51 knocked on								
28 the door and said, ¿Hey you alright in there?¿ V01 Tyree turned								
29 around and said, ¿Hey what are you doing? Get out of here.¿ W51								
30 later changed what V01 Tyree said. W51 said V01 Tyree								
OFFICER'S NAME Weekes, Kevin	ID NUMBER 1994	DATE 09/06/15 335	SHIFT/DAYS OFF D SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/06/15 1102	PAGE 5	OF 7

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1	yelled, „Alright alright alright“ when W51 knocked on the door.		
2			
3			
4	After getting his cell searched, W51 put his earplugs in and		
5	fell asleep on his bunk. W51 woke up a short time later when he heard		
6	everyone in the module.		
7			
8	W51 said he was talking to an unknown inmate a couple of days		
9	ago who told him that V01 Tyree got a beat down. It is unclear who		
10	gave V01 Tyree the beat down and W51 did not clarify.		
11			
12	INVESTIGATION CONTINUED:		
13			
14	W51 statement above is a synopsis of the interview. For		
15	further information, please refer to the audio recording. I		
16	transferred the recording to a compact disc and later booked it into		
17	an evidence locker at the Sheriff's Office.		
18			
19	END OF REPORT		
20			
21	PLEO		
22			
23	Det. K. Weekes #1994 Supplemental Report		
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/06/15 335</b>	SHIFT/DAYS OFF <b>D SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>		ID NUMBER <b>1659</b>	DATE <b>09/06/15 1102</b>
PAGE <b>6</b>		OF <b>7</b>	

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E		1	Compact Disc				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Main Jail			0	307849		<input type="checkbox"/>
DESCRIPTION <b>Photographs of the 6th Floor Officers Floor Station Desk</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
2	E		1	Compact Disc				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Main Jail			0	307850		<input type="checkbox"/>
DESCRIPTION <b>Audio Interview of Witness #51</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
--------------------	-------	-------------------------------------------

RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
-------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
----------------------------------------------------	------	---------	------	------

<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
---------------------------------------------------------	---------------------------	--------------	-----

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
--------------------------------------	------	---------	------

WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
--------------------------	---------------	-------------	--------------------

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
----------------------------------------------------	------	---------	------	------

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Weekes, Kevin	1994	09/06/15 335	D SMT	Rodriguez, Daniel	1659	09/06/15 1102	7	7

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>INVESTIGATION:</b>								
2								
3 <b>On 08-27-15, I was a uniformed Correctional Sergeant assigned to the</b>								
4 <b>lower booking area at Main Jail. At approximately 0012 hours, a Man</b>								
5 <b>Down, call in 6B was announced over the radio.</b>								
6								
7 <b>I arrived in Module 6B and saw several nurses and deputies rendering</b>								
8 <b>CPR to an inmate. The inmate was later identified as V01 Tyree,</b>								
9 <b>Michael</b>								
10								
11 <b>Sgt. Brackett #10112 was on scene and already in Module 6B. I assisted</b>								
12 <b>in directing arriving deputies to the incident in case they were</b>								
13 <b>needed to assist with life saving measures. As deputies continued to</b>								
14 <b>render CPR, I told Deputy Lubrin #10772 to step out of the module to</b>								
15 <b>get some fresh air and drink some water.</b>								
16								
17 <b>When paramedics declared the time of death, I confirmed with Sgt.</b>								
18 <b>Aguilar #2409 if he advised Jail Crimes Sgt. Harrington #1744 of the</b>								
19 <b>incident. Sgt. Aguilar confirmed Sgt. Harrington was advised of an</b>								
20 <b>incustody death. A short time later, I went down to the Jail</b>								
21 <b>Administration office to retrieve a new log book for the 6th floor.</b>								
22 <b>After delivering the log book I resumed my normal duties in Lower</b>								
23 <b>Booking.</b>								
24								
25 <b>End of report.</b>								
26								
27 <b>PLEO</b>								
28								
29 <b>Sgt. A. Duran #10255 Supplemental report</b>								
OFFICER'S NAME <b>Duran, Adam</b>	ID NUMBER <b>10255</b>	DATE <b>09/06/15 408</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/06/15 1045</b>	PAGE <b>1</b>	OF <b>1</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL REPORT:								
2								
3 This supplemental report is the analysis from S2 Farris; mobile data								
4 device extraction. For a complete account of all records, refer to								
5 the Cellebrite Touch UFED extraction report (see the attached DVD).								
6 All times on this supplemental report are recorded by the Cellebrite								
7 Touch UFED in Greenwich-Mean-Time (GMT) zone.								
8								
9 Incoming calls:								
10								
11 -On 8/28/15 at 19:16:52 hours, incoming call from S3 Rodriguez,								
12								
13 -On 8/28/15 at 21:06:37 hours, incoming call from S3 Rodriguez,								
14								
15 - On 8/28/15 at 22:09:16 hours, incoming call from S3 Rodriguez,								
16								
17 -On 8/29/15 at 01:06:09 hours, incoming call from S3 Rodriguez.								
18								
19 Outgoing calls:								
20								
21 -On 8/27/15 at 08:01:42 hours, outgoing call to S1 Lubrin,								
22								
23 -On 8/27/15 at 13:04:43 hours, outgoing call to S1 Lubrin,								
24								
25 -On 8/27/15 at 13:05:17 hours, outgoing call to ;Scc Haynes Style,;								
26								
27 -On 8/27/15 at 13:06:11 hours, outgoing call to ;Scc North Control								
28 Sick Call,;								
29								
30 -On 8/27/15 at 13:29:46 hours, outgoing call to S1 Lubrin,								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1152</b>	PAGE <b>1</b>	OF <b>15</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>-On 8/27/15 at 13:30:29 hours, outgoing call to S1 Lubrin,</b>							
3								
4	<b>-On 8/27/15 at 19:11:45 hours, outgoing call to</b>							
5								
6	<b>-On 8/27/15 at 19:11:55 hours, outgoing call to</b>							
7								
8	<b>-On 8/27/15 at 19:47:17 hours, outgoing call to ¿Scc Murillo,¿</b>							
9								
10	<b>-On 8/27/15 at 20:30:46 hours, outgoing call to an unknown source,</b>							
11								
12	<b>-On 8/27/15 at 20:59:35 hours, outgoing call to S1 Lubrin,</b>							
13								
14	<b>-On 8/27/15 at 21:04:06 hours, outgoing call to S3 Rodriguez,</b>							
15								
16	<b>-On 8/27/15 at 21:08:22 hours, outgoing call to ¿Scc Evans,¿</b>							
17								
18	<b>-On 8/27/15 at 21:09:42 hours, outgoing call to ¿Scc Sev,¿</b>							
19								
20	<b>-On 8/27/15 at 21:10:35 hours, outgoing call to ¿Scc Alvarez Union</b>							
21	<b>Vice,¿</b>							
22								
23	<b>-On 8/27/15 at 21:49:23 hours, outgoing call to S1 Lubrin,</b>							
24								
25	<b>-On 8/27/15 at 22:13:29 hours, outgoing call to ¿Mom,¿</b>							
26								
27	<b>-On 8/27/15 at 22:33:04 hours, outgoing call to ¿Scc Gardner,¿</b>							
28								
29	<b>-On 8/27/15 at 23:06:22 hours, outgoing call to S1 Lubrin,</b>							
30								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1152</b>	PAGE <b>2</b>	OF <b>15</b>



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1	-On 8/27/15 at 23:15:28 hours, outgoing call to S1 Lubrin,		
2			
3	-On 8/27/15 at 23:24:22 hours, outgoing call to ¿Scc Evans,¿		
4			
5	-On 8/27/15 at 23:25:51 hours, outgoing call to S3 Rodriguez,		
6			
7	-On 8/27/15 at 00:12:35 hours, outgoing call to ¿Scc Sev,¿		
8			
9	-On 8/28/15 at 00:13:22 hours, outgoing call to		
10			
11	-On 8/28/15 at 00:13:41 hours, outgoing call to		
12			
13	-On 8/28/15 at 00:59:53 hours, outgoing call to ¿Scc Evans,¿		
14			
15	-On 8/28/15 at 08:28:15 hours, outgoing call to ¿Scc Sev,¿		
16			
17	-On 8/28/15 at 08:54:28 hours, outgoing call to an unknown source,		
18			
19	-On 8/28/15 at 15:56:24 hours, outgoing call to S1 Lubrin,		
20			
21	-On 8/28/15 at 15:58:55 hours, outgoing call to S3 Rodriguez,		
22			
23	-On 8/28/15 at 16:42:19 hours, outgoing call to an unknown source,		
24			
25	-On 8/28/15 at 17:09:15 hours, outgoing call to S1 Lubrin,		
26			
27	-On 8/28/15 at 18:00:51 hours, outgoing call to S1 Lubrin,		
28			
29	-On 8/28/15 at 18:01:45 hours, outgoing call to S3 Rodriguez,		
30			
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 -On 8/28/15 at 21:08:11 hours, outgoing call to S1 Lubrin,			
2			
3 -On 8/28/15 at 21:14:10 hours, outgoing call to			
4			
5 -On 8/28/15 at 21:30:14 hours, outgoing call to an unknown source,			
6			
7 -On 8/28/15 at 22:04:31 hours, outgoing call to an unknown source,			
8			
9 -On 8/28/15 at 22:15:03 hours, outgoing call to S3 Rodriguez,			
10			
11 -On 8/28/15 at 22:15:57 hours, outgoing call to an unknown source,			
12			
13 -On 8/28/15 at 22:17:08 hours, outgoing call to			
14			
15 -On 8/28/15 at 22:32:45 hours, outgoing call to S3 Rodriguez,			
16			
17 -On 8/28/15 at 22:33:16 hours, outgoing call to S1 Lubrin,			
18			
19 -On 8/28/15 at 22:39:20 hours, outgoing call to S1 Lubrin,			
20			
21 -On 8/28/15 at 22:58:08 hours, outgoing call to S3 Rodriguez,			
22			
23 -On 8/29/15 at 00:06:43 hours, outgoing call to S3 Rodriguez,			
24			
25 -On 8/29/15 at 00:23:46 hours, outgoing call to an unknown source,			
26			
27 -On 8/29/15 at 00:24:54 hours, outgoing call to			
28			
29 -On 8/29/15 at 00:25:43 hours, outgoing call to S3 Rodriguez,			
30			
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 -On 8/29/15 at 00:26:54 hours, outgoing call to S3 Rodriguez,

2

3 -On 8/29/15 at 00:34:13 hours, outgoing call to ¿Scc Harvey,

4 Jerimiah,¿

5

6 -On 8/29/15 at 00:37:51 hours, outgoing call to ¿Scc Snell,¿

7

8 -On 8/29/15 at 00:40:44 hours, outgoing call to

9

10 -On 8/29/15 at 00:41:23 hours, outgoing call to S3 Rodriguez,

11

12 -On 8/29/15 at 00:56:29 hours, outgoing call to

13

14 -On 8/29/15 at 01:09:30 hours, outgoing call to ¿Mom,¿

15

16 -On 8/29/15 at 01:10:16 hours, outgoing call to ¿Dad,¿

17

18 -On 8/29/15 at 01:12:43 hours, outgoing call to S3 Rodriguez,

19

20 -On 8/29/15 at 01:15:35 hours, outgoing call to

21

22 -On 8/29/15 at 01:28:04 hours, outgoing call to an unknown source,

23

24 -On 8/29/15 at 01:43:06 hours, outgoing call to ¿Scc Reyes Union,¿

25

26 -On 8/29/15 at 02:07:59 hours, outgoing call to

27

28 -On 8/29/15 at 02:14:19 hours, outgoing call to

29

30 -On 8/29/15 at 02:16:54 hours, outgoing call to ¿Scc Alvarez Union

OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1152</b>	PAGE <b>5</b>	OF <b>15</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1	<b>Vice, ¿</b>		
2			
3	<b>-On 8/29/15 at 02:40:21 hours, outgoing call to ¿Scc Seitz, ¿ and</b>		
4			
5	<b>-On 8/29/15 at 02:41:02 hours, outgoing call to ¿Scc Seitz.¿</b>		
6			
7	<b>Missed calls:</b>		
8			
9	<b>-On 8/27/15 at 13:18:47 hours, missed call from ¿Scc Haynes Style, ¿</b>		
10			
11	<b>-On 8/28/15 at 07:01:58 hours, missed call from an unknown source,</b>		
12			
13	<b>-On 8/28/15 at 15:45:44 hours, missed call from an unknown source,</b>		
14			
15	<b>-On 8/28/15 at 15:46:50 hours, missed call from an unknown source,</b>		
16			
17	<b>-On 8/28/15 at 19:14:13 hours, missed call from S3 Rodriguez,</b>		
18			
19	<b>-On 8/28/15 at 20:41:56 hours, missed call from S1 Lubrin,</b>		
20			
21	<b>-On 8/28/15 at 21:29:46 hours, missed call from an unknown source,</b>		
22			
23	<b>-On 8/28/15 at 21:49:30 hours, missed call from S3 Rodriguez,</b>		
24			
25	<b>-On 8/28/15 at 21:54:44 hours, missed call from S3 Rodriguez,</b>		
26			
27	<b>-On 8/28/15 at 22:11:40 hours, missed call from S3 Rodriguez,</b>		
28			
29	<b>-On 8/28/15 at 22:39:05 hours, missed call from S1 Lubrin,</b>		
30			
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1	-On 8/28/15 at 22:54:32 hours, missed call from S3 Rodriguez,		
2			
3	-On 8/28/15 at 23:26:11 hours, missed call from S3 Rodriguez,		
4			
5	-On 8/29/15 at 00:15:30 hours, missed call from an unknown source,		
6			
7	-On 8/29/15 at 00:32:40 hours, missed call from ¿Scc Harvey,		
8	Jerimiah,¿ and		
9			
10	-On 8/29/15 at 01:42:34 hours, missed call from ¿Scc Reyes Union.¿		
11			
12			
13			
14	Instant messages:		
15			
16	In the Instant message section of the Cellebrite report, it does not		
17	list the name associated to the phone numbers. The Cellebrite report		
18	refers to the phone numbers only. I went into the Cellebrite contact		
19	section and looked up the phone number and documented the name		
20	associated to that phone number.		
21			
22	On 6/26/15 at 02:07:47 hours, S2 Farris received an instant message		
23	from Scc Evens stating, ¿Watch out for that new dude in 6B		
24	bro. 8A officers said watch your back around him. ABC already		
25	kicked him and sprayed him super hard a month ago. I¿m itchin to get		
26	some.¿		
27			
28	On 7/10/15 at 21:47:12 hours, S2 Farris sent Scc Wilton an instant		
29	message, ¿You bang in?¿ Scc Wilton replied, ¿Hell Yeah!¿ S2 Farris		
30	said, ¿Bang bang bang!!! Lubrin back in the dorm tonight lamo.¿ Scc		
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 Wilton responded, ¿I guess I¿ll have a mess to clean up next week.¿			
2 Scc Wilton told S2 Farris, ¿10-36 though.¿ 10-36 is police code for			
3 confidential information. S2 Farris said, ¿Yeah def bro.¿			
4			
5 On 7/20/15 at 23:32:01 hours, Scc Wilton instant messaged S2 Farris,			
6 ¿I¿m going to start pulling people out at 2am for no reason to twist			
7 them up.¿ S2 Farris responded, ¿Come to the 6th bro. We do it at			
8 0001 not 0200.¿ Scc Wilton responded, ¿Lol Hardcore.¿			
9			
10 On 7/25/15 at 06:50:24 hours, Scc Wilton sent S2 Farris an instant			
11 message, ¿415 6b.¿ S2 Farris responded ¿What? Another 415?¿ Scc			
12 Wilton said, ¿Yeah.¿ S2 Farris responded, ¿Lmao. With Lubrin?¿			
13			
14 On 7/26/15 at 22:09:24 hours, S2 Farris and Scc Wilton were talking			
15 about staffing. Scc Wilton said, ¿Should be good though. Rodriguez			
16 is good. You kept Lubrin too.¿ S2 Farris responded, ¿Yah Lubrin has			
17 calmed down. Murillo and I been checking him.¿ Scc Wilton said, ¿He			
18 needs it. Got to be smart about things.¿			
19			
20 On 7/31/15 at 13:32:03 hours, S2 Farris and Scc Evens were talking			
21 about staffing and talked about Barrera or Atwal being assigned to			
22 south. At 7/31/15 at 13:36:36 hours, S2 Farris said, ¿Hes super			
23 heavy handed and active lol.¿ I was unable to determine who S2 Farris			
24 was referring to.			
25			
26 On 8/12/15 at 23:07:07 hours, S2 Farris and Scc Bernal were talking			
27 about an incident where S2 Ferris was going to get ¿scolded¿. S2			
28 Farris said, ¿Pull a guy out.¿ Scc Bernal said ¿Whooped his ass.¿			
29 S2 Farris said, ¿No, just a twist. But when we put him back in dorm			
30 he broke his cell door window.¿ S2 Farris said that Lieutenant Myers			
OFFICER'S NAME Leonard	ID NUMBER 1875	DATE 09/08/15 713	SHIFT/DAYS OFF Det SSM
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 was going to chew him out. Scc Bernal asked who was involved. S2								
2 Ferris said, ¿And Lubrin from class 2.¿								
3								
4 On 8/14/15 at 20:05:25 hours, S2 Farris received an instant message								
5 from Scc Bernal, ¿415 E dorm. Inmate vs inmates. Pepper spray								
6 deployed. I kicked some dude in the face and slammed him head first								
7 into the wall.¿ S2 Farris responded, ¿Fuck ya!!! Hold it down!!!¿								
8								
9 On 8/15/15 at 01:30:53 hours, S2 Farris sent Scc Evens an instant								
10 message, ¿ is terrified of me. I forgot, I got into it with								
11 dude in 24 now in 26. Screamed at him and locked him down bro								
12 hahahaha.¿								
13								
14 On 8/15/15 at 01:31:52 hours, Scc Evens said, ¿haha true true. Bro he								
15 was under his bunk in the feetle position. Weird as shit. MH moved								
16 him after they saw his cell and how he was acting.¿ At 01:32:58								
17 hours, Scc Evens continued, ¿haha that guys a bitch man. Totally								
18 submissive.¿								
19								
20 On 8/15/15 at 12:59:34 hours, Scc Evens and S2 Farris were talking								
21 about an inmate who gave them problems. At 13:18:06 hours, Scc Evens								
22 said, ¿Fuck those guys they tried saying they were bumping heads to								
23 get a cell move. I¿m not movin shit. Let em fight. Fuck								
24 lol.¿								
25								
26 On 8/15/15 at 23:57:58 hours, S2 Farris said to Scc Evens, ¿We going								
27 to start pulling guys out man lol. Going hard on those south siders.¿								
28 Scc Evens responded, ¿4,6,8,46,3 would be my targets.¿ At 00:09:46								
29 hours, Scc Evens said, ¿Good lookin. I wanted to hit him today.¿ S2								
30 Farris said, ¿We got him bro he was a bitch haha. I told him to you								
OFFICER'S NAME Leonard	ID NUMBER 1875	DATE 09/08/15 713	SHIFT/DAYS OFF Det SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/13/15 1152	PAGE 9	OF 15

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 wanna fuck with my partners.¿ Scc Evens responded, ¿Haha good lookin								
2 bro lmao.¿								
3								
4 On 8/27/15 at 13:55:20 hours, S2 Farris sent an instant message to								
5 stating, ¿Worst night ever! Some dude smeared poo on his walls								
6 and on his body, the. Ate his poo and shit himself, then threw it up								
7 and then fell over and died!!! This happened on my floor in dorm next								
8 to me.¿								
9								
10 On 8/27/15 at 13:55:59 hours, S2 Farris sent an instant message to								
11 stating, ¿Such a mess wow we had coroners, CSI, county council,								
12 captains, everyone there! Wild!¿								
13								
14 On 8/27/15 at 14:21:59 hours, S2 Farris sent an instant message to Scc								
15 Evens stating, ¿We just saw that inmate like an hour before too and								
16 he was weird but he always is.¿ At 14:22:17 hours, Scc Evens sent,								
17 ¿Yeah he¿s out there.¿								
18								
19 On 8/27/15 at 21:35:22 hours, S2 Farris sent an instant message to Scc								
20 Sev stating, ¿Sev! MJ is crazy we had a man down that ended up a								
21 death in custody,¿ and at 21:35:53 hours, S2 Farris further states,								
22 ¿On my floor, call me if you have a chance.¿								
23								
24 On 8/27/15 at 21:48:26 hours, S2 Farris read an instant message from								
25 S1 Lubrin stating, ¿I¿ll be down to meet up by 4. We can go early								
26 and chill.¿								
27								
28 On 8/27/15 at 22:00:37 hours, S2 Farris asked S1 Lubrin for his								
29 personal email. At 22:05:05 hours, S1 Lubrin responded,								
30 . On 9/4/15, Sergeant Mah placed a preservation								
OFFICER'S NAME Leonard	ID NUMBER 1875	DATE 09/08/15 713	SHIFT/DAYS OFF Det SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/13/15 1152	PAGE 10	OF 15



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 request for the gmail account to Google Inc.								
2								
3 On 8/27/15 at 22:35:53 hours, S2 Farris received an instant message								
4 from stating, ¿My dad called me and said he spoke to more								
5 attorneys and then just spoke to the atty I referred to him. He said								
6 all the others were scaring him and saying things are serious and one								
7 even asked him for credit card info! My dad said no, I'm interviewing								
8 attys right now. He said he spoke to the one I told him about and got								
9 off the phone feeling relieved and knows he's gonna work with her. He								
10 said she knows what she's doing and knows the DA's & judges, fees are								
11 reasonable & she said she might even be able to get the charge								
12 dropped. She said its unlikely to be a felony. He sounded much better								
13 when I talked to him so I know she made him relieved.¿								
14								
15 On 8/28/15 at 15:40:20 hours, S1 Lubrin sent an instant message								
16 stating, ¿Hey my dad is having a birthday party on Saturday.								
17 You¿re invited. Come chill!!!.¿ This instant								
18 message was extracted from S2 Farris mobile device.								
19								
20								
21 On 8/28/15 at 23:24:41 hours, S2 Farris sent S1 Lubrin an instant								
22 message asking if they were meeting at the Willow Glen Starbucks,								
23 which S1 Lubrin asked, ¿You guys there already?¿								
24								
25 On 8/28/15 at 23:53:15 hours, S2 Farris read an instant message from								
26 S1 Lubrin, ¿I just got my paperwork,¿ S2 Farris responded, ¿Nice.¿								
27 S1 Lubrin said, ¿And I¿m gonna fax it to HR.¿ At 23:53:33 hours, S2								
28 Farris responded, ¿lol.¿								
29								
30								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1152</b>	PAGE <b>11</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	On 8/29/15 at 01:37:11 hours, S2 Farris sent an instant message to							
2	stating, ¿They have camera footage on that dorm so will be good							
3	babe.¿							
4								
5	On 8/29/15 at 08:30:03 hours, S2 Farris sent S1 Lubrin an instant							
6	message stating, ¿Just wanna get ball rolling so we can get this bs							
7	behind us and get back to work.¿ At 08:30:23 hours, S1 Lubrin							
8	responds, "Yup and be the with the true COs,¿ S1 Lubrin continues,							
9	¿That walked the line¿Haha.¿							
10								
11								
12								
13	SMS section:							
14								
15								
16	On 7/25/15 at 08:24:00 hours, S2 Farris sent S3 Rodriguez a SMS							
17	message stating, ¿Just got home. You in da cage haha.¿ S3 Rodriguez							
18	responded, ¿Naw I been 8b last 2 days I think it¿s my new home haha.¿							
19	S2 Farris said, ¿No way!!! Ahhh just twist fools up but write paper							
20	don¿t trust those peeps up there. Inmate lovers¿I love 6A no camera							
21	and no groups. I hope I keep it.¿							
22								
23								
24	On 7/24/15 at 08:31:32 hours, S3 Rodriguez replied, ¿No way I slapped							
25	a guy yesterday CU he was cursing at the nurse and I told him to shut							
26	the fuck up and have some respect. He said or else what and I							
27	slapped the shit out of him and said I am the wrong guys to fuck							
28	with. He was so surprised about me slapping him that he sat on his							
29	bed with his hand on his cheek hahaha¿I told him I bet your parents							
30	never spanked u but I will haha¿He apologized to the nurse and me.							
OFFICER'S NAME Leonard	ID NUMBER 1875	DATE 09/08/15 713	SHIFT/DAYS OFF Det SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/13/15 1152	PAGE 12	OF 15

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 And then saucedo was like hey man we don't do that here and I was  
2 like well u beg him like he's a little kid and he didn't do shit and  
3 my way worked haha. S2 Farris responded, 'Bahahhaa' Dude fuck those  
4 clowns get rolled up but don't get in trouble. Hussain will be the  
5 first to teach you about what you do and who you do it in front of.  
6 S3 Rodriguez said, 'I know I did it so he can tell mirales to roll me  
7 up.' S2 Farris responded, 'Lol good.'  
8  
9  
10 On 7/30/15 at 01:33:23 hours, S2 Farris and S3 Rodriguez were talking  
11 via SMS messaging. S3 Rodriguez messaged S2 Farris, 'Your name was  
12 4A but u got scratched off.' S2 Farris said, 'Good as long as I  
13 don't have a B side. Hate the camera.'  
14  
15  
16 On 7/30/15 at 08:51:41 hours, S3 Rodriguez SMS messaged S2 Farris,  
17 'They said llaves when I walked in so I popped the first guy I seen  
18 twist him up and told him u say llaves again I'ma fuck u up. And he  
19 was like sorry sir it wasn't me hah.' S2 Farris responded, 'Lmao!'  
20 S2 Farris asked S3 Rodriguez, 'Would u bang that chick at F6?' S3  
21 Rodriguez said, 'Yes haha.' S2 Farris responded, 'Same.'  
22  
23  
24 On 7/30/15 at 22:03:11 hours, S3 Rodriguez asked S2 Farris, 'Ha big  
25 Rojo! U ready for Window bar checks on C side today?' S2 Farris said,  
26 'Chyaaa trainee double glove Concealed keys haha.'  
27  
28  
29  
30 On 2/8/15 at 05:39:01 hours, S2 Farris sent a SMS message to Bobby

OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1152</b>	PAGE <b>13</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 ¿Lgbg¿ Smith and said, ¿In jail if you don¿t empty you can ppl talk								
2 shit about u lol.¿ Based on previous SMS messages, the conversation								
3 was based on pepper spray usage.								
4								
5								
6 On 8/14/15 at 03:09:49 hours, S2 Farris SMS messaged ¿Scc Matt								
7 Rogers,¿ at Scc Matt Rogers and said, ¿Cool, pulled a guy out. Me								
8 and my boy Rod.¿ Scc Matt Rogers responded, ¿Nice little dinner time								
9 scuffle.¿ S2 Farris said, ¿Yup!!! Sucks you guys didn¿t do it on a								
10 Friday.¿								
11								
12								
13 On 8/18/15 at 00:58:03 hours, S2 Farris SMS messaged Bobby ¿Lgbg¿								
14 Smith and said, ¿Dude in jail bro we don¿t even wait a second like								
15 lgbg its hands on so fast bro. I was writing a report for a whole								
16 week, kept getting returned with shit hahahahah.¿ S2 Farris								
17 continued, ¿Lol I had to drop some pain on this guy one time.¿								
18								
19 On 8/27/15 at 20:06:15 hours, S2 Farris sent a SMS message to `Scc								
20 Jafari,¿ that said, ¿Bro we had some die on our floor! He ate								
21 his own poop I guess and threw up and shit.¿ Scc Jafari responded,								
22 ¿Bro I heard about that. Who was working there?¿ S2 Farris								
23 responded, ¿Lubrin.¿								
24								
25								
26 On 8/27/15 at 20:32:22 hours, S2 Farris SMS messaged Scc Jafari, ¿I								
27 was in A side, this was 6B.¿ Scc Jafari said, ¿Shit bro.¿ S2 Farris								
28 replied, ¿Yeah literally shit, he smeared shit everywhere and maybe								
29 ate it.¿ Scc Jafari said, ¿Fuck that. I hate that floor bro.¿ S2								
30 Farris said, ¿Lol so much shit hah.¿								
OFFICER'S NAME Leonard	ID NUMBER 1875	DATE 09/08/15 713	SHIFT/DAYS OFF Det SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/13/15 1152	PAGE 14	OF 15

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1

2

3 **After the incident on 8/27/15, S2 Farris SMS messaged S3 Rodriguez**

4 **about meeting at the County parking lot. S1 Lubrin SMS messaged and**

5 **asked about meeting at a restaurant on Coleman Avenue.**

6

7

8 **On 8/28/15, a group SMS message went out between S1 Lubrin, S2 Farris,**

9 **and S3 Rodriguez about meeting at Starbucks at Lincoln Avenue and**

10 **Willow Street.**

11

12

13 **On 8/29/15 at 07:06:54 hours, S2 Farris received a SMS message from**

14 **Scc Gardner who said, ¿I guessed. I tripped out because I know Bazan**

15 **was on the 6th floor too.¿**

16

17

18 **PLEO:**

19

20 **Sergeant Leonard #1875- Supplemental report**

OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/08/15 713</b>	SHIFT/DAYS OFF <b>Det SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1152</b>	PAGE <b>15</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 Copy of Coroner's Office property receipt for CD containing V01								
4 Tyree's photographs from 9-8-2015.								
5 Copies of CD containing V01 Tyree's photographs from 9-8-2015.								
6								
7 INVESTIGATION:								
8								
9 On Wednesday 9-9-2015 at approximately 1040 hours, Captain Oberst								
10 #1622 came to the Sheriff's Office and hand delivered to me a CD								
11 containing additional digital photographs of V01 Tyree. According to								
12 Captain Oberst, the photographs were taken by Santa Clara County								
13 Medical Examiner-Coroner's Office staff on Tuesday 9-8-2015. I								
14 signed a Coroner's Office property receipt for the CD. Captain								
15 Oberst retained the original receipt and gave me a Xerox copy.								
16								
17 I reviewed the contents of the CD which contained a total of four								
18 digital photographs. Two photographs were of the bottoms of V01								
19 Tyree's right and left foot. The remaining two photographs were of								
20 V01 Tyree's open anus. Also depicted in the photographs are a scale								
21 and a label bearing V01 Tyree's name and Coroner's Office case								
22 #15-02948. I reviewed the metadata for the digital photographs which								
23 indicated the photographs were taken on 9-8-2015 at approximately								
24 1208 hours. I made copies of the CD. I booked the original CD into								
25 evidence.								
26								
27 I submitted the receipt copy and the CD copies as an attachment to								
28 this report.								
29								
30 P.L.E.O.:								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/09/15 1135</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 944</b>	PAGE <b>1</b>	OF <b>3</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

V01	Tyree Michael	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	<h2 style="margin: 0;">Office of the Sheriff</h2> <h3 style="margin: 0;">Santa Clara County</h3>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
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SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE	BAR CODE
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DESCRIPTION **Pocket CD containing digital photographs of V01 Tyree taken at Coroner's Office by Coroner's Office staff on 9-8-2015. Hand-delivered by Captain Oberst #1622. Photographs of V01 Tyree's**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leon, Herman	1685	09/09/15 1135	Det F-Su	Rivera, Elbert	1789	09/14/15 944	3	3



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 Autopsy Receipt for Blood, Property, and Physical Evidence.								
4								
5 SUPPLEMENTAL INVESTIGATION:								
6								
7 On 09/08/15, I was assisting Sergeant Carrasco with his investigation								
8 into this case. At approximately 1550 hours, I was contacted by								
9 Sergeant Shaheen at the County Medical Examiner's Office. She stated								
10 a Sexual Assault examination conducted on V1 Tyree's body had been								
11 conducted and the evidence collected during that exam was ready to be								
12 picked up. The evidence was being kept in Sergeant Shaheen's office								
13 and could be picked up at any time.								
14								
15 On 09/09/15 at approximately 1330 hours, I met with Sergeant Shaheen								
16 at the Medical Examiner's Office. At that time, I signed an Autopsy								
17 Receipt for Blood, Property, and Physical Evidence, stating I was								
18 accepting possession of the evidence collected during the examination								
19 of V1 Tyree. The evidence was contained in a paper bag with the								
20 receipt attached. As documented on the receipt, the evidence								
21 included:								
22								
23 1 ; 2 DNA swabs of V1 Tyree's mouth (Maxilla)								
24 2 ; 2 DNA swabs of V1 Tyree's mouth (Mandible)								
25 3 ; 2 DNA swabs of V1 Tyree's penile shaft and urethra								
26 4 ; 2 DNA swabs of V1 Tyree's scrotum								
27 5 ; 2 DNA swabs of V1 Tyree's gluteal cleft and buttocks								
28 6 ; 2 DNA swabs of V1 Tyree's anus and rectum								
29								
30 I submitted a copy of the Autopsy Receipt as an attachment to this								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/09/15 1712</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/18/15 1615</b>	PAGE <b>1</b>	OF <b>3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **supplemental report.**

2

3 **EVIDENCE:**

4

5 **I collected the paper bag containing the evidence listed on the**

6 **property receipt. Upon returning to Sheriff's Headquarters, I**

7 **packaged these items and submitted them as evidence to the Sheriff's**

8 **Headquarters Evidence Room.**

9

10 **INVESTIGATION CONTINUED:**

11

12 **This investigation is ongoing.**

13

14 **PLEOS:**

15

16 **Sergeant J Brown #1688 ; Supplemental Report**

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/09/15 1712</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/18/15 1615</b>	PAGE <b>2</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

V01	Tyree Michael	James	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	V01	1	Sexual Assault Kit			
SERIAL NUMBER				LOCATION COLLECTED Medical Examiner's Office	VALUE 0	LOC CODE 307883	
DESCRIPTION <b>1 - Sexual Assault Evidence Kit containing 6 sets of swabs of various areas of Victim's body. Collected by Dr J O'Hara at Medical Examiner's Office and provided to Sgt. J Brown #1688 on</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Brown, J.	1688	09/09/15 1712	II SSM	Rivera, Elbert	1789	09/18/15 1615	3	3

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>ADDITIONAL PARTIES</b>		CASE NO. <b>15-239-0032J</b>
"V" = VICTIM		"R" = REPORTING PARTY		"W" = WITNESS
W48	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 <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/12/15 144</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1109</b>	PAGE <b>1</b>	OF <b>3</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 9-10-15 I was assigned as a detective for the Sheriff's Office Jail								
4 Crimes Unit. Witness #48 requested to speak to a								
5 detective in regards to V01 Michael Tyree. At approximately 2000								
6 hours, I responded to the 5th floor to speak with W48								
7 W48 was placed in Interview #1 by correctional								
8 staff where I conducted my interview. W48 provided the								
9 following statement.								
10								
11 STATEMENT OF WITNESS #48								
12								
13 W48 is currently housed on the 5th floor of the north side of								
14 the Main Jail. W48 wanted to let me know that he has seen								
15 V01 Tyree get punched in the past by another inmate. When asked about								
16 the details of the assault, W48 stated that he knew V01								
17 Tyree from walking in the tunnels going to the Main Jail to the Hall								
18 of Justice for their court appearances. Approximately 6-8 weeks ago,								
19 W48 saw V01 Tyree get punched in the face one time while in								
20 a group holding cell in the lower basement of the Main Jail. They								
21 were waiting to go to the Hall of Justice when this incident								
22 occurred. The inmate that punched V01 Tyree was unknown and W48								
23 did not know who it was. W48 did not want to see								
24 V01 Tyree get hit again so he stepped in between V01 Tyree and other								
25 inmates.								
26								
27 W48 claimed that V01 Tyree had big potential of being								
28 victimized because of his mental illness and he felt bad for him. W48								
29 does not believe the correctional officers being accused of								
30 V01 Tyree's murder are responsible. W48 believes other								
OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/12/15 144</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1109</b>	PAGE <b>2</b>	OF <b>3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 inmates in Module 6B are responsible, but he W48 could not  
2 provide specifics. W48 said he did not know V01 Tyree's name  
3 until I mentioned it to him during the course of this interview. W48  
4 and V01 Tyree have not been housed together and only knew  
5 him from going to criminal court at the Hall of Justice and going to  
6 Judge Manley's courtroom at drug treatment court.  
7  
8 INVESTIGATION CONTINUED:  
9  
10 W48 did not have a lot of direct knowledge of the incident  
11 involving V01 Tyree since due to him being housed on a completely  
12 different floor. He would often try to discuss what the other inmates  
13 felt and thought about the incident, but I would have to regain W48  
14 attention in order to gather details of what he witnessed  
15 himself.  
16  
17 My digital recorder was not operating correctly during the interview,  
18 and I was unable to digitally record the interview.  
19  
20 END OF REPORT  
21  
22 PLEO  
23

24 **Detective K. Weekes #1994** **Supplemental Report**

OFFICER'S NAME <b>Weekes, Kevin</b>	ID NUMBER <b>1994</b>	DATE <b>09/12/15 144</b>	SHIFT/DAYS OFF <b>D SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/13/15 1109</b>	PAGE <b>3</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 ATTACHMENT:			
2			
3 Compact Disc Containing Inmate Interviews			
4			
5 INVESTIGATION:			
6			
7 On 09-11-2015, I was assigned to the Santa Clara County Main Jail and			
8 Elmwood Correctional Facility as a Santa Clara County Jail			
9 Investigations Detective. At approximately 1513 hours, Sergeant			
10 Davis #1729 assisted me as I began interviewing inmates who were			
11 housed in Main Jail North 6B. Interviews were conducted in response			
12 to a possible inmate allegation of possible witness intimidation by			
13 correctional staff. I conducted the interviews in Interview Room 2			
14 on the 5th floor of Main Jail North. I recorded the statements using			
15 a department-issued recorder. The following inmates made the			
16 following statements:			
17			
18 STATEMENT OF W30-			
19			
20 W30- stated he was housed in 6B at the time of the incident,			
21 and he was interviewed about the incident. W30- stated that			
22 no law enforcement has approached him about the incident since that			
23 time.			
24			
25 STATEMENT OF W03-			
26			
27 W03- stated he was housed in 6B at the time of the incident,			
28 and he was interviewed about the incident. W03- stated that			
29 another inmate had approached him since the incident, but he didn't			
30 know the inmate's name. W03- had nothing else to add.			
OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/12/15 655</b>	SHIFT/DAYS OFF <b>II SMT</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/05/15 1510</b>	PAGE OF <b>1 6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	<b>STATEMENT OF</b>		
3			
4	stated he was at VMC (Valley Medical Center) from August 6th to		
5	September 5th. stated he was not interviewed regarding the		
6	incident, and no one approached him regarding the incident.		
7			
8	<b>STATEMENT OF W04-</b>		
9			
10	W04- stated that he was present in 6B at the time of the		
11	incident and that I interviewed him. W04- stated that no one		
12	has approached him about the incident since that time. W04-		
13	had nothing else to add.		
14			
15	<b>STATEMENT OF</b>		
16			
17	stated he was V01-Tyree's cellmate. He felt partially		
18	responsible for V01-Tyree's death because he asked a C.O.		
19	(Correctional Officer) to move V01-Tyree. stated that		
20	V01-Tyree was a "little different" and would leave crumbs. V01-Tyree		
21	died the day after he was moved out of cell.		
22			
23	stated he was present in 6B at the time of the incident, and he		
24	had been interviewed by Sheriff's Office personnel. Since the		
25	interview, no one has approached regarding the incident.		
26	had nothing else to add. requested to see mental		
27	health. (I referred and his request to correctional staff as		
28	he left the interview room.)		
29			
30	<b>STATEMENT OF W32-</b>		

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/12/15 655</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/05/15 1510</b>	PAGE <b>2</b>	OF <b>6</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2 <b>W32-</b> stated he was housed in 6B at the time of the incident, and			
3 he was interviewed the next day about the incident. <b>W32-</b>			
4 stated a lot of people are depressed, but no one approached him about			
5 the incident after the interview.			
6			
7 <b>STATEMENT OF</b>			
8			
9 stated he has only been in 6B for 10-14 days. only heard			
10 about the incident after it occurred. Someone said an inmate died in			
11 current cell.			
12			
13 <b>STATEMENT OF</b>			
14			
15 stated he was housed in 6B at the time of the incident, and			
16 he was interviewed about the incident.			
17			
18 At the time of the incident, and his cellmate (W14-			
19 were in Cell 25. stated he saw			
20 Correctional Deputy Lubrin pull out a little black stick/baton			
21 (indicating with his hands that the stick was approximately 10 inches			
22 long) prior to entering cell.			
23 did not see the stick used, but he saw that the officers had			
24 on the bed. ( stated it was not an extendable baton.			
25 said that Lubrin showed the stick/baton during pill			
26 call one time and stated that the stick/baton wouldn't break if it			
27 hit a wall.) During the incident, yelled for them to leave him			
28 alone.			
29			
30 was able to hear V01-Tyree yell, but he didn't see anything.			
30			

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/12/15 655</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/05/15 1510</b>	PAGE <b>3</b>	OF <b>6</b>
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REPORT TYPE [O] Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>			
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James					
<p>1 V01-Tyree yelled for them to leave him alone. After that,</p> <p>2 didn't hear any more noise. After the incident, "Lubrin and them</p> <p>3 came in" to cell and said, "Hey man, if guys seen or heard</p> <p>4 anything, you wouldn't say anything, right?" was like, "I</p> <p>5 guess." stated that he and his cellmate had left clothing</p> <p>6 near the door for the clothing search, but he said the officers</p> <p>7 weren't looking for clothes and didn't take the clothes. This was</p> <p>8 about 3-5 minutes after the incident with V01-Tyree. Lubrin told</p> <p>9 "I believe in what you do." further described the</p> <p>10 statement by saying that Lubrin gave a pass and let him get</p> <p>11 away with a fight (didn't do anything punitively to</p> <p>12 regarding the fight).</p> <p>13</p> <p>14 saw Lubrin do the cell check. saw Lubrin call</p> <p>15 V01-Tyree a couple times prior to Lubrin running out the door. After</p> <p>16 they pulled V01-Tyree's body out of the cell, and "put 2 and</p> <p>17 2 together." Lubrin and an officer returned. They gave CPR (cardio</p> <p>18 pulmonary resuscitation).</p> <p>19</p> <p>20 stated that another investigator interviewed him, but no one</p> <p>21 has approached him about the incident since. spoke to</p> <p>22 Mental Health regarding the incident.</p> <p>23</p> <p>24 STATEMENT OF W12-</p> <p>25</p> <p>26 W12- stated he was housed in 6B at the time of the incident, and</p> <p>27 he was interviewed about the incident. No one has approached</p> <p>28 W12- about the incident since that time. When asked if he had</p> <p>29 anything else to add, W12- stated that he did not and that</p> <p>30 nothing really changed.</p>								
OFFICER'S NAME Breit, Benjamin	ID NUMBER 1997	DATE 09/12/15 655	SHIFT/DAYS OFF II SMT	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 10/05/15 1510	PAGE 4	OF 6

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1

2 **EVIDENCE :**

3

4 **I later downloaded the interviews onto two compact discs. I submitted**

5 **one as evidence and the other as an attachment.**

6

7 **P.L.E.O.'s**

8

9 **Detective Breit #1997 Supplemental Report/Evidence**

10 **Sergeant Detective Davis #1729 Assist**

OFFICER'S NAME <b>Breit, Benjamin</b>	ID NUMBER <b>1997</b>	DATE <b>09/12/15 655</b>	SHIFT/DAYS OFF <b>II SMT</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/05/15 1510</b>	PAGE <b>5</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	W04	1	Compact Disc	Memorex		
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		Main Jail North, 5B Interview Room 2			0	308294	<input type="checkbox"/>
DESCRIPTION <b>Compact disc containing 6B inmate interviews</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Breit, Benjamin	1997	09/12/15 655	II SMT	Rodriguez, Daniel	1659	10/05/15 1510	6	6

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County ADDITIONAL PARTIES	CASE NO. <b>15-239-0032J</b>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>O05</b>	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									

<b>O08</b>	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									

<b>O09</b>	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 <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 859</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>1</b>	OF <b>5</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 SUPPLEMENTAL REPORT			
2			
3			
4 ATTACHMENTS:			
5			
6 1.CD containing audio recording of interviews of 008			
7 005 and 009			
8			
9			
10 INVESTIGATION:			
11			
12 On September 11, 2015, Sheriff's Office Detectives received			
13 information that inmates, specifically in the Santa Clara County Main			
14 Jail - 6B Module, were being intimidated by Correctional Deputies to			
15 recant or change any statements previously provided to investigators.			
16			
17			
18 At approximately 1524 hours, Detective Josh Singleton #1904 and I			
19 conducted an interview of Santa Clara County inmate			
20 [hereinafter referred to as 008			
21 in an interview room on the 5th floor of the Santa Clara County Main			
22 Jail. I recorded the interview with my department issued digital			
23 recorder. 008 interview is summarized below. Refer to the			
24 audio recordings for specific details.			
25			
26 INTERVIEW OF 008			
27			
28 008 was not housed in 6B during V01 TYREE's death. 008			
29 indicated that he was housed in "Siberia" at that time			
30 [slang reference to Main Jail - South]. 008 has not been			
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 859</b>	SHIFT/DAYS OFF <b>II FSS</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE OF <b>2 5</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 intimidated or threatened by anyone, including jail staff, to make								
2 and/or change a specific statement to investigators related to V01								
3 TYREE's death. 008 is unaware of any intimidation or								
4 threats made to any other inmates housed in 6B.								
5								
6 INVESTIGATION CONTINUED:								
7								
8 At approximately 1534 hours, Detective Josh Singleton #1904 and I								
9 conducted an interview of Santa Clara County inmate								
10 [hereinafter referred to as 005								
11 in an interview room on the 5th floor of the Santa Clara County Main								
12 Jail. I recorded the interview with my department issued digital								
13 recorder. 005 interview is summarized below. Refer to the								
14 audio recordings for specific details.								
15								
16 INTERVIEW OF 005								
17								
18 005 was housed in 6B - Cell #28 during V01 TYREE's death. 005								
19 indicated that he did not have any knowledge of the incident								
20 nor did he provide a statement to Sheriff's Office Investigators. 005								
21 has not been intimidated or threatened by anyone, including								
22 jail staff, to make and/or change a specific statement to								
23 investigators related to V01 TYREE's death.								
24								
25 INVESTIGATION CONTINUED:								
26								
27 At approximately 1548 hours, Detective Josh Singleton #1904 and I								
28 conducted an interview of Santa Clara County inmate								
29 [hereinafter referred to as 009 in an								
30 interview room on the 2nd floor of the Santa Clara County Main Jail.								
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 859</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>3</b>	OF <b>5</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 I recorded the interview with my department issued digital recorder.			
2 009 interview is summarized below. Refer to the audio			
3 recordings for specific details.			
4			
5 INTERVIEW OF 009			
6			
7 009 was not incarcerated at the time of V01 TYREE's death as he			
8 was arrested on Tuesday, August 8, 2015. 009 has not been			
9 intimidated or threatened by anyone, including jail staff, to make			
10 and/or change a specific statement to investigators related to V01			
11 TYREE's death. 009 is unaware of any intimidation or threats			
12 made to any other inmates housed in 6B.			
13			
14 EVIDENCE:			
15			
16 Item #1 - Described as a CD containing audio recording of interview of			
17 008 , 005 and 009			
18 . Following my interview of 008			
19 , 005 and 009			
20 , I transferred the audio recording onto a CD and			
21 processed it into evidence at Sheriff's Office Headquarters.			
22			
23 ---END OF REPORT---			
24			
25 PLEO:			
26			
27 Detective B. Omori #1991 - Supplemental Report			
28 Detective J. Singleton #1904 - Assist			
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 859</b>	SHIFT/DAYS OFF <b>II FSS</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE OF <b>4 5</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

<b>O08</b>	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	<p style="font-size: 18pt; font-weight: bold;">Office of the Sheriff Santa Clara County</p> <p style="font-size: 12pt;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	<input type="checkbox"/>	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
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SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE	BAR CODE
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DESCRIPTION <b>CD containing audio recording of interview of O08 and O09</b>	<b>, O05</b>	Bar code
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FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY	DATE
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Omori, Brendan</b>	<b>1991</b>	<b>09/14/15 859</b>	<b>II FSS</b>	<b>Rivera, Elbert</b>	<b>1789</b>	<b>09/14/15 1523</b>	<b>5</b>	<b>5</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>ADDITIONAL PARTIES</b>		CASE NO. <b>15-239-0032J</b>
"V" = VICTIM		"R" = REPORTING PARTY		"W" = WITNESS
W55	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)			STATE OF CA.
	<b>CUILLA Jonathan</b>			
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE			RACE	M F
			DOB	AGE
			HT	WT
			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
<b>Sheriff Office/55 W. Younger Avenue</b>	<b>San Jose/CA</b>	<b>95110</b>		
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 <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>1</b>	OF <b>10</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 SUPPLEMENTAL REPORT			
2			
3			
4 ATTACHMENTS:			
5			
6 1.CD containing audio recording of interview of W55 Jonathan David			
7 CUILLA.			
8			
9 2.CD containing video recording of interview of W55 Jonathan David			
10 CUILLA.			
11			
12 INVESTIGATION:			
13			
14 On September 11, 2015 at approximately 1653 hours, Detective Josh			
15 Singleton #1904 and I conducted an interview of Santa Clara County			
16 Sheriff's Office Correctional Deputy Jonathan David Cuilla			
17 [hereinafter referred to as W55 CUILLA] in the Sheriff's Office			
18 Investigations Division Interview Room #1. I recorded the interview			
19 with my department issued digital recorder as well as the video			
20 recording system in Interview Room #1. W55 CUILLA's interview is			
21 summarized below. Refer to the audio and video recordings for			
22 specific details.			
23			
24 INTERVIEW OF W55 JONATHAN DAVID CUILLA:			
25			
26 W55 CUILLA was sworn in as a Sheriff's Office Correctional Deputy on			
27 July 2, 2014. W55 CUILLA is currently assigned to the Identification			
28 Unit in Men's Booking in the Santa Clara County Main Jail. W55 CUILLA			
29 has been moved back and forth between both the Men's Identification			
30 Unit and Main Jail - 6B module since July 2015. W55 CUILLA was			
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE OF <b>2 10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 assigned to 6B during V01 Michael TYREE's death. W55 CUILLA's started</p> <p>2 the first shift of his work week on August 27, 2015 at 0600 hours</p> <p>3 (B-Team), the morning following V01 Michael TYREE's death. W55 CUILLA</p> <p>4 was transferred to the Men's Identification Unit the following</p> <p>5 week.</p> <p>6</p> <p>7 On August 27, 2015, W55 CUILLA started his shift and rode the elevator</p> <p>8 up to 6B. Upon exiting the elevator, W55 CUILLA noticed that the</p> <p>9 front sally port door to the 6th floor was open and he observed</p> <p>10 Correctional Deputies Pablo Temptra and Matthew Farris [hereinafter</p> <p>11 referred to as W35 TEMPRA and S02 FARRIS] at the officer station</p> <p>12 desk. As W55 CUILLA entered through the sally port door, Correctional</p> <p>13 Deputy Jereh Lubrin [hereinafter referred to as S01 LUBRIN] walked</p> <p>14 past the desk and said "Everything's Code-4. Nothing happened last</p> <p>15 night." W55 CUILLA indicated that was the only thing said to him by</p> <p>16 S01 LUBRIN.</p> <p>17</p> <p>18 Note: The reference to "Code-4" by S01 LUBRIN is terminology used by</p> <p>19 some law enforcement agencies, including the Santa Clara County</p> <p>20 Sheriff's Office, for brevity and indicates that "no further</p> <p>21 assistance is needed."</p> <p>22</p> <p>23 W55 CUILLA indicated that the sally port door is sporadically opened</p> <p>24 during shift change, but the fact that Correctional Deputies were</p> <p>25 congregated there was unusual. W55 CUILLA observed Correctional</p> <p>26 Deputy Rafael Rodriguez [hereinafter S03 RODRIGUEZ] seated outside of</p> <p>27 6B with the door propped open. W55 CUILLA indicated that the</p> <p>28 individual module doors were not typically open and the fact that 6B</p> <p>29 was propped open alerted him that something was going on. S03</p> <p>30 RODRIGUEZ was documenting individuals entering and exiting 6B,</p>								
OFFICER'S NAME Omori, Brendan	ID NUMBER 1991	DATE 09/14/15 936	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/14/15 1523	PAGE 3	OF 10

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 because it had been established there was a crime scene. W55 CUILLA								
2 asked what happened. S02 FARRIS replied, "You didn't hear what								
3 happened? There was a 10-56; completed 10-56." W55 CUILLA asked who								
4 had passed. S02 FARRIS replied, "Michael Tyree [V01 TYREE]."								
5								
6 Note: The reference to "10-56" by S02 FARRIS is terminology used by								
7 some law enforcement agencies, including the Santa Clara County								
8 Sheriff's Office, for brevity and indicates that there was a								
9 "suicide."								
10								
11 W55 CUILLA received keys and a radio from S01 LUBRIN. At approximately								
12 0554 hours, Correctional Sergeant Roland exited 6B and ordered S01								
13 LUBRIN, S02 FARRIS, S03 RODRIGUEZ and TEMPRA to exit the floor.								
14 Correctional Sergeant Roland informed W55 CUILLA that there had been								
15 an in-custody death and that the inmate was V01 TYREE. Correctional								
16 Sergeant Roland also indicated that the body was already gone and								
17 that it was no longer a crime scene.								
18								
19 W55 CUILLA began his shift duties after being briefed by Correctional								
20 Sergeant Roland.								
21								
22								
23								
24								
25								
26								
27								
28								
29								
30								
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>4</b>	OF <b>10</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2								
3								
4	Throughout his shift, inmates conversed with W55 CUILLA about the V01							
5	TYREE incident. The inmates indicated that they heard screaming and a							
6	thump followed by silence, but that none of them actually saw the							
7	incident. W55 CUILLA was also told by the inmates that Correctional							
8	Deputies later returned to check on V01 TYREE and assumed him to be							
9	deceased when they pulled him out of the cell.							
10								
11	W55 CUILLA had interactions with V01 TYREE during the four (4) weeks							
12	that he was assigned to 6B. W55 CUILLA stated that V01 TYREE was							
13	mentally ill and due to that, he didn't talk much to anyone, he							
14	wasn't social, he didn't bathe often and occasionally was caught							
15	trying to eat food out of the trash. W55 CUILLA stated that V01 TYREE							
16	was frustrated and occasionally aggressive because of his custody							
17	status. In V01 TYREE's mind, he should have been released. V01 TYREE							
18	had cursed at W55 CUILLA in the past, but was never physically							
19	aggressive towards him [W55 CUILLA]. In the past, W55 CUILLA							
20	witnessed V01 TYREE threatening violence if he was housed with							
21	another black inmate, but was unaware of any physical altercations							
22	between V01 TYREE and any other inmate. W55 CUILLA characterized V01							
23	TYREE as being passive aggressive and upset, but would follow							
24	directions when given by Correctional Deputies. W55 CUILLA was							
25	unaware of any physical altercations between V01 TYREE and any other							
26	Correctional Deputies.							
27								
28	W55 CUILLA indicated that he and S01 LUBRIN are work acquaintances.							
29	W55 CUILLA does not interact with S01 LUBRIN outside of the workplace							
30	and does not consider him a friend. About a month prior, W55 CUILLA							
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>5</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 and S01 LUBRIN exchanged phone numbers because they were working the</p> <p>2 same module (6B) on opposite shifts, but had limited interaction with</p> <p>3 him. W55 CUILLA never worked with S02 FARRIS or S03 RODRIGUEZ and the</p> <p>4 only interactions with him were during shift change. W55 CUILLA does</p> <p>5 not interact with S02 FARRIS or S03 RODRIGUEZ outside of shift change</p> <p>6 and does not consider them as friends. W55 CUILLA did not have phone</p> <p>7 numbers for S02 FARRIS or S03 RODRIGUEZ.</p> <p>8</p> <p>9 Note: On August 27, 2015, W55 CUILLA wrote a supplemental report</p> <p>10 indicating that S01 LUBRIN had contacted him via text message and</p> <p>11 inquired about the pending death investigation because S01 LUBRIN</p> <p>12 heard rumors that he [S01 LUBRIN] had involvement in V01 TYREE's</p> <p>13 death. W55 CUILLA subsequently had a phone conversation with S01</p> <p>14 LUBRIN. On September 10, 2015, the Honorable Jacqueline Arroyo, Judge</p> <p>15 of the Santa Clara County Superior Court, reviewed and authorized a</p> <p>16 Search Warrant to seize and forensically examine W55 CUILLA's</p> <p>17 cellular phone. I previously reviewed the W55 CUILLA's phone report</p> <p>18 and observed the following text message exchange between W55 CUILLA</p> <p>19 and S01 LUBRIN:</p> <p>20</p> <p>21 8/27/2015 at 16:38:40 PM (PST) - incoming text message from S01 LUBRIN</p> <p>22 to W55 CUILLA : "What's up"</p> <p>23</p> <p>24 8/27/2015 at 16:38:40 PM (PST) - incoming text message from S01 LUBRIN</p> <p>25 to W55 CUILLA : "Lubrin"</p> <p>26</p> <p>27 8/27/2015 at 18:19:21 PM (PST) - outgoing text message from W55 CUILLA</p> <p>28 to S01 LUBRIN : "What up man. Sorry just</p> <p>29 turned my phone back on"</p> <p>30</p>								
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>6</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	8/27/2015 at 18:44:32 PM (PST) - incoming text message from S01 LUBRIN							
2	to W55 CUILLA : "952 bro"							
3								
4	8/27/2015 at 18:44:32 PM (PST) - incoming text message from S01 LUBRIN							
5	to W55 CUILLA : "How was it on the 6?"							
6								
7	8/27/2015 at 18:44:32 PM (PST) - incoming text message from S01 LUBRIN							
8	to W55 CUILLA : "I hearing rumors"							
9								
10	I also observed the following phone conversation between W55 CUILLA							
11	and S01 LUBRIN:							
12								
13	8/27/2015 at 18:46:08 PM (PST) - outgoing phone call from W55 CUILLA							
14	to S01 LUBRIN .							
15								
16	W55 CUILLA recalled the text exchange and phone call with S01 LUBRIN.							
17	On August 27, 2015, W55 CUILLA turned his phone off airplane mode							
18	following his shift. W55 CUILLA noticed that he had received a text							
19	message from S01 LUBRIN from earlier in the day, around 1600 hours.							
20	W55 CUILLA indicated that S01 LUBRIN asked what was going on and							
21	stated his name. W55 CUILLA did not believe he had any text message							
22	exchanges with S01 LUBRIN before or after the text thread in							
23	question.							
24								
25	W55 CUILLA called S01 LUBRIN while driving home from work. W55 CUILLA							
26	told S01 LUBRIN that he hoped they [S01 LUBRIN et al.] didn't do							
27	anything they regretted because there were investigators interviewing							
28	everyone in 6B. S01 LUBRIN was concerned with what people were saying							
29	and what was going on. W55 CUILLA told S01 LUBRIN that the							
30	investigators were trying to determine if they [S01 LUBRIN et al.]							
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>7</b>	OF <b>10</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 caused V01 TYREE's death. S01 LUBRIN stated that "It's ok. I had two</p> <p>2 officers in there with me." W55 CUILLA told S01 LUBRIN to keep his</p> <p>3 head up and hoped they [S01 LUBRIN et al.] were in the clear. W55</p> <p>4 CUILLA indicated that there wasn't any contact with S01 LUBRIN since</p> <p>5 that phone call. W55 CUILLA also did not have any contact with S02</p> <p>6 FARRIS and S03 RODRIGUEZ following the incident. W55 CUILLA has not</p> <p>7 been contacted by any other persons on behalf of S01 LUBRIN, S02</p> <p>8 FARRIS, or S03 RODRIGUEZ following the incident. W55 CUILLA has not</p> <p>9 met with S01 LUBRIN, S02 FARRIS, or S03 RODRIGUEZ in person following</p> <p>10 the incident.</p> <p>11</p> <p>12 In the days following the incident, inmate</p> <p>13 (hereinafter referred to as W33 ) told W55 CUILLA that</p> <p>14 (hereinafter referred to as W40 ) was an</p> <p>15 eyewitness to V01 TYREE's death. W33 informed W55 CUILLA</p> <p>16 that W40 allegedly observed Correctional Deputies</p> <p>17 (unidentified) enter cell #39 and placed V01 TYREE between the toilet</p> <p>18 and the bunk, which is usual during a clothing search. At some point</p> <p>19 during the search, the Correctional Deputies pinned V01 TYREE down by</p> <p>20 the bunk and began taking turns giving V01 TYREE elbows to the ribs</p> <p>21 and body. W40 also allegedly observed that one of the</p> <p>22 Correctional Deputies (unidentified) was either kicking or stomping</p> <p>23 on the back of V01 TYREE's head. At one point, S01 LUBRIN looked back</p> <p>24 to see W40 watching and subsequently to a step to block the</p> <p>25 view. After they [S01 LUBRIN et al.] were done, then they exited the</p> <p>26 cell, turned off the light and continued their clothing search. W40</p> <p>27 was in cell #45 during the time of the incident and did</p> <p>28 have a decent view of cell #39. W55 CUILLA passed the information</p> <p>29 along and was aware that Detective Breit #1997 contacted W40</p> <p>30 at a later time.</p>								
OFFICER'S NAME Omori, Brendan	ID NUMBER 1991	DATE 09/14/15 936	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/14/15 1523	PAGE 8	OF 10

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>W55 CUILLA has not observed any behavior by any of his colleagues that</b>							
3	<b>would suggest that they [Correctional Deputies] were frustrated with</b>							
4	<b>mentally ill inmates and were using physical violence toward them.</b>							
5								
6	<b>EVIDENCE:</b>							
7								
8	<b>Item #2 - Described as a CD containing audio recording of interview of</b>							
9	<b>W55 Jonathan David CUILLA. Following my interview with W55 CUILLA, I</b>							
10	<b>transferred the audio recording onto a CD and processed it into</b>							
11	<b>evidence at Sheriff's Office Headquarters.</b>							
12								
13	<b>Item #3 - Described as a CD containing video recording of interview of</b>							
14	<b>W55 Jonathan David CUILLA. Following my interview with W55 CUILLA, I</b>							
15	<b>transferred the video recording onto a CD and processed it into</b>							
16	<b>evidence at Sheriff's Office Headquarters.</b>							
17								
18	<b>---END OF REPORT---</b>							
19								
20	<b>PLEO:</b>							
21								
22	<b>Detective B. Omori #1991 - Supplemental Report</b>							
23	<b>Detective J. Singleton #1904 - Assist</b>							
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>9</b>	OF <b>10</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

W5	CUILLA Jonathan Sheriff Office	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus: <b>55 W. Younger Avenue, San Jose, CA 95110</b>	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------	-------------------------------------------------------------------------------	----------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
2	E	W55	1	CD			
SERIAL NUMBER		LOCATION COLLECTED <b>55 W. Younger Ave, San Jose, CA 95110</b>			VALUE <b>0</b>	LOC CODE <b>308439</b>	
DESCRIPTION <b>CD containing audio recording of interview of W55 Jonathan David CUILLA.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
3	E	W55	1	CD			
SERIAL NUMBER		LOCATION COLLECTED <b>55 W. Younger Ave, San Jose, CA 95110</b>			VALUE <b>0</b>	LOC CODE <b>308440</b>	
DESCRIPTION <b>Described as a CD containing video recording of interview of W55 Jonathan David CUILLA.</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
---------------------------------------------------------	---------------------------	--------------

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/14/15 936</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1523</b>	PAGE <b>10</b>	OF <b>10</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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1 <b>ATTACHMENTS:</b>								
2								
3 <b>CD containing audio recordings of inmate interviews by Sgt. Leon and</b>								
4 <b>Sgt. Cortez.</b>								
5								
6 <b>INVESTIGATION:</b>								
7								
8 <b>On Friday 9-11-2015 at approximately 1500 hours, Sgt. Cortez and I</b>								
9 <b>arrived at the 6th Floor of Main Jail North in order to assist with</b>								
10 <b>interviewing of the inmates housed in Module 6B. The Sheriff's</b>								
11 <b>Office had received information that unnamed correctional deputies</b>								
12 <b>were allegedly exerting pressure and using intimidation tactics to</b>								
13 <b>coerce the inmates in Module 6B to recant or change their initial</b>								
14 <b>statements to investigators regarding the death of V01 Tyree. Sgt.</b>								
15 <b>Cortez and I interviewed a total of four inmates from Module 6B.</b>								
16 <b>They provided the following recorded statements.</b>								
17								
18 <b>STATEMENT OF INMATE</b>			<b>CELL</b>					
19 <b>1:</b>								
20								
21 <b>At approximately 1510 hours, Sgt. Cortez and I interviewed inmate</b>								
22 <b>within a private interview room on the 6th Floor. We</b>								
23 <b>identified ourselves and explained the reason for our presence.</b>								
24								
25 <b>said he was arrested a day after the death of V01 Tyree.</b>								
26 <b>was arrested on the evening of Friday 8-28-2015 and was housed</b>								
27 <b>in Module 6B Cell 40 on Saturday 8-29-2015. Since then, has</b>								
28 <b>been rehoused from Cell 40 to Cell 1.</b>								
29								
30 <b>is aware of the circumstances surrounding V01 Tyree's death</b>								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>1</b>	OF <b>11</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 from fellow inmates and the news. This is the first time that any</p> <p>2 investigators have spoken to him about V01 Tyree's death.</p> <p>3</p> <p>4 denied hearing any correctional deputies discussing V01 Tyree's</p> <p>5 death. denied hearing anything negative coming from the</p> <p>6 correctional deputies. described an incident where fellow</p> <p>7 inmates were making comments regarding V01 Tyree's death at which</p> <p>8 point the assigned correctional deputy told the inmates that there</p> <p>9 were a lot of things going on so it was best to keep their comments</p> <p>10 to themselves. That same correctional deputy told the inmates that</p> <p>11 if they wanted to talk to somebody about it he would get them</p> <p>12 somebody to talk to. described the correctional deputy's</p> <p>13 actions as an attempt to keep things calm in the module.</p> <p>14</p> <p>15 described the attitudes of the correctional deputies as</p> <p>16 "they've been okay, they're being alright" and the atmosphere within</p> <p>17 the module as good. denied there being any type of pressure</p> <p>18 towards him or any other inmates. said it seemed the</p> <p>19 correctional deputies have been just trying to do their job.</p> <p>20</p> <p>21 knows there are telephone numbers posted on the module wall(s)</p> <p>22 which he can call to report any pressure from the correctional</p> <p>23 deputies. knows he can call Internal Affairs and make a</p> <p>24 complaint. We also discussed that he and other inmates can also</p> <p>25 submit inmate grievances or ask to speak to a supervisor.</p> <p>26</p> <p>27 Throughout the interview, spoke freely and without</p> <p>28 hesitation.</p> <p>29</p> <p>30 <b>STATEMENT OF INMATE</b> <span style="float: right;"><b>CELL</b></span></p>								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>2</b>	OF <b>11</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	9:							
2								
3	At approximately 1515 hours, Sgt. Cortez and I interviewed inmate							
4	within a private interview room on the 6th Floor. We							
5	identified ourselves and explained the reason for our presence.							
6								
7	is currently housed in Cell 9. He has previously been							
8	interviewed and provided a statement(s) regarding V01 Tyree's							
9	death.							
10								
11	described the current atmosphere within Module 6B as having							
12	"mellowed out" compared to before which he described as "pretty bad."							
13	When asked what he meant by that,	said it just took time						
14	for everything to come back to normal after V01 Tyree's death.							
15								
16	complained about not having a regular correctional deputy							
17	assigned to the module at night so they currently get a different							
18	correctional deputy each night.	does not like having						
19	different correctional deputies assigned to the module.							
20	feels that they (inmates in Module 6B) should be getting more "out							
21	time" as well as more advantages and more benefits than the other							
22	inmates in the jail due to the fact that he and all the other inmates							
23	in Module 6B came forward and provided statements which led to the							
24	arrests of S01 Lubrin, S02 Farris and S03 Rodriguez.							
25	believes that had it not been for their statements, no arrests would							
26	have been made.							
27								
28	acknowledged that it is "pretty good as of right now" but he							
29	thinks most of the inmates should be getting more.							
30								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>3</b>	OF <b>11</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	acknowledged that some correctional deputies have been giving							
2	the inmates in Module 6B more "out time", as much as four hours at							
3	night.							
4								
5	complained that jail staff is currently only allowing one							
6	tier out at a time which in effect has cut each tier's "out time" in							
7	half. does not think that is fair as it has reduced							
8	everyone's "out time."							
9								
10	acknowledged that each day the inmates in Module 6B are							
11	getting about five hours of "out time" all together.							
12								
13	said most of the correctional deputies "have been cool" since							
14	the incident and none have approached him unnecessarily.							
15	said he likes to be left alone.							
16								
17	said things have gotten better since S01 Lubrin, S02 Farris							
18	and S03 Rodriguez have been gone.							
19								
20	said he currently feels "a whole lot safer" since the							
21	incident.							
22								
23	knows how to call out to seek assistance or make a complaint							
24	if needed. described making a previous Internal Affairs							
25	complaint against an unrelated correctional officer in 2007-2008							
26	which was fully investigated by Internal Affairs. was							
27	satisfied with the response.							
28								
29	only concern was hopefully getting more "out time."							
30								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>4</b>	OF <b>11</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	is glad we are investigating.							
2								
3	<b>STATEMENT OF INMATE</b>							
4	<b>CELL 27:</b>							
5								
6	At approximately 1525 hours, Sgt. Cortez and I interviewed inmate							
7	within a private interview room on the 6th Floor. We							
8	identified ourselves and explained the reason for our presence.							
9								
10	At approximately 1510 hours, Sgt. Cortez and I interviewed inmate							
11	within a private interview room on the 6th Floor. We							
12	identified ourselves and explained the reason for our presence.							
13								
14	was housed in Module 6B at the time of V01 Tyree's death.							
15	is currently housed in Cell 27, the same cell as at the time							
16	of the incident. was previously interviewed by investigators							
17	and provided a statement to them. said all he saw were the							
18	correctional deputies performing life saving measures on V01 Tyree.							
19								
20	described the current atmosphere in Module 6B as "fair, good,							
21	fair." explained that he has only been in Module 6B since							
22	8-5-2015. described having previously gotten into a fight							
23	with another inmate. That conflict was resolved. That same inmate							
24	then got into a fight with cellmate. That inmate was							
25	rehoused out of the module as a result of the second fight.							
26	used these incidents to illustrate how things were "fair" in the							
27	Module 6B.							
28								
29	again described the atmosphere in the module as "fair" and the							
30	correctional deputies' treatment of him and the other inmates as							
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>5</b>	OF <b>11</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	"okay" since V01 Tyree's death.							
2								
3	only complaint was about his toilet not working properly but							
4	acknowledged that a work order has been submitted.							
5								
6	denied anyone talking to him or approaching him about V01							
7	Tyree with the exception of investigators. denied anyone							
8	pressuring him or trying to get him to change his statement.							
9								
10	again described the atmosphere in the module as "fair." When							
11	asked about the correctional deputies' attitude towards him and the							
12	other inmates in the module, said, "Everything's been							
13	fair."							
14								
15	said the inmates in the module have been getting enough "out							
16	time." He described getting one hour of "out time" last night							
17	because staff is only letting one tier out at a time. This is in							
18	contrast to getting 2-3 hours each night previously.							
19								
20	said he would tell us if he had a concern about anyone's							
21	attitude towards him. was not familiar with the Internal							
22	Affairs process so I explained it to him. I told him that the							
23	telephone number to Internal Affairs was posted on the module							
24	wall(s).							
25								
26	has seen jail supervisors enter the module. He has never							
27	spoken to them but said he would tell a supervisor without hesitation							
28	if he had any concerns or problems. denied having any							
29	complaints or concerns.							
30								
OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>6</b>	OF <b>11</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **STATEMENT OF INMATE** **CELL**

2 **41:**

3

4 **At approximately 1535 hours, Sgt. Cortez and I interviewed inmate**

5 **within a private interview room on the 6th Floor.**

6

7 **As** walked towards the interview room and prior to entering,

8 stated that he didn't see anything, he didn't know anything,

9 and that he wasn't going to say anything.

10

11 **Upon entering the interview room,** sat sideways, facing away

12 **from me and Sgt. Cortez. We identified ourselves and explained the**

13 **reason for our presence.** sat in silence and ignored our

14 **attempts to speak with him. At one point,** crossed his legs

15 **and shut his eyes in an apparent attempt to close himself off from**

16 **us. We continued to engage with** to attempt to get him to

17 **speak with us. We asked** if he had any complaints or concerns

18 **he wished to share with us.** remained silent.

19

20 **We asked** if he preferred to go back to his cell.

21 **said, "Yes." I attempted to engage him further but** once

22 **again remained silent.**

23

24 **After several moments,** said he wanted to go back to his cell;

25 **that he did not feel like killing or hurting himself; that he hadn't**

26 **heard, said or done anything.**

27

28 **I explained that we were here to make sure everything is okay, to**

29 **check on the atmosphere in the module and to make sure there has been**

30 **no mistreatment of him or anyone else. During my explanation,**

OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>7</b>	OF <b>11</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 finally began to speak.

2

3 said V01 Tyree's death has caused the correctional deputies to

4 be changes and the "out time" for inmates to change as they are now

5 let out one tier at a time.

6

7 said one correctional deputy gave him extra food this

8 morning.

9

10 said it is a "big stress factor" for him when they rehouse the

11 inmates in the cells next to him.

12

13 said he keeps to himself and does not have any concerns.

14

15 described the correctional deputies as being "stressed out"

16 since V01 Tyree's death. When asked if that stress has been taken

17 out on him or other inmates, said he has "no authority to say

18 anything about the next man" but that nothing has been taken out on

19 him but that doesn't mean they aren't having negative thoughts about

20 him.

21

22 said nobody has told him anything when asked if he had been

23 pressured or told not to speak with investigators or to change his

24 story.

25

26 knows he can submit an inmate request form or an inmate

27 grievance should he wish to make a complaint. I explained to

28 that he can also speak with a supervisor or call Internal Affairs to

29 make a complaint. I told him the telephone number to Internal

30 Affairs is posted on the module wall(s). replied that he is

OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE <b>8</b>	OF <b>11</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 not "that type of inmate."  
2  
3 Just as we were ending the interview, made the following  
4 unsolicited statement quoted below.  
5  
6 "Hey, um, regardless, regardless that guy that did die. I was part of  
7 the verbal altercation. I mean, the two, the t., the officer, the  
8 oriental officer (presumed to be S01 Lubrin) just put me and him; I  
9 verbally assaulted, I was part of the, I verbally assaulted the man  
10 that died. You know and that's just, because I mean, I don't know.  
11 After the next day, after that, that morning, there was feces and  
12 food from, from; I don't know, dude was there for like six hours. And  
13 all I, all that's been going through my mind is like, why did he end  
14 up having feces all over the place in the first place, you know? I  
15 can understand the cheeking game and everything but I mean when you  
16 shit all over yourself and you end up dying all at the same time and  
17 have the same oriental guy (S01 Lubrin) giving CPR it's like; I get to  
18 the point, it's like, I don't know, I don't know about this but I'm  
19 just going to lay down and whoever cover it up and do whatever but I  
20 did see dude's glasses and it reminded me that; that; I, I, a pair of,  
21 a pair of, ugh. I'm just glad I got a pair of glasses from somebody  
22 else. (Laughter) Just in case I need to read off the TV.  
23 (Laughter) Like I said, let me let you guys go."  
24  
25 I asked to clarify who got into a verbal altercation  
26 with. paused before saying that he "diversualized (sic) that  
27 situation." then said that he didn't want to "talk things in  
28 front of other fools" and ended the interview.  
29  
30 INVESTIGATION CONTINUED:

OFFICER'S NAME Leon, Herman	ID NUMBER 1685	DATE 09/14/15 940	SHIFT/DAYS OFF Det F-Su	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/14/15 1516	PAGE 9	OF 11
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>On Saturday 9-12-2015, I transferred the audio recordings of our</b>
3 <b>interviews onto my work computer.</b>
4
5 <b>On Monday 9-14-2015, I transferred the audio recordings onto a CD. I</b>
6 <b>booked the original CD into evidence and submitted copies as an</b>
7 <b>attachment to this report. See Evidence Page for details.</b>
8
9
10 <b>P.L.E.O.:</b>
11
12 <b>Sgt. H. Leon #1685 Supplemental Report</b>
13 <b>Sgt. N. Cortez #1887 Assist</b>

OFFICER'S NAME <b>Leon, Herman</b>	ID NUMBER <b>1685</b>	DATE <b>09/14/15 940</b>	SHIFT/DAYS OFF <b>Det F-Su</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1516</b>	PAGE OF <b>10 11</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
14	E	V01	1	Pocket CD-R			BAR CODE

SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE	Bar code
	Main Jail-North 6th Floor Interview Room	0	308300	<input type="checkbox"/>	

DESCRIPTION	Audio recordings of interviews with Inmate Inmate Inmate and Inmate by Sgt. Leon and Sgt. Cortez on 9-11-2015.
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FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE

<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY

WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County ADDITIONAL PARTIES	CASE NO. <b>15-239-0032J</b>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W14</b>	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									

<b>W29</b>	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									

<b>W46</b>	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									

<b>W48</b>	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									

<b>W56</b>	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 <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/14/15 1017</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1458</b>	PAGE <b>1</b>	OF <b>10</b>
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REPORT TYPE <input type="checkbox"/> [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County SUSPECT PAGE	CASE NO. <h1 style="margin:0;">15-239-0032J</h1>
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<input checked="" 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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<b># 01</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Lubrin Jereh Catbagan</b>	RACE	M F	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	CITY/STATE	ZIP	PHONE	PHOTO ID#
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DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING <b>Sheriff's Office uniform.</b>	UNIQUE IDENTIFIERS (CI#)
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<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;"> <b>HAIR STYLE</b>  <input type="checkbox"/> AFRO  <input type="checkbox"/> BALD/SHAVED  <input type="checkbox"/> BRAIDED  <input type="checkbox"/> COLLAR  <input type="checkbox"/> CREW CUT  <input type="checkbox"/> LONG  <input type="checkbox"/> PONY TAIL  <input type="checkbox"/> PUNK  <input type="checkbox"/> SHORT  <input type="checkbox"/> GLASSES  <input type="checkbox"/> GLASSES  <input type="checkbox"/> SUNGLASSES         </td> <td style="width:15%;"> <b>HAIR TYPE</b>  <input type="checkbox"/> RECEDING  <input type="checkbox"/> STRAIGHT  <input type="checkbox"/> WAVY/CURLY  <input type="checkbox"/> WIG/TOUPEE  <input type="checkbox"/> SPEECH  <input type="checkbox"/> ACCENT  <input type="checkbox"/> LISP  <input type="checkbox"/> STUTTER  <input type="checkbox"/> HANDED  <input type="checkbox"/> LEFT  <input type="checkbox"/> RIGHT         </td> <td style="width:15%;"> <b>FACIAL HAIR</b>  <input type="checkbox"/> BEARD  <input type="checkbox"/> CLEAN SHAVEN  <input type="checkbox"/> FU MAN  <input type="checkbox"/> GOATEE  <input type="checkbox"/> LOWER LIP  <input type="checkbox"/> MUSTACHE  <input type="checkbox"/> SIDE BURNS  <input type="checkbox"/> UNSHAVEN  <input type="checkbox"/> CLOTHING  <input type="checkbox"/> CAP/HAT  <input type="checkbox"/> GLOVES  <input type="checkbox"/> MASK         </td> <td style="width:15%;"> <b>BUILD</b>  <input type="checkbox"/> HEAVY  <input type="checkbox"/> MEDIUM  <input type="checkbox"/> MUSCULAR  <input type="checkbox"/> POT BELLY  <input type="checkbox"/> SMALL  <input type="checkbox"/> THIN  <input type="checkbox"/> TEETH  <input type="checkbox"/> GOLD  <input type="checkbox"/> MISSING  <input type="checkbox"/> ROTTEN  <input type="checkbox"/> SILVER         </td> <td style="width:15%;"> <b>COMPLEXION</b>  <input type="checkbox"/> ACNE/POCKED  <input type="checkbox"/> DARK  <input type="checkbox"/> FRECKLED  <input type="checkbox"/> LIGHT  <input type="checkbox"/> MEDIUM  <b>APPEARANCE</b>  <input type="checkbox"/> BODY ODOR  <input type="checkbox"/> DISGUISE  <input type="checkbox"/> UNKEMPT/DIRTY  <input type="checkbox"/> WELL GROOMED  <input type="checkbox"/> ADD'L, SEE NARRATIVE         </td> <td style="width:15%;"> <b>WEAPONS</b>  <input type="checkbox"/> CUTTING INST.  <input type="checkbox"/> HANDS / FEET  <input type="checkbox"/> REVOLVER  <input type="checkbox"/> RIFLE  <input type="checkbox"/> SEMI-AUTO  <input type="checkbox"/> SHOTGUN  <input type="checkbox"/> SIMULATED  <input type="checkbox"/> UNKNOWN  <input type="checkbox"/> OTHER:         </td> </tr> </table>	<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> SPEECH <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <b>APPEARANCE</b> <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER:	<b>SCARS, MARKS, TATTOOS ETC.</b> CODE:      LOC: DESC: <input type="checkbox"/> ADD'L, SEE NARRATIVE CODE: S=SCARS M=MARKS P=PIERCING T=TATTOO MB=MISSING BODY PTS.
<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> SPEECH <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <b>APPEARANCE</b> <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER:		
<b>UNDER THE INFLUENCE</b> <input type="checkbox"/> Alcohol <input type="checkbox"/> Simulant (Cocaine, Methamphetamines, etc.) <input type="checkbox"/> Depressant (Heroin, etc.) <input type="checkbox"/> Other:							

<input checked="" 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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<b># 02</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Farris Matthew Thomas</b>	RACE	M F	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	CITY/STATE	ZIP	PHONE	PHOTO ID#
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DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING <b>Sheriff's Office uniform.</b>	UNIQUE IDENTIFIERS (CI#)
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<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;"> <b>HAIR STYLE</b>  <input type="checkbox"/> AFRO  <input type="checkbox"/> BALD/SHAVED  <input type="checkbox"/> BRAIDED  <input type="checkbox"/> COLLAR  <input type="checkbox"/> CREW CUT  <input type="checkbox"/> LONG  <input type="checkbox"/> PONY TAIL  <input type="checkbox"/> PUNK  <input type="checkbox"/> SHORT  <input type="checkbox"/> GLASSES  <input type="checkbox"/> GLASSES  <input type="checkbox"/> SUNGLASSES         </td> <td style="width:15%;"> <b>HAIR TYPE</b>  <input type="checkbox"/> RECEDING  <input type="checkbox"/> STRAIGHT  <input type="checkbox"/> WAVY/CURLY  <input type="checkbox"/> WIG/TOUPEE  <input type="checkbox"/> SPEECH  <input type="checkbox"/> ACCENT  <input type="checkbox"/> LISP  <input type="checkbox"/> STUTTER  <input type="checkbox"/> HANDED  <input type="checkbox"/> LEFT  <input type="checkbox"/> RIGHT         </td> <td style="width:15%;"> <b>FACIAL HAIR</b>  <input type="checkbox"/> BEARD  <input type="checkbox"/> CLEAN SHAVEN  <input type="checkbox"/> FU MAN  <input type="checkbox"/> GOATEE  <input type="checkbox"/> LOWER LIP  <input type="checkbox"/> MUSTACHE  <input type="checkbox"/> SIDE BURNS  <input type="checkbox"/> UNSHAVEN  <input type="checkbox"/> CLOTHING  <input type="checkbox"/> CAP/HAT  <input type="checkbox"/> GLOVES  <input type="checkbox"/> MASK         </td> <td style="width:15%;"> <b>BUILD</b>  <input type="checkbox"/> HEAVY  <input type="checkbox"/> MEDIUM  <input type="checkbox"/> MUSCULAR  <input type="checkbox"/> POT BELLY  <input type="checkbox"/> SMALL  <input type="checkbox"/> THIN  <input type="checkbox"/> TEETH  <input type="checkbox"/> GOLD  <input type="checkbox"/> MISSING  <input type="checkbox"/> ROTTEN  <input type="checkbox"/> SILVER         </td> <td style="width:15%;"> <b>COMPLEXION</b>  <input type="checkbox"/> ACNE/POCKED  <input type="checkbox"/> DARK  <input type="checkbox"/> FRECKLED  <input type="checkbox"/> LIGHT  <input type="checkbox"/> MEDIUM  <b>APPEARANCE</b>  <input type="checkbox"/> BODY ODOR  <input type="checkbox"/> DISGUISE  <input type="checkbox"/> UNKEMPT/DIRTY  <input type="checkbox"/> WELL GROOMED  <input type="checkbox"/> ADD'L, SEE NARRATIVE         </td> <td style="width:15%;"> <b>WEAPONS</b>  <input type="checkbox"/> CUTTING INST.  <input type="checkbox"/> HANDS / FEET  <input type="checkbox"/> REVOLVER  <input type="checkbox"/> RIFLE  <input type="checkbox"/> SEMI-AUTO  <input type="checkbox"/> SHOTGUN  <input type="checkbox"/> SIMULATED  <input type="checkbox"/> UNKNOWN  <input type="checkbox"/> OTHER:         </td> </tr> </table>	<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> SPEECH <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <b>APPEARANCE</b> <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER:	<b>SCARS, MARKS, TATTOOS ETC.</b> CODE:      LOC: DESC: <input type="checkbox"/> ADD'L, SEE NARRATIVE CODE: S=SCARS M=MARKS P=PIERCING T=TATTOO MB=MISSING BODY PTS.
<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> SPEECH <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <b>APPEARANCE</b> <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER:		
<b>UNDER THE INFLUENCE</b> <input type="checkbox"/> Alcohol <input type="checkbox"/> Simulant (Cocaine, Methamphetamines, etc.) <input type="checkbox"/> Depressant (Heroin, etc.) <input type="checkbox"/> Other:							

OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/14/15 1017</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1458</b>	PAGE <b>2</b>	OF <b>10</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County SUSPECT PAGE	CASE NO. <h1 style="margin:0;">15-239-0032J</h1>
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<input checked="" 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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<b>S# 03</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Rodriguez Rafael</b>	RACE	M F	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	CITY/STATE	ZIP	PHONE	PHOTO ID#
<b>SCCSO / 150 W. Hedding Street</b>	<b>San Jose / CA</b>	<b>95110</b>		

DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING <b>Sheriff's Office uniform.</b>	UNIQUE IDENTIFIERS (CII#)
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<table style="width:100%;"> <tr> <td style="width:15%;"> <b>HAIR STYLE</b>  <input type="checkbox"/> AFRO  <input type="checkbox"/> BALD/SHAVED  <input type="checkbox"/> BRAIDED  <input type="checkbox"/> COLLAR  <input type="checkbox"/> CREW CUT  <input type="checkbox"/> LONG  <input type="checkbox"/> PONY TAIL  <input type="checkbox"/> PUNK  <input type="checkbox"/> SHORT  <input type="checkbox"/> GLASSES  <input type="checkbox"/> GLASSES  <input type="checkbox"/> SUNGLASSES         </td> <td style="width:15%;"> <b>HAIR TYPE</b>  <input type="checkbox"/> RECEDING  <input type="checkbox"/> STRAIGHT  <input type="checkbox"/> WAVY/CURLY  <input type="checkbox"/> WIG/TOUPEE  <input type="checkbox"/> ACCENT  <input type="checkbox"/> LISP  <input type="checkbox"/> STUTTER  <input type="checkbox"/> HANDED  <input type="checkbox"/> LEFT  <input type="checkbox"/> RIGHT         </td> <td style="width:15%;"> <b>FACIAL HAIR</b>  <input type="checkbox"/> BEARD  <input type="checkbox"/> CLEAN SHAVEN  <input type="checkbox"/> FU MAN  <input type="checkbox"/> GOATEE  <input type="checkbox"/> LOWER LIP  <input type="checkbox"/> MUSTACHE  <input type="checkbox"/> SIDE BURNS  <input type="checkbox"/> UNSHAVEN  <input type="checkbox"/> CLOTHING  <input type="checkbox"/> CAP/HAT  <input type="checkbox"/> GLOVES  <input type="checkbox"/> MASK         </td> <td style="width:15%;"> <b>BUILD</b>  <input type="checkbox"/> HEAVY  <input type="checkbox"/> MEDIUM  <input type="checkbox"/> MUSCULAR  <input type="checkbox"/> POT BELLY  <input type="checkbox"/> SMALL  <input type="checkbox"/> THIN  <input type="checkbox"/> TEETH  <input type="checkbox"/> GOLD  <input type="checkbox"/> MISSING  <input type="checkbox"/> ROTTEN  <input type="checkbox"/> SILVER         </td> <td style="width:15%;"> <b>COMPLEXION</b>  <input type="checkbox"/> ACNE/POCKED  <input type="checkbox"/> DARK  <input type="checkbox"/> FRECKLED  <input type="checkbox"/> LIGHT  <input type="checkbox"/> MEDIUM  <input type="checkbox"/> APPEARANCE  <input type="checkbox"/> BODY ODOR  <input type="checkbox"/> DISGUISE  <input type="checkbox"/> UNKEMPT/DIRTY  <input type="checkbox"/> WELL GROOMED  <input type="checkbox"/> ADD'L, SEE NARRATIVE         </td> <td style="width:15%;"> <b>WEAPONS</b>  <input type="checkbox"/> CUTTING INST.  <input type="checkbox"/> HANDS / FEET  <input type="checkbox"/> REVOLVER  <input type="checkbox"/> RIFLE  <input type="checkbox"/> SEMI-AUTO  <input type="checkbox"/> SHOTGUN  <input type="checkbox"/> SIMULATED  <input type="checkbox"/> UNKNOWN  <input type="checkbox"/> OTHER:         </td> </tr> </table>	<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <input type="checkbox"/> APPEARANCE <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER:	<b>SCARS, MARKS, TATTOOS ETC.</b> CODE:      LOC: DESC: <input type="checkbox"/> ADD'L, SEE NARRATIVE CODE: S=SCARS M=MARKS P=PIERCING T=TATTOO MB=MISSING BODY PTS.
<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <input type="checkbox"/> APPEARANCE <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER:		
<b>UNDER THE INFLUENCE</b> <input type="checkbox"/> Alcohol <input type="checkbox"/> Simulant (Cocaine, Methamphetamines, etc.) <input type="checkbox"/> Depressant (Heroin, etc.) <input type="checkbox"/> Other:							
Student: <input type="checkbox"/>							

OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/14/15 1017</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1458</b>	PAGE <b>3</b>	OF <b>10</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	<b>ATTACHMENTS:</b>							
2								
3	CD containing audio recordings of W46 , W29							
4	, W56 , and W14							
5	statements on September 11, 2015.							
6								
7	Inmate grievance form submitted by W14 documenting the details							
8	of the threats made by S01 LUBRIN, S02 FARRIS, and S03 RODRIGUEZ on							
9	August 26, 2015.							
10								
11	<b>INVESTIGATION:</b>							
12								
13	On September 11, 2015, I was assigned as a detective with the Santa							
14	Clara County Sheriff's Office (SCCSO), Investigative Services							
15	Division. At approximately 3:15 p.m., Lieutenant Elbert Rivera							
16	assigned me to assist in interviewing inmates incarcerated in pod 6B							
17	at the Main Jail, following reports that inmates were possibly being							
18	threatened and/or intimidated by custody staff to recant and/or							
19	change their statements regarding the in-custody death of V01 Michael							
20	James TYREE.							
21								
22	I interviewed the following inmates in interview rooms at the Main							
23	Jail. Detective Brendan Omori was present for each of the following							
24	interviews.							
25								
26	<b>STATEMENT OF W46</b>							
27								
28	The following is factually accurate, but not a complete recitation of							
29	what I was personally told. For W46 entire							
30	statement, refer to the digital recording subsequently booked into							
OFFICER'S NAME Singleton, Joshua	ID NUMBER 1904	DATE 09/14/15 1017	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/14/15 1458	PAGE 4	OF 10

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 evidence as item #1. W46 stated he was housed in pod 6B, cell								
2 7, at the time of the V01 TYREE's death. W46 stated he								
3 already provided a statement to investigators from the SCCSO								
4 regarding his knowledge of the events surrounding this incident. W46								
5 stated he has not been approached by anyone, including jail								
6 custody staff, asking/intimidating him to change his statement(s).								
7								
8 STATEMENT OF W29								
9								
10 The following is factually accurate, but not a complete recitation of								
11 what I was personally told. For W29 entire statement,								
12 refer to the digital recording subsequently booked into evidence as								
13 item #2. W29 stated he was housed in pod 6B, cell 18, at the								
14 time of V01 TYREE's death. W29 stated he already provided a								
15 statement to investigators from the SCCSO regarding his knowledge of								
16 the events surrounding this incident. W29 stated he has not								
17 been approached by anyone, including jail custody staff,								
18 asking/threatening/intimidating him to change his statement(s). W29								
19 stated he had not heard of any other inmates being intimidated								
20 by jail staff to change their statements.								
21								
22 STATEMENT OF W56								
23								
24 The following is factually accurate, but not a complete recitation of								
25 what I was personally told. For W56								
26 entire statement, refer to the digital recording subsequently booked								
27 into evidence as item #3. W56 stated he was not								
28 incarcerated on the date/time of V01 TYREE's death. W56								
29 stated he was just arrested last Saturday or Sunday. W56								
30 stated he is now incarcerated in pod 6B; however he has not provided								
OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/14/15 1017</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1458</b>	PAGE <b>5</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 any statements to SCCSO investigators regarding his knowledge of the</p> <p>2 V01 TYREE incident because he was not incarcerated at the time of V01</p> <p>3 TYREE in-custody death. W56 stated he has not been</p> <p>4 approached by anyone, including jail staff, asking/intimidating him</p> <p>5 to change and/or recant his statements/observations; despite not</p> <p>6 having provided statements to SCCSO investigators. W56</p> <p>7 stated he had not heard of any other inmates being intimidated by</p> <p>8 jail staff to change their statements.</p> <p>9</p> <p>10 STATEMENT OF W14</p> <p>11</p> <p>12 The following is factually accurate, but not a complete recitation of</p> <p>13 what I was personally told. For W14 entire</p> <p>14 statement, refer to the digital recording subsequently booked into</p> <p>15 evidence as item #4. W14 stated he was housed in pod 6B, cell</p> <p>16 25, during the time of the V01 TYREE in-custody death. W14</p> <p>17 stated he already provided a statement to investigators from the</p> <p>18 SCCSO regarding his knowledge of the events surrounding the V01 TYREE</p> <p>19 death. W14 stated he has not been approached by anyone,</p> <p>20 including jail staff, asking/threatening/intimidating him to change</p> <p>21 and/or recant his statements/observations regarding his observations</p> <p>22 that he previously told investigators.</p> <p>23</p> <p>24 W14 stated on August 26, 2015, around 11:30 p.m., Correctional</p> <p>25 Deputies S03 Rafael RODRIGUEZ, S01 Jereh LUBRIN, and S02 Matthew</p> <p>26 FARRIS entered his cell. W14 stated this was after they had</p> <p>27 gone into V01 TYREE's cell. W14 stated he was in the cell with</p> <p>28 another inmate, W16 . W14 stated S03 RODRIGUEZ,</p> <p>29 S01 LUBRIN, and S02 FARRIS went into their cell for the purpose of</p> <p>30 searching it for extra clothing.</p>								
OFFICER'S NAME Singleton, Joshua	ID NUMBER 1904	DATE 09/14/15 1017	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/14/15 1458	PAGE 6	OF 10

REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL		Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>			
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39				VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James					
1									
2 W14 stated S03 RODRIGUEZ, S01 LUBRIN, and S02 FARRIS asked them									
3 what they would say if they saw or heard anything [referring to them									
4 being in V01 TYREE's cell]. W14 stated he saw what happened in									
5 cell #48 [referring to inmate W48 being slapped by									
6 S03 RODRIGUEZ, S01 LUBRIN, and S02 FARRIS] and heard what happened in									
7 cell #39 [referring to the in-custody death of V01 TYREE]. W14									
8 stated S01 LUBRIN stepped forward toward him while W14 was									
9 facing the wall and said, "Nah, you didn't hear anything. The answer									
10 is no." W14 stated he was scared because he heard what had									
11 just happened in cell #39. W14 stated he didn't want to be the									
12 next victim so he replied, "No I didn't hear anything."									
13									
14 W14 stated he submitted an inmate grievance form once he learned									
15 S03 RODRIGUEZ, S01 LUBRIN, and S02 FARRIS had been charged with									
16 murder and knew they would not be returning to work. W14 later									
17 provided me a copy of his inmate grievance form that he retrieved									
18 from his cell, a copy of which was submitted into evidence as item									
19 #5.									
20									
21 EVIDENCE:									
22									
23 Item #1 - A CD-R containing the audio statement of W46									
24 on September 11, 2015.									
25									
26 Item #2 - A CD-R containing the audio statement of W29									
27 on September 11, 2015.									
28									
29 Item #3 - A CD-R containing the audio recording of W56									
30 statement on September 11, 2015.									
OFFICER'S NAME Singleton, Joshua		ID NUMBER 1904	DATE 09/14/15 1017	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/14/15 1458	PAGE 7	OF 10

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>Item #4 - A CD-R containing the audio recording of W14</b>
3 <b>statement on September 11, 2015.</b>
4
5 <b>Item #5 - Inmate grievance form submitted by W14 documenting</b>
6 <b>the details of the threats made by S03 RODRIGUEZ, S01 LUBRIN, and S02</b>
7 <b>FARRIS on August 26, 2015.</b>
8
9 <b>P.L.E.O.'s:</b>
10
11 <b>Detective Josh Singleton #1904 - supplemental report</b>
12 <b>Detective Brendan Omori #1991 - supplemental report</b>
13 <b>Lieutenant Elbert Rivera #1789 - assist, no report</b>

OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/14/15 1017</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1458</b>	PAGE <b>8</b>	OF <b>10</b>
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REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <input type="checkbox"/> STATE OF CA.	RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS Res: RPh: Bus:	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
<b>W1</b>		
<b>W2</b>		
<b>W4</b>		

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	W46	1	Audio statement			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Main Jail / 150 W. Hedding Street, San Jose, CA 95110			0	308354	<input type="checkbox"/>
DESCRIPTION <b>CD-R containing the audio statement of W46 on September 11, 2015.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
2	E	W29	1	Audio statement			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Main Jail / 150 W. Hedding Street, San Jose, CA 95110			0	308355	<input type="checkbox"/>
DESCRIPTION <b>CD-R containing the audio statement of W29 on September 11, 2015.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
3	E	W56	1	Audio statement			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		Main Jail / 150 W. Hedding Street, San Jose, CA 95110			0	308356	<input type="checkbox"/>
DESCRIPTION <b>CD-R containing the audio statement of W56 on September 11, 2015.</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Singleton, Joshua	1904	09/14/15 1017	II FSS	Rivera, Elbert	1789	09/14/15 1458	9	10

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

W5	<input type="checkbox"/> STATE OF CA.	Res: _____ RPh: _____ BPh: _____ Bus: _____	<b>Office of the Sheriff Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
4	E	W14	1	Audio statement			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

				Main Jail / 150 W. Hedding Street, San Jose, CA 95110		0	308357	<input type="checkbox"/>
DESCRIPTION <b>CD-R containing the audio statement of W14 on September 11, 2015.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
5	E	W14	1	Inmate grievance form			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

				Main Jail / 150 W. Hedding Street, San Jose, CA 95110		0	308358	<input type="checkbox"/>
DESCRIPTION <b>Inmate grievance form submitted by W14 on September 10, 2015, documenting the details of the threats made by S01 LUBRIN, S02 FARRIS, and S03 RODRIGUEZ.</b>								

OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/14/15 1017</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/14/15 1458</b>	PAGE <b>10</b>	OF <b>10</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>INVESTIGATION:</b>								
2								
3 <b>On 09-01-15, I was assigned as a Detective Sergeant in the Sexual</b>								
4 <b>Assault Felony Enforcement (S.A.F.E.) Task Force within the Santa</b>								
5 <b>Clara County Sheriff's Office.</b>								
6								
7 <b>Detective Sergeant Leonard and I were asked by Detective Carrasco to</b>								
8 <b>assist him with the extraction and analysis of various electronic</b>								
9 <b>devices. Detective Carrasco provided me with a copy of a search</b>								
10 <b>warrant signed by the Honorable Judge Arroyo which authorized the</b>								
11 <b>search of the following devices:</b>								
12								
13 <b>S01-Jereh Lubrin:</b>								
14								
15 <b>1)Windows Surface Tablet, 256GB</b>								
16 <b>Model: 1601, Serial #</b>								
17 <b>2)Item #8 Black Apple iPhone</b>								
18								
19 <b>S03-Rafael Rodriguez:</b>								
20								
21 <b>1) Item #2, LG Model: LGMS345</b>								
22 <b>SN:</b>								
23 <b>IMEI:</b>								
24 <b>2) Item#3, Samsung SM-N910T</b>								
25 <b>IMEI:</b>								
26 <b>SN:</b>								
27 <b>3) Item #4, Samsung SM-N910T</b>								
28 <b>IMEI:</b>								
29 <b>SN:</b>								
30 <b>4) Item #5, Red Samsung</b>								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/15/15 754</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/15/15 1500</b>	PAGE <b>1</b>	OF <b>10</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 <b>Model: R360M</b>			
2 <b>SN:</b>			
3 <b>5) Item #6, White Apple iPad</b>			
4 <b>Model: A1397, 64GB</b>			
5 <b>SN:</b>			
6			
7 <b>S02-Matthew Farris:</b>			
8 <b>1) Apple iPhone 6 Plus</b>			
9 <b>2) Apple laptop serial:</b>			
10			
11 <b>Detective Leonard and I checked out the above items from the Evidence</b>			
12 <b>Room located at Sheriff's Office Headquarters.</b>			
13			
14 <b>On 09-01-15 at approximately 1545 hours, I opened an evidence bag</b>			
15 <b>which contained an Apple iPad 64GB, Model A1397, Serial:</b>			
16 <b>I powered on the Apple device and hooked it up to my</b>			
17 <b>Apple Macbook via an Apple 30-pin connector cable. I used BlackBag</b>			
18 <b>Mobilyze version 2015.1 to extract data from the iPad.</b>			
19			
20 <b>After Mobilyze completed a logical data extraction from the Apple</b>			
21 <b>iPad, I created two extraction reports based off the data obtained</b>			
22 <b>from the device. One report was in .pdf format, the other was in</b>			
23 <b>.html format. I unplugged the Apple iPad from my Macbook and placed</b>			
24 <b>it back into the original evidence bag. I gave the evidence bag to</b>			
25 <b>Detective Sergeant Leonard to re-package.</b>			
26			
27 <b>I transferred the data extracted from the Apple iPad onto a Blu-Ray</b>			
28 <b>disc. I later submitted the Blu-Ray disc into the Evidence Room</b>			
29 <b>located at Sheriff's Office Headquarters.</b>			
30			
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/15/15 754</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/15/15 1500</b>	PAGE OF <b>2 10</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 On 09-02-15 at approximately 1200 hours, I opened an evidence bag								
2 which contained an Apple iPhone 6 Plus, Model A1522, Serial:								
3 The phone number associated with this iPhone is								
4 (Verizon). Records show this number belonged to								
5 S02-Farris. I powered on the Apple iPhone device and connected it to								
6 my Apple Macbook via an Apple Lightning connector cable. I used								
7 BlackBag Mobilyze version 2015.1 to extract data from the iPhone.								
8								
9 After Mobilyze completed a logical data extraction from the Apple								
10 iPhone, I created two extraction reports based off the data obtained								
11 from the device. One report was in .pdf format, the other was in								
12 .html format. I unplugged the Apple iPhone from my Macbook and placed								
13 it back into the original evidence bag. I gave the evidence bag to								
14 Detective Sergeant Leonard to re-package.								
15								
16 I transferred the data extracted from the Apple iPhone onto a Blu-Ray								
17 disc. I later submitted the Blu-Ray disc into the Evidence Room								
18 located at Sheriff's Office Headquarters.								
19								
20 On 09-03-15 at approximately 1300 hours, I opened an evidence bag								
21 which contained an LG MS345 Serial: I powered on the								
22 device and connected it via MicroUSB cable to my Macbook laptop								
23 computer. Mobilyze was unable to make a connection to the LG mobile								
24 device, so I placed it back into the original evidence bag. I gave								
25 the evidence bag to Detective Sergeant Leonard to re-package.								
26								
27 On 09-03-15 at approximately 1310 hours, I opened an evidence bag								
28 which contained a Samsung Galaxy Note 4, model SM-N910T, Serial:								
29 The phone number was (T-Mobile). I removed								
30 the back plate of the device and saw it did not have an expansion								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/15/15 754</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/15/15 1500</b>	PAGE <b>3</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 memory card. I placed the back plate back onto the mobile device and								
2 powered it on. I used a MicroUSB cord to connect it to my Apple								
3 Macbook. I used BlackBag Mobilyze version 2015.1 to extract data from								
4 the Samsung mobile device.								
5								
6 After Mobilyze completed a logical data extraction from the Samsung								
7 mobile device, I created two extraction reports based off the data								
8 obtained from the device. One report was in .pdf format, the other								
9 was in .html format. I unplugged the Samsung mobile device from my								
10 Macbook and placed it back into the original evidence bag. I gave								
11 the evidence bag to Detective Sergeant Leonard to re-package.								
12								
13 I transferred the data extracted from the Samsung mobile device onto a								
14 Blu-Ray disc. I later submitted the Blu-Ray disc into the Evidence								
15 Room located at Sheriff's Office Headquarters.								
16								
17 On 09-03-15 at approximately 1505 hours, I opened an evidence bag								
18 which contained a Samsung Galaxy Note 4, model SM-N910T, Serial:								
19 The phone number was (T-Mobile). Records								
20 show this phone number belonged to S03-Rafael Rodriguez. I removed								
21 the back plate of the device and saw it did not have an expansion								
22 memory card. I placed the back plate back onto the mobile device and								
23 powered it on. I used a MicroUSB cord to connect it to my Apple								
24 Macbook. I used BlackBag Mobilyze version 2015.1 to extract data from								
25 the Samsung mobile device.								
26								
27 After Mobilyze completed a logical data extraction from the Samsung								
28 mobile device, I created two extraction reports based off the data								
29 obtained from the device. One report was in .pdf format, the other								
30 was in .html format. I unplugged the Samsung mobile device from my								
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 09/15/15 754	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/15/15 1500	PAGE 4	OF 10

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 Macbook and placed it back into the original evidence bag. I gave								
2 the evidence bag to Detective Sergeant Leonard to re-package.								
3								
4 I transferred the data extracted from the Samsung mobile device onto a								
5 Blu-Ray disc. I later submitted the Blu-Ray disc into the Evidence								
6 Room located at Sheriff's Office Headquarters.								
7								
8 On 09-03-15 at approximately 1715 hours, I opened an evidence bag								
9 which contained a Samsung SCH-R360, Serial: The								
10 phone number was (MetroPCS). This mobile device did not								
11 have Google Android or Apple iOS as an operating system so I was not								
12 able to perform a data extraction with Mobilyze. I placed the Samsung								
13 mobile device back into the original evidence bag and gave it to								
14 Detective Sergeant Leonard to re-package.								
15								
16 On 09-04-15 at approximately 1500 hours, I opened an evidence bag								
17 which contained a black Windows Surface Tablet, 256GB, Model: 1601,								
18 Serial I did not have any tools to create a forensic								
19 image of the Surface Tablet so I took several pictures of the Surface								
20 tablet while it was powered off. I took digital photographs of the								
21 serial number and condition of the tablet.								
22								
23 Digital photographs DSC_9502 & DSC_9510 show the images of the Surface								
24 tablet prior to powering it on. It also shows the search warrant								
25 which authorized the search.								
26								
27 I powered on the device and noticed under the recent documents there								
28 were several image files. The Surface tablet did not connect to any								
29 wireless networks. I used Windows File Explorer and opened the Recent								
30 files folder. I located the following files:								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/15/15 754</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/15/15 1500</b>	PAGE <b>5</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	\Truck SO\Google Drive\jail\IMG_1239, date created 08-28-15 at							
3	12:41PM. This image appeared to be a CJIC Booking sheet of							
4	V01-Tyree.							
5								
6	\Truck SO\Google Drive\jail\IMG_1240, date created 08-28-15 at							
7	12:41PM. This image appeared to be a set of V01-Tyree's booking							
8	photographs.							
9								
10	\Truck SO\Google Drive\jail\IMG_1241, date created 08-28-15 at							
11	12:41PM. This image appeared to be a photograph of S01-Lubrin's							
12	administrative leave letter.							
13								
14	\Truck SO\Google Drive\jail\IMG_1242, date created 08-28-15 at							
15	12:41PM. This image appeared to be an image of all inmates housed in							
16	Main Jail North B.							
17								
18	\Truck SO\Google Drive\jail\IMG_1243, date created 08-28-15 at							
19	12:42PM. This image appeared to be an image of all inmates housed in							
20	floor 6B.							
21								
22	\Truck SO\Google Drive\jail\IMG_1244, date created 08-28-15 at							
23	12:42PM. This image appeared to be an image of page 1 from an							
24	Employee's Report #15-61656. This Employee Report was written by							
25	Officer Strickland.							
26								
27	\Truck SO\Google Drive\jail\IMG_1245, date created 08-28-15 at							
28	12:42PM. This image appeared to be an image of page 2 from Employee's							
29	Report #15-61656. This Employee Report was written by Officer							
30	Strickland.							
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/15/15 754</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/15/15 1500</b>	PAGE <b>6</b>	OF <b>10</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	I located a link in the web browser which indicated there was use of							
3	Google Drive with the log in email address of							
4	I later sent a Preservation Letter to Google to preserve all data							
5	associated with the email address of pending a							
6	search warrant.							
7								
8	I took digital photographs with my digital camera of the screen for							
9	each of the above.							
10								
11	I powered off the Windows Surface tablet, placed it back into the							
12	evidence bag and sealed it. I re-submitted the Windows tablet into							
13	the Evidence Room.							
14								
15	I later copied the digital photographs onto a CD. I submitted the CD							
16	as evidence to the Evidence Room located at Sheriff's Office							
17	Headquarters.							
18								
19	On 09-10-15, Detective Sergeant Carrasco, Detective Sergeant Leonard,							
20	Detective Sergeant Glatz and I went to the Main Jail located at 150							
21	West Hedding Street in San Jose to execute a search warrant on							
22	W35-Tempra and W55-Cuilla to seize their phones. (Please see							
23	Detective Sergeant Carrasco's report for further information).							
24								
25	After the seizure of W35-Tempra and W55-Cuilla's mobile devices, we							
26	left the Main Jail and returned to Sheriff's Office Headquarters. The							
27	devices were placed in two separate paper evidence bags.							
28								
29	I opened one of the evidence bags and removed W35-Tempra's Apple							
30	iPhone 6 Plus, Model: MGD22LL, Serial: The phone number							
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 09/15/15 754	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/15/15 1500	PAGE 7	OF 10

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 associated with this iPhone is (Sprint). I powered on								
2 the Apple iPhone device and connected it to my Apple Macbook via an								
3 Apple Lightning connector cable. I used BlackBag Mobilyze version								
4 2015.1 to extract data from the iPhone.								
5								
6 After Mobilyze completed a logical data extraction from the Apple								
7 iPhone, I created two extraction reports based off the data obtained								
8 from the device. One report was in .pdf format, the other was in								
9 .html format. I unplugged the Apple iPhone from my Macbook and placed								
10 it back into the original evidence bag. I gave the evidence bag to								
11 Detective Sergeant Leonard to re-package.								
12								
13 I opened the other evidence bag and removed W55-Cuilla's Apple iPhone,								
14 Model: MD654LL, Serial: The phone number associated								
15 with this iPhone is (Verizon). I powered on the Apple								
16 iPhone device and connected it to my Apple Macbook via an Apple								
17 Lightning connector cable. I used BlackBag Mobilyze version 2015.1 to								
18 extract data from the iPhone.								
19								
20 After Mobilyze completed a logical data extraction from the Apple								
21 iPhone, I created two extraction reports based off the data obtained								
22 from the device. One report was in .pdf format, the other was in								
23 .html format. I unplugged the Apple iPhone from my Macbook and placed								
24 it back into the original evidence bag. I gave the evidence bag to								
25 Detective Sergeant Leonard to re-package.								
26								
27 END OF REPORT								
28								
29 Detective Sergeant Mah #2055 Assist, Supplemental Report								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/15/15 754</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/15/15 1500</b>	PAGE <b>8</b>	OF <b>10</b>



REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS
<div style="float: right; text-align: center;"> <p style="font-size: 18pt; font-weight: bold;">Office of the Sheriff Santa Clara County</p> <p>55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p> </div>	

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E		1	Media			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

55 West Younger Avenue, San Jose, CA      0      308359     

DESCRIPTION (1) Blu Ray disc containing data from Samsung Galaxy Note 4, Evidence #4/307540. Rodriguez wife. Mobilize tool

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
2	E		1	Media			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

55 West Younger Avenue, San Jose, CA      0      308360     

DESCRIPTION (1) Blu Ray disc containing data from Apple iPad #307544 belonging to Rodriguez, Apple iPhone #307208 from Farris, Samsung Galaxy belonging to Rodriguez #307542

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
3	E		1	Media			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

55 West Younger Avenue, San Jose, CA      0      308361     

DESCRIPTION (1) DVD-DL containing data extracted from W55-Cuilla's Apple mobile device.

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
--------------------	-------	-------------------------------------------

RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON		

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
-------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
--------------------------	---------------	-------------	--------------------

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
----------------------------------------------------	------	---------	------	------

<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
--------------------------	---------------	-------------	--------------------

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Mah	2055	09/15/15 754	DET FSS	Rodriguez, Daniel	1659	09/15/15 1500	9	10

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
--------------------------------------------	---------------------------------------------------------	-----------------	---------------------------------	-----------------------------------------------

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	----------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
4	E		1	Media			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		55 West Younger Avenue, San Jose, CA			0	308362	<input type="checkbox"/>
DESCRIPTION (1) DVD-DL containing data extracted from W35-Tempra's Apple mobile device.							

OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Mah</b>	<b>2055</b>	<b>09/15/15 754</b>	<b>DET FSS</b>	<b>Rodriguez, Daniel</b>	<b>1659</b>	<b>09/15/15 1500</b>	<b>10</b>	<b>10</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>ATTACHMENTS:</b>								
2								
3 <b>-Copies of Evidence item 22 and 23</b>								
4								
5 <b>SUPPLEMENTAL INVESTIGATION:</b>								
6								
7 <b>In September 2015, I was assigned to the Investigative Services</b>								
8 <b>Division as a detective sergeant. My collateral duties include</b>								
9 <b>conducting mobile data device extractions using a Cellebrite</b>								
10 <b>Universal Extraction Device (UFED). I am currently certified to</b>								
11 <b>conduct logical, file system, and physical mobile data device</b>								
12 <b>extractions using a Cellebrite UFED. All times in this report are</b>								
13 <b>approximate.</b>								
14								
15 <b>On 9/10/15 a 1530 hours, Detective Sergeant Carrasco told me that he</b>								
16 <b>had two signed search warrants to collect mobile devices from W55</b>								
17 <b>Cuilla and W35 Tempra. Detective Sergeant Mah #2055, Detective</b>								
18 <b>Sergeant Glatz #1697 and I went to the Main Jail to collect the</b>								
19 <b>mobile devices.</b>								
20								
21 <b>On 9/10/15 at 1545 hours, we met with W55 Cuilla, where Detective</b>								
22 <b>Sergeant Carrasco served him with the search warrant and requested</b>								
23 <b>his mobile device. W55 Cuilla asked to retrieve some notes from his</b>								
24 <b>mobile device. Detective Sergeant Carrasco ensured that no contents</b>								
25 <b>were deleted. When he was finished, W55 Cuilla gave his Apple iPhone</b>								
26 <b>5 (evidence item 22) to Detective Sergeant Glatz. Detective</b>								
27 <b>Sergeant Glatz placed the iPhone 5 into airplane mode, and turned</b>								
28 <b>the mobile device off. W55 Cuilla returned to his duties</b>								
29 <b>afterwards.</b>								
30								
OFFICER'S NAME <b>Leonard, Roy D.</b>	ID NUMBER <b>1875</b>	DATE <b>09/15/15 1250</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/16/15 1337</b>	PAGE <b>1</b>	OF <b>5</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
--------------------------------------------------------------------------------------------------------------------------	------------------------------------------------------------------------------

1 On 9/10/15 at 1755 hours, W35 Tempra arrived in he conference room at  
2 the Main Jail. Detective Sergeant Carrasco served W35 Tempra with a  
3 search warrant for his mobile device. W35 Tempra asked if he could  
4 retrieve some phone numbers from his mobile device. Detective  
5 Sergeant Carrasco ensured that no contents were deleted. When he was  
6 finsihed, W35 Tempra gave Detective Sergeant Glatz his Apple iPhone 6  
7 Plus (evidence item 23). Detective Sergeant Glatz placed the iPhone  
8 5 into airplane mode, and turned the mobile device off. W35 Tempra  
9 returned to his duties afterwards.

10

11 After collecting evidence item 22 and 23, I returned to Sheriff's  
12 Headquarters to being examining both mobile devices. Detective  
13 Sergeant Mah performed a exam with a different forensic tool on both  
14 mobile device, refer to his supplemental report for further  
15 information.

16

17 -Evidence item 22:

18

19 Evidence item 22 is an Apple iPhone 5 (model A1429). I powered the  
20 mobile device on and went into the mobile device's settings and noted  
21 the serial number is While viewing the device  
22 settings, I noticed the service provider is Verizon Wireless. The  
23 phone number associated to this device is . The IMEI  
24 number is and the MEID number is

25

26

27 On 9/10/15 at 1520 hours, I connected the Apple iPhone 5 to a  
28 Cellebrite Touch UFED (serial # The Cellebrite UFED  
29 successfully connected to the Apple iPhone 5 and I was able to  
30 complete a mobile data device logical extraction. The Cellebrite

OFFICER'S NAME Leonard, Roy D.	ID NUMBER 1875	DATE 09/15/15 1250	SHIFT/DAYS OFF DET SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/16/15 1337	PAGE 2	OF 5
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 UFED transferred the contents of the extraction onto a USB drive. I								
2 placed the contents of the USB drive into a working file onto my work								
3 computer.								
4								
5 On 9/10/15 at 1934 hours, I attempted to do a file system extraction;								
6 however, the Cellebrite UFED failed to extract the information and								
7 stated, ¿error-contect extraction failed.¿								
8								
9 I burned the logical extraction from my work computer onto a DVD.								
10								
11 -Evidence item 23:								
12								
13 Evidence item 23 is an Apple iPhone 6 Plus (model A1524). I powered								
14 the mobile device on and went into the mobile device¿s settings and								
15 noted the serial number is While viewing the device								
16 settings, I noticed the service provider is Sprint. The phone number								
17 associated to the device is . The IMEI number is								
18 The iCloud account associated with this mobile								
19 device is .								
20								
21 On 9/10/15 at 1520 hours, I connected the Apple iPhone 6 Plus to a								
22 Cellebrite Touch UFED (serial # The Cellebrite UFED								
23 successfully connected to the Apple iPhone 6 Plus and I was able to								
24 complete a mobile data device logical extraction. The Cellebrite								
25 UFED transferred the contents of the extraction onto a USB drive. I								
26 placed the contents of the USB drive into a working file onto my work								
27 computer.								
28								
29 I burned the logical extraction from my work computer onto a DVD.								
30								
OFFICER'S NAME Leonard, Roy D.	ID NUMBER 1875	DATE 09/15/15 1250	SHIFT/DAYS OFF DET SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/16/15 1337	PAGE 3	OF 5



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input checked="" type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
22	E		1	Mobile device	Apple (A1429)	iPhone 5		
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Santa Clara County Main Jail	0	308502		<input type="checkbox"/>
DESCRIPTION <b>One black Apple iPhone 5 seized from W55 Cuilla on 9/10/15 at 1545 hours pursuant to a search warrant. This device was examined at the Sheriff's Office with Cellebrite and Mobilize.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
23	E		1	Mobile device	Apple (A1524)	iPhone 6 Plus		
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Santa Clara County Main Jail	0	308503		<input type="checkbox"/>
DESCRIPTION <b>One white Apple iPhone 6 Plus seized from W35 Tempra on 9/10/15 at 1755 hours pursuant to a search warrant. This device was examined at the Sheriff's Office with Cellebrite and Mobilize.</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
24	E		2	DVDs				
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Santa Clara County Sheriff's Office	0	308504		<input type="checkbox"/>
DESCRIPTION <b>One DVD containing the mobile data device extraction for evidence item 22 and One DVD containing the mobile data device extraction for evidence item 23, both Cellebrite extractions.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leonard, Roy D.	1875	09/15/15 1250	DET SSM	Rivera, Elbert	1789	09/16/15 1337	5	5

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 1 CD with audio recordings from W11, W26, W33, and O10								
4								
5 SUPPLEMENTAL INVESTIGATION:								
6								
7 On 9/11/2015 at about 1300 hours, I was working as a Detective								
8 Sergeant. I was assigned to our Investigative Services Division.								
9 Lt. Rivera asked me and other detectives to respond to the Santa								
10 Clara County Main Jail to interview numerous inmates housed in 6B.								
11 Detective Sergeant Owens and I met at the Main Jail and used a 5th								
12 floor interview room to meet with several inmates that were housed in								
13 6B. Detective Sergeant Owens was dressed in a suit, and I was								
14 wearing plane clothes. We used our digital recorders to document the								
15 conversations.								
16								
17 Detective Sergeant Owens and I met with W11 . Detective								
18 Sergeant Owens interviewed W11 who provided the following								
19 information. For complete details, refer to Detective Sergeant								
20 Owens; supplemental report and the digital audio recording.								
21								
22 STATEMENTS OF W11								
23								
24 W11 said he was housed in 6B on the night of the incident and he								
25 is still housed there. W11 said he has already provided								
26 statements to Sheriff's Investigators about the incident. Detective								
27 Sergeant Owens asked if anyone else has talked to him about the								
28 incident. W11 said other inmates and correctional deputies have								
29 made comments about the incident when the TV's were playing news								
30 stations that were reporting the occurrence. W11 said it was								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>09/15/15 1859</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>1</b>	OF <b>7</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 casual conversations between inmates and sometimes correctional								
2 deputies.								
3								
4 Detective Sergeant Owens asked W11 if anyone, including								
5 correctional deputies, made any threats to him or other inmates about								
6 the incident. W11 told us he had not been threatened in any								
7 way, and did not observe anyone else getting threatened.								
8								
9 STATEMENTS OF W26								
10								
11 After talking with W11 we met with W26 in the same								
12 interview room on the 5th floor. We introduced our selves as								
13 Sheriff's Detectives and asked if he would talk to us. I used my								
14 digital recorder to document the interview. This is a summary of the								
15 statements, for complete details refer to the digital recording.								
16								
17 W26 said he was housed in 6B on the night of the incident, and								
18 is still housed there. I asked W26 if he already talked with a								
19 Sheriff's Investigator. W26 said he already spoke with a								
20 Sheriff's Investigator. I asked W26 if anyone else has talked								
21 to him about the case. W26 said, "No." I asked W26 if								
22 anyone has tried to persuade him or anyone else about the case. W26								
23 said, "No." Detective Sergeant Owens asked W26 if he								
24 would tell us if anyone had. W26 said, "Yeah." I asked W26								
25 if there was anything he wanted to talk to us about. W26								
26 told me he did not want to talk to us about anything.								
27								
28 I ended the interview with W26 .								
29								
30 STATEMENTS OF W33								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 09/15/15 1859	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/17/15 1559	PAGE 2	OF 7

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	After talking with W26 we contacted W33 . Detective							
3	Sergeant Owens interviewed W33 . For complete details							
4	refer Detective Sergeant Owens; supplemental report and the digital							
5	audio recordings.							
6								
7	Detective Sergeant Owens introduced us as Sheriff;s Investigators and							
8	asked to talk with W33 . W33 said he was							
9	housed in 6B on the night of the incident. He said he already spoke							
10	with Sheriff;s Investigators. W33 said no one approached							
11	him about the incident and he did not see anyone being threatened							
12	about this case.							
13								
14	W33 said he heard about an inmate who was house in 5C who							
15	was threatened by a custody deputy. W33 said the							
16	custody deputy told the inmate, ;You better take your fuckin meds,							
17	I;ll fuck you up, tear you up, and knock you down.;							
18								
19	W33 said the inmate who was threatened was and							
20	described him as having a ;crazy eye; and further explained the fact							
21	that he had a stutter when he spoke. W33 said the							
22	custody deputy was African America.							
23								
24	W33 said he heard about the threat from another inmate							
25	who had sat with in court holding tanks 9/10/15. That inmate							
26	(only identified as ) told W33 what had							
27	said to him in the holding tanks.							
28								
29	STATEMENTS OF O10							
30								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 09/15/15 1859	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/17/15 1559	PAGE 3	OF 7

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 After talking with W33 , Detective Sergeant Owens and met  
2 with O10 on the 6th floor. We believed O10 was the  
3 ¿Angel¿ W33 was referring to. O10 was housed in  
4 5C. We used an interview room on the 6th floor. I used my digital  
5 recorder to document the conversation. This is a summary of the  
6 interview, for complete details refer to the digital recording.  
7  
8 I introduced Detective Sergeant Owens and I as Sheriff¿s Sergeants.  
9 While talking with O10 , I noticed he had stutter while he  
10 spoke to us. I also noticed when O10 looked at me with his  
11 left eye, his right eye did not focus on me, instead it looked off to  
12 his right. Based on the description provided by W33 , I  
13 believed this was the he described.  
14  
15 I asked O10 if he went to court recently. O10 said he  
16 was in court yesterday on a preliminary hearing. I asked if he spoke  
17 to any other inmates about anything that happened in 5C that he  
18 wanted to talk to us about. At first O10 said he did not have  
19 anything to talk to us about. I again asked O10 if there was  
20 anything that has happened that he wanted to talk to us about. O10  
21 told us about an interaction between him (O10 ) and  
22 Custody Deputy Needham.  
23  
24  
25  
26  
27  
28  
29  
30

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>09/15/15 1859</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>4</b>	OF <b>7</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>				
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1									
2									
3									
4									
5									
6									
7									
8									
9									
10	Days prior to the incident in 6B, O10		was moved to 5C. Two						
11	days ago, on 9/9/15, O10		refused his medication during pill						
12	call. (During pill call nurses hand out prescribed medication to the								
13	inmates.) O10 said he was going to court on 9/10/15 and did								
14	not want to feel drowsy in court from the medication, so he refused								
15	the medication.								
16									
17	Custody Deputy Needham was the dorm officer and observed his								
18	medication refusal. Custody Deputy Needham told O10 , ¿I¿m								
19	going to roll you up; I¿m going to roll you up.¿ Custody Deputy								
20	Needham then locked O10 down for refusing medication. (Lock								
21	down refers to inmates getting sent back to their cell, or being								
22	denied program time if already locked in their cell.) Custody Deputy								
23	Needham told him (O10 ) if he was not going to take his								
24	medication, then he could not come out of his cell for program time.								
25									
26									
27	Detective Sergeant Owens asked O10		if Custody Deputy Needham						
28	threatened him in any way. O10		said, ¿No. not at all.¿ O10						
29	further explained the fact that Custody Deputy Needham had not								
30	threatened him, and never assaulted or hit him. O10 said he								
OFFICER'S NAME <b>Glatz, Bryan C.</b>		ID NUMBER <b>1697</b>	DATE <b>09/15/15 1859</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>5</b>	OF <b>7</b>

REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> SUPPLEMENTAL		Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>		
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>				VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>				
1 was most frustrated with the fact that Custody Deputy Needham was								
2 taking his program time away from him, and he was worried about								
3 getting rolled up out of 5C. O10 is working on his GED in								
4 5C and does not want to lose that opportunity.								
5								
6 I ended the interview with O10 .								
7								
8 SUPPLEMENTAL INVESTIGATION CONTINUED:								
9								
10 I transferred the audio recordings to a CD and attached it to this								
11 report. I copied the audio recordings onto a second CD and booked it								
12 in as evidence. I booked the CD into the Sheriff's Office								
13 Headquarters evidence locker.								
14								
15 PLEOS:								
16								
17 Sergeant Glatz #1697 Supplemental Report								
18 Sergeant Owens #1695 Supplemental Report								
OFFICER'S NAME <b>Glatz, Bryan C.</b>		ID NUMBER <b>1697</b>	DATE <b>09/15/15 1859</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE OF <b>6 7</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

W1	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus:	BPh:	<h2 style="margin: 0;">Office of the Sheriff</h2> <h3 style="margin: 0;">Santa Clara County</h3>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<h2 style="margin: 0;">LOCATION</h2>
1	E	W11	1	CD	N/A	N/A	<h2 style="margin: 0;">BAR CODE</h2>

SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE	<h2 style="margin: 0;">Bar code</h2>
N/A	Sheriff's Headquarters	0	308509	<input type="checkbox"/>	

DESCRIPTION **CD containing audio recordings of W11, W26, W33, O10**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOWSING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOWSING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Glatz, Bryan C.	1697	09/15/15 1859	DET FSS	Rivera, Elbert	1789	09/17/15 1559	7	7

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County ADDITIONAL PARTIES		CASE NO. <b>15-239-0032J</b>
"V" = VICTIM		"R" = REPORTING PARTY		"W" = WITNESS
W57	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 <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>1</b>	OF <b>8</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 1 DVD containing audio recording of inmate interviews from 9/11/15								
4								
5 INVESTIGATION:								
6								
7 On 9/11/15, Lieutenant Rivera advised me that he received information								
8 that inmates were possibly being coerced to change their stories by								
9 correctional deputies on the 6th floor at the Santa Clara County Main								
10 Jail. Several detectives responded to the Main Jail where we								
11 proceeded to the 6th floor to conducted interviews with all inmates								
12 housed in 6B.								
13								
14 Sergeant Mah and I conducted interviews on the 6th floor in interview								
15 room #1. I used my digital recorder to record all of our interviews.								
16 Refer to Sergeant Mah's supplemental report for the interviews that								
17 he conducted.								
18								
19 The following statements are a paraphrased synopsis. Refer to the								
20 attached DVD for a complete statement.								
21								
22 STATEMENTS-9/11/15:								
23								
24 W43								
25								
26 On 9/11/15 at 1508 hours, W43 entered interview room #1. W43								
27 is housed in 6B in cell #5. W43 was housed in 6B the								
28 night of the original incident involving V1 Tyree (8/27/15). W43								
29 provided a statement to a Sheriff's investigator after the								
30 original incident. Since that original interview, W43 spoke								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>2</b>	OF <b>8</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 to Detective Weekes on 9/10/15. W43 said they casually spoke								
2 and Detective Weekes asked him how he felt and asked him about his								
3 general welfare. W43 said the culture has been pretty								
4 solid; since that night and things have been better. W43								
5 has not had any conversation with the correctional staff regarding								
6 the incident with V1 Tyree.								
7								
8								
9 W41								
10								
11 On 9/11/15 at 1513 hours, W41 entered interview room #1. W41								
12 is housed in 6B. W41 has been housed in 6B since March 2015 and								
13 was present in 6B the night of the incident (8/27/15). W41								
14 provided a statement to a Sheriff's investigator after the incident								
15 involving V1 Tyree. Since W41 original statement, nobody has								
16 approached him regarding the incident.								
17								
18 W8								
19								
20 On 9/11/15 at 1515 hours, W8 entered interview room #1. W8								
21 is housed in 6B in cell #17. W8 has been housed in								
22 6B since 2014. W8 was present the night of the incident								
23 involving V1 Tyree. W8 provided a statement to a Sheriff's								
24 investigator after the incident. Since W8 original								
25 statement, several inmates are talking about the incident in general,								
26 but he has not talked anyone about what had happened.								
27								
28 W38								
29								
30 On 9/11/15 at 1519 hours, W38 entered interview room #1. W38								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>3</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	<b>is housed in 6B in cell #17. W38 has been in 6B since</b>							
2	<b>4/2/15 and was present the night of the incident involving V1 Tyree.</b>							
3	<b>W38 provided a statement to a Sheriff's investigator and since</b>							
4	<b>that interview; nobody has approached him to talk about the</b>							
5	<b>incident.</b>							
6								
7	<b>W19</b>							
8								
9	<b>On 9/11/15 AT 1523 hours, W19 entered interview room #1. W19</b>							
10	<b>is housed in 6B in cell #19. W19 has been in 6B</b>							
11	<b>for approximately three months. W19 was present the night</b>							
12	<b>of the incident involving V1 Tyree and provided a statement to a</b>							
13	<b>Sheriff's investigator. Since W19 original statement, he</b>							
14	<b>has not talked to anyone about the incident.</b>							
15								
16	<b>W27</b>							
17								
18	<b>On 9/11/15 at 1540 hours, W27 entered interview room #1. W27</b>							
19	<b>is housed in 6B in cell #4. W27 has been in 6B for</b>							
20	<b>1 year and 2 months. W27 was present the night of the</b>							
21	<b>incident involving V1 Tyree and provided a statement to a Sheriff's</b>							
22	<b>investigator. Since W27 original statement, nobody,</b>							
23	<b>either sheriff or correctional staff has spoken to him about the</b>							
24	<b>incident.</b>							
25								
26	<b>W44</b>							
27								
28	<b>On 9/11/15 at 1540 hours, W44 entered interview room #1. W44</b>							
29	<b>is housed in 6B in cell #8. W44 has been in 6B for 1</b>							
30	<b>year. W44 was present the night of the incident involving V1</b>							
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>4</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	Tyree and provided a statement to a Sheriff's investigator. Since							
2	W44 original statement, nobody, either sheriff or							
3	correctional staff has spoken to him about the incident.							
4								
5	W6							
6								
7	On 9/11/15 at 1544 hours, W6 entered interview room #1. W6							
8	is housed in 6B in cell #6 and has been in 6B for 10 months.							
9	W6 was present the night of the incident involving V1 Tyree							
10	and provided a statement to a Sheriff's investigator. Since W6							
11	original statement, nobody, either sheriff or correctional							
12	staff has spoken to him about the incident.							
13								
14	W21							
15								
16	On 9/11/15 at 1546 hours, W21 entered interview room #1. W21							
17	is housed in 6B in cell #16 and has been in 6B since 9/14/15.							
18	W21 was present the night of the incident involving V1 Tyree and							
19	provided a statement to a Sheriff's investigator (Sergeant Carrasco).							
20	Since W21 original statement, nobody, either sheriff or							
21	correctional staff has spoken to him about the incident.							
22								
23	W9							
24								
25	On 9/11/15 at 1548 hours, W9 entered interview room #1. W9							
26	is housed in 6B in cell #18 and has been in 6B since							
27	November 2014. W9 was present the night of the incident							
28	involving V1 Tyree and provided a statement to a Sheriff's							
29	investigator. Since W9 original statement, nobody, either							
30	sheriff or correctional staff has spoken to him about the incident.							
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>5</b>	OF <b>8</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>W2</b>							
3								
4	<b>On 9/11/15 at 1600 hours, W2 entered interview room #1. W2</b>							
5	<b>is housed in 6B in cell #44 and has been in 6B for 1 year.</b>							
6	<b>W2 was present the night of the incident involving V1</b>							
7	<b>Tyree and provided a statement to a Sheriff's investigator. Since W2</b>							
8	<b>original statement, nobody, either sheriff or correctional</b>							
9	<b>staff has spoken to him about the incident.</b>							
10								
11	<b>W28</b>							
12								
13	<b>On 9/11/15 at 1605 hours, W28 entered interview room #1. W28</b>							
14	<b>is housed in 6B in cell #46 and has been in 6B for 1 year.</b>							
15	<b>W28 was present the night of the incident involving V1 Tyree</b>							
16	<b>and provided a statement to a Sheriff's investigator. Since W28</b>							
17	<b>original statement, nobody, either sheriff or correctional</b>							
18	<b>staff has spoken to him about the incident.</b>							
19								
20	<b>W57</b>							
21								
22	<b>On 9/11/15 at 1615 hours, W57 entered interview room #1. W57</b>							
23	<b>is housed in 6B and has been housed in 6B since 9/8/15. W57</b>							
24	<b>was not present the night of the incident involving V1 Tyree.</b>							
25	<b>I did not ask any further questions.</b>							
26								
27	<b>EVIDENCE:</b>							
28								
29	<b>I transferred all of the audio files from my department issued digital</b>							
30	<b>recorder and placed them onto a DVD. I packaged, sealed the DVD into</b>							
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>6</b>	OF <b>8</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 an envelope and labeled it as evidence item 2. I booked evidence

2 item 2 into the evidence room at Sheriff's Headquarters.

3

4 PLEOS:

5

6 Sergeant Leonard 1875-Supplemental report

7 Sergeant Mah 2055-Supplemental report

OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/16/15 1515</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>7</b>	OF <b>8</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
2	E		1	DVD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Santa Clara County Main Jail			0	308510		<input type="checkbox"/>
DESCRIPTION <b>1 DVD containing digitally recorded audio statements of inmates that were conducted on 9/11/15 by Sgt. Mah and Sgt. Leonard.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Leonard	1875	09/16/15 1515	DET SSM	Rivera, Elbert	1789	09/17/15 1559	8	8

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **THE PURPOSE OF THIS REPORT IS TO ENTER NEW ITEMS OF EVIDENCE THAT WERE**

2 **CREATED BY THE SANTA CLARA COUNTY CRIME LAB.**

3 **END.**

OFFICER'S NAME <b>Durbin, Brian</b>	ID NUMBER <b>7206</b>	DATE <b>09/17/15 904</b>	SHIFT/DAYS OFF <b>DAY SS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>1</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
25	E		1	BLU-RAY DISC	N/A	N/A	<b>LOCATION</b>
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
N/A		SANTA CLARA COUNTY CRIME LAB			0	308694	<input type="checkbox"/>
DESCRIPTION <b>AGENCY EVIDENCE PURPOSES - DATA EXTRACTION FILES OF AGENCY ITEM 307208 / IPHONE 6&amp; AGENCY ITEM 307544 / IPAD 2 - ONE (1) BD-R (BLU--RAY) SLINGLE LAYER DISC</b>							
<b>Bar code</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
26	E		1	BLU-RAY DISC	N/A	N/A	<b>LOCATION</b>
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
N/A		SANTA CLARA COUNTY CRIME LAB			0	308695	<input type="checkbox"/>
DESCRIPTION <b>AGENCY EVIDENEC PURPOSES - DATA EXTRACTION REPORTS OF ITE,S 307208 (IPHONE 6+), 307544 (IPAD 2), 307553 (IPHONE 5S) - ONE (1) BD-R (BLU-RAY) SINGLE LAYER</b>							
<b>Bar code</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
27	E		1	BLU-RAY DISC	N/A	N/A	<b>LOCATION</b>
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
N/A		SANTA CLARA COUNTY CRIME LAB			0	308696	<input type="checkbox"/>
DESCRIPTION <b>AGENCY EVIDENCE PURPOSES - FORENSIC IMAGE OF ITEM 307216 (APPLE MACBOOK LAPTOP) ONE (1) BD-R DL (DUAL LAYER) OPTICAL DISC - *NO REPORTS*</b>							
<b>Bar code</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOWING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
AND		

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOWING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Durbin, Brian	7206	09/17/15 904	DAY SS	Rivera, Elbert	1789	09/17/15 1559	2	3



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
28	E		1	BLU-RAY DISC	N/A	N/A	<b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
N/A		SANTA CLARA COUNTY CRIME LAB			0	308697	<input type="checkbox"/>
DESCRIPTION <b>T/S ENVELOPE CONTAINING ONE BD-R DISC SET CONTAINING : ALL ELECTRONIC REPORTS &amp; DATA FOR THE ANALYSIS OF LAB ITEMS #AA156023 (SAMSUNG GALAXY ) MOBILE PHONE, AS</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
29	E		1	BLU-RAY DISC	N/A	N/A	<b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
N/A		SANTA CLARA COUNTY CRIME LAB			0	308698	<input type="checkbox"/>
DESCRIPTION <b>T/S MANILA ENVELOPECONTAINING ONE (1) BD-R CONT: ALL ELECTRONIC REPORTS &amp; DATA FOR ANALYSIS OF LAB ITEM AA156021 (SAMSUNG CELL PHONE) AS AN EVIDENCE COPY</b>							

OFFICER'S NAME <b>Durbin, Brian</b>	ID NUMBER <b>7206</b>	DATE <b>09/17/15 904</b>	SHIFT/DAYS OFF <b>DAY SS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/17/15 1559</b>	PAGE <b>3</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On September 17, 2015, Detective Brendan Omori and I were assigned as								
4 detectives in the Investigative Services division. At approximately								
5 9:50 p.m., Detective Omori and I met W58 Correctional Deputy Vu Anh								
6 Tran in the administration parking lot at the Main Jail in order to								
7 ask him if he would be willing to be interviewed as part of an								
8 ongoing investigation.								
9								
10 W58 Correctional Deputy Tran asked if he could have a union								
11 representative present for the interview. Detective Omori told W58								
12 Correctional Deputy Tran our interview was being conducted as part of								
13 an ongoing criminal investigation and therefore he was not entitled								
14 to a union representative. W58 Correctional Deputy Tran acknowledged								
15 and agreed to accompany us to Sheriff's Office Headquarters to be								
16 interviewed. Detective Omori and I drove W58 Correctional Deputy								
17 Tran to Sheriff's Office Headquarters and conducted the interview in								
18 Investigative Services interview room #1.								
19								
20 The purpose of interviewing W58 Correctional Deputy Tran was to								
21 conduct follow-up investigation related to a statement provided by								
22 O12 Correctional Deputy Saiyad Nur Hussain. The details of O12								
23 Correctional Deputy Hussain's statement are documented in an original								
24 report from case #15-257-0114J prepared by Detective Omori on								
25 September 18, 2015.								
26								
27 STATEMENT OF W58 VU ANH TRAN:								
28								
29 The following is factually accurate, but not a complete recitation of								
30 what I was personally told. For W58 Correctional Deputy Tran's								
OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/21/15 913</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/21/15 1047</b>	PAGE <b>2</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 entire statement, refer to the audio/video recording subsequently</p> <p>2 booked into evidence as item #1.</p> <p>3</p> <p>4 W58 Correctional Deputy Tran again asked for a [union] representative</p> <p>5 to be present. Detective Omori and I told W58 Correctional Deputy</p> <p>6 Tran our interview was related to an ongoing criminal investigation</p> <p>7 and therefore he was not entitled to a union representative. I told</p> <p>8 W58 Correctional Deputy Tran he was not being detained and free to</p> <p>9 leave at any time. W58 Correctional Deputy Tran acknowledged;</p> <p>10 however at several additional times during the interview he asked</p> <p>11 again for a [union] representative to be present.</p> <p>12</p> <p>13 W58 Correctional Deputy Tran stated he worked on the D team at the</p> <p>14 jail for the past two years. W58 Correctional Deputy Tran stated he</p> <p>15 is friends with O12 Correctional Deputy Hussain and met him through</p> <p>16 work a few years ago. W58 Correctional Deputy Tran stated he and O12</p> <p>17 Correctional Deputy Hussain talk to each other at work, however they</p> <p>18 do not socialize outside of the workplace.</p> <p>19</p> <p>20 W58 Correctional Deputy Tran stated he was aware of the ongoing</p> <p>21 criminal investigation related to the Michael James Tyree homicide.</p> <p>22 W58 Correctional Deputy Tran stated he had several conversations with</p> <p>23 O12 Correctional Deputy Hussain regarding the Michael James Tyree</p> <p>24 homicide. W58 Correctional Deputy Tran initially stated the content</p> <p>25 of these conversations only concerned the fact they both felt bad for</p> <p>26 the families of the arrested Correctional Deputies. W58 Correctional</p> <p>27 Deputy Tran thought the last time he spoke to O12 Correctional Deputy</p> <p>28 Hussain about the Michael James Tyree homicide was an unknown date</p> <p>29 last week. W58 Correctional Deputy Tran stated the conversation</p> <p>30 occurred in-person when they crossed paths at work.</p>								
OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/21/15 913</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/21/15 1047</b>	PAGE <b>3</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 <b>W58 Correctional Deputy Tran initially stated he could not remember if</b>								
3 <b>O12 Correctional Deputy Hussain ever told him he was going to meet</b>								
4 <b>with Jereh Catbagan Lubrin following the death of Michael James</b>								
5 <b>Tyree. W58 Correctional Deputy Tran then stated O12 Correctional</b>								
6 <b>Deputy Hussain might have told him he was going to meet with Jereh</b>								
7 <b>Catbagan Lubrin following the death of Tyree. W58 Correctional</b>								
8 <b>Deputy Tran then stated O12 Correctional Deputy Hussain did in fact</b>								
9 <b>tell him he had met with Jereh Catbagan Lubrin following the death of</b>								
10 <b>Michael James Tyree. W58 Correctional Deputy Tran believed this</b>								
11 <b>meeting occurred at an unknown location in the East Bay. W58</b>								
12 <b>Correctional Deputy Tran stated O12 Correctional Deputy Hussain told</b>								
13 <b>him Jereh Catbagan Lubrin claimed he was innocent. W58 Correctional</b>								
14 <b>Deputy Tran stated he did not know the exact details of the</b>								
15 <b>conversation between O12 Correctional Deputy Hussain and Jereh</b>								
16 <b>Catbagan Lubrin.</b>								
17								
18 <b>W58 Correctional Deputy Tran stated he could not remember if his</b>								
19 <b>conversation(s) with O12 Correctional Deputy Hussain [regarding his</b>								
20 <b>meeting with Jereh Catbagan Lubrin] occurred in-person, on a</b>								
21 <b>telephone call, or via text message. W58 Correctional Deputy Tran</b>								
22 <b>stated his cellular phone has been malfunctioning and did not have</b>								
23 <b>any of his text message conversations with O12 Correctional Deputy</b>								
24 <b>Hussain saved on his phone.</b>								
25								
26 <b>EVIDENCE:</b>								
27								
28 <b>Item #1 - a DVD containing the recorded audio/video interview of W58</b>								
29 <b>Correctional Deputy Tran by Detective Omori and I at Sheriff's Office</b>								
30 <b>Headquarters on September 17, 2015.</b>								
OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/21/15 913</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/21/15 1047</b>	PAGE <b>4</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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- 1
- 2 **P.L.E.O.'s:**
- 3
- 4 **Detective Josh Singleton #1904 - supplemental report**
- 5 **Detective Brendan Omori #1991 - original report**

OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>09/21/15 913</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/21/15 1047</b>	PAGE <b>5</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

W5	Tran Vu Anh Santa Clara County Sheriff's Office	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus: 150 W. Hedding St., San Jose, CA 95110	BPh: (408) 808-4400	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
1	E	W58	1	Recorded interview			BAR CODE

SERIAL NUMBER	LOCATION COLLECTED 55 W. Younger Avenue, San Jose, CA 95110	VALUE 0	LOC CODE 308619	PROCESS EVIDENCE <input type="checkbox"/>	Bar code
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DESCRIPTION **DVD containing audio/video recording of the interview of W58 Vu Anh Tran by Detectives Josh Singleton and Brendan Omori on September 17, 2015.**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY	DATE
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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OFFICER'S NAME Singleton, Joshua	ID NUMBER 1904	DATE 09/21/15 913	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/21/15 1047	PAGE 6	OF 6
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 08-27-2015, I was working as a Detective Sergeant assigned to the								
4 Investigations Division working in the Homicide/Robbery Unit. At								
5 approximately 1500 hours, Sergeant Brown, Jail Detective Ben Breit,								
6 and I continued with this in-custody death investigation by returning								
7 to the Main Jail Facility to conduct interviews of all remaining								
8 inmates housed on the 6th floor.								
9								
10 Sergeant Brown was given two discs by Main Jail Assistant Division								
11 Commander Lieutenant Tim Davis. One disc was jail telephone calls,								
12 and the other, a DVD of video surveillance recorded from the F6 floor								
13 station.								
14								
15 I did not view this DVD video until 08-29-2015.								
16								
17 On 08-29-2015, I reviewed the F6 floor station video surveillance on								
18 my desktop computer. This surveillance footage is captured from a								
19 stationary camera located above the officer's station, and only								
20 records video, not audio. The recorded footage downloaded by								
21 Lieutenant Davis begins on 08-26-2015 at 1745 hours and ends on								
22 08-27-2015 at 0600 hours.								
23								
24 The F6 floor station camera captures the following areas: a portion of								
25 the F6 officer's desk; the hallway leading up to the main doorway								
26 into Module 6B; 8 inmate visiting rooms; and a utility closet, which								
27 officers use as a storage room to place their personal belongings.								
28								
29 The following timeline is only an approximation, as well as a small								
30 summary of events of the 12-hour shift. For specific times and								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1711</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>1</b>	OF <b>4</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 events within the video, refer to actual surveillance video.								
2								
3 APPROXIMATE TIMELINE OF VIDEO AND EVENTS, MODULE 6B:								
4								
5 1745 hours-Dayshift "B" Team officers waiting for Nightshift "D" Team								
6 officers to arrive.								
7								
8 1752 hours-Nightshift "D" Team officers begin arriving on the 6th								
9 floor.								
10								
11 1925 hours-Pill call begins at Module 6B door, ends at 1956 hours.								
12 S1-Lubrin exits Module 6B.								
13								
14 2020 hours-Commissary begins in Module 6B, ends at 2100 hours.								
15 S1-Lubrin exits Module 6B.								
16								
17 2111 hours-Clothing exchange/program time begins, ends at 2215 hrs.								
18 S1-Lubrin exits Module 6B.								
19								
20 2238 hours-Cell searches begin, S1-Lubrin and S2-Farris enter Module								
21 6B.								
22								
23 2248 hours-S3-Rodriguez enters Module 6B.								
24								
25 2309 hours-S-Lubrin, S2-Farris, and S3-Rodriguez exit Module 6B.								
26								
27 0007 hours-S1-Lubrin enters Module 6B alone to perform hourly welfare								
28 checks.								
29								
30 0011 hours-S3-Rodriguez enters Module 6B to assist S1-Lubrin.								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1711</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>2</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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1								
2	<b>0012 hours-S1-Lubrin (per his statement) radios a "Man Down" call.</b>							
3								
4	<b>0013 hours-Jail nurses and other Jail officers arrive on 6th floor,</b>							
5	<b>respond to Module 6B.</b>							
6								
7	<b>0023 hours-San Jose Fire Dept. and Santa Clara Co. EMS arrive on 6th</b>							
8	<b>floor.</b>							
9								
10	<b>0035 hours-Per reports, EMS paramedic pronounces V1-Tyree</b>							
11	<b>dead.</b>							
12								
13	<b>INVESTIGATION CONTINUED:</b>							
14								
15	<b>The remainder of the video continues to show D Team Jail staff, Jail</b>							
16	<b>medical staff, Sheriff Detectives, Medical Examiner-Coroner, and body</b>							
17	<b>removal team enter/exit Module 6B throughout the remainder of the</b>							
18	<b>12-hour surveillance video.</b>							
19								
20	<b>EVIDENCE:</b>							
21								
22	<b>I booked the F6 floor station video into the Sheriff Evidence room.</b>							
23								
24	<b>PLEO's:</b>							
25	<b>Sergeant M. Carrasco #1643-Supplemental report</b>							
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1711</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>3</b>	OF <b>4</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  <b>BAR CODE</b>  Bar code	
30	E		1	DVD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Main Jail, 150 Hedding Street, San Jose			0	308798		<input type="checkbox"/>
DESCRIPTION <b>one DVD of F6 floor station surveillance video, downloaded by Correctional Lt. Tim Davis. Surveillance footage covers 8/26/15 @ 1745 hrs through 8/27/15 @ 0600 hrs.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	09/21/15 1711		Rivera, Elbert	1789	09/22/15 1655	4	4

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff</b> Santa Clara County <b>ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W35</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <span style="float: right;"><input type="checkbox"/> STATE OF CA.</span>					RACE	M F	DOB	AGE	HT	WT
	<b>Tempra Pablo</b>					INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER					
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
ADDRESS			CITY/STATE	ZIP	PHONE		DL NUMBER		STATE		
BUSINESS NAME/SCHOOL NAME AND ADDRESS <b>Sheriff Office (Custody), 55 W Younger</b>			CITY/STATE <b>San Jose, Ca</b>	ZIP <b>95110</b>	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											

<b>W55</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <span style="float: right;"><input type="checkbox"/> STATE OF CA.</span>					RACE	M F	DOB	AGE	HT	WT
	<b>Cuilla Jonathan</b>					INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER					
	VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE										
ADDRESS			CITY/STATE	ZIP	PHONE		DL NUMBER		STATE		
BUSINESS NAME/SCHOOL NAME AND ADDRESS <b>Sheriff Office (Custody), 55 W. Younger</b>			CITY/STATE <b>San Jose, CA</b>	ZIP <b>95110</b>	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 <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1723</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>1</b>	OF <b>4</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 09-10-2015, I was working as a Detective Sergeant assigned to the								
4 Investigations Division working in the Homicide/Robbery Unit. I								
5 drafted two search warrants for the personnel files for Correctional								
6 Officer Pablo Tempra and Correctional Deputy Jonathan Cuilla, herein								
7 referred to as W35-Temptra and W55-Cuilla. At approximately 1200								
8 hours, the search warrants were signed by Judge Helen Williams from								
9 the Santa Clara County Superior Court.								
10								
11 I served a copy of the search warrants to Captain Michael Doty of the								
12 Sheriff's Personnel Division, and he provided me with the necessary								
13 information specified in the warrants.								
14								
15 I drafted two additional search warrants to obtain the personal mobile								
16 telephones for W35-Temptra and W55-Cuilla, and after they've been								
17 seized, to have the data extracted from them. At approximately 1639								
18 hours, the search warrants were signed by Judge Gilbert Brown from								
19 the Santa Clara County Superior Court.								
20								
21 On 09-10-2015, at approximately 1730 hours, I, along with Sergeants								
22 Mah, Leonard, and Glatz, arrived at the Main Jail Facility and waited								
23 in the first floor conference room.								
24								
25 I made contact with Correctional Sergeant Adam Duran and asked him if								
26 he could have W55-Cuilla meet us in the conference room. When								
27 W55-Cuilla entered the room I informed him I had a search warrant to								
28 seize his cell phone and also provided him a copy of the warrant.								
29 W55-Cuilla was very cooperative and handed over his cell phone								
30 (iphone 5).								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1723</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>2</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>We allowed W55-Cuilla to obtain a few telephone numbers from his</b>							
3	<b>contacts, and then Sergeant Glatz took possession of the iphone5 at</b>							
4	<b>approximately 1740 hours.</b>							
5								
6	<b>W55-Cuilla left the conference room at approximately 1745 hours.</b>							
7								
8	<b>I made contact with Correctional Sergeant Adam Duran, again, and asked</b>							
9	<b>if he could have W35-Tempra meet us in the conference room when he</b>							
10	<b>arrived on duty. When W35-Tempra entered the room, I informed him I</b>							
11	<b>had a search warrant to seize his cell phone and also provided him a</b>							
12	<b>copy of the warrant. W35-Tempra was very cooperative and handed over</b>							
13	<b>his cell phone (iphone 6).</b>							
14								
15	<b>We allowed W35-Tempra to obtain a few telephone numbers from his</b>							
16	<b>contacts, and then Sergeant Glatz took possession of the iphone 6 at</b>							
17	<b>approximately 1755 hours.</b>							
18								
19	<b>W35-Tempra left the conference room at approximately 1800 hours.</b>							
20								
21	<b>INVESTIGATION CONTINUED:</b>							
22								
23	<b>We left the Main Jail Facility and returned to the Investigations</b>							
24	<b>Division at Sheriff's Headquarters Building.</b>							
25								
26	<b>Sergeants Mah, Leonard, and Glatz examined the contents of the mobile</b>							
27	<b>devices separately. Refer to their supplemental reports for</b>							
28	<b>details.</b>							
29								
30	<b>EVIDENCE:</b>							
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1723</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>3</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>Sergeant Leonard booked W35-Tempra's cell phone and W55-Cuilla's cell</b>
3 <b>phone into evidence after the examinations were completed.</b>
4
5 <b>PLEO's:</b>
6 <b>Sergeant M. Carrasco #1643-Supplemental report</b>

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1723</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>4</b>	OF <b>4</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 INVESTIGATION:			
2			
3 On 08-28-2015, I was working as a Detective Sergeant assigned to the			
4 Homicide/Robbery Unit within the Sheriff's Investigation Division.			
5 At approximately 1630 hours, I had received an email chain from			
6 Investigations Division Captain Dan Rodriguez regarding the			
7 preliminary findings from Doctor O'Hara's autopsy on V1-Tyree.			
8			
9 The preliminary findings were that V1-Tyree had sustained multiple			
10 blunt force trauma injuries to his body, the most serious being a			
11 severed spleen and liver. Doctor O'Hara said V1-Tyree had basically			
12 bled to death.			
13			
14 Having learned this information, I knew this investigation had now			
15 turned into a homicide investigation. I was contacted via telephone			
16 by Sergeant Quinonez who had just been briefed by Investigations			
17 Lieutenant Rivera regarding Doctor O'Hara's preliminary autopsy			
18 findings. Sergeant Quinonez and I discussed over the telephone what			
19 steps needed to be taken next. He said he would come into the office			
20 to assist in making notifications to the on-call District Attorney			
21 and getting an operations order together for pending search			
22 warrants.			
23			
24 At approximately 2200 hours, Santa Clara County Deputy District			
25 Attorney Lindsay Walsh and DA Investigator Mike Gaynor arrived at the			
26 Sheriff's Office Investigations Division and were briefed on the			
27 latest developments of this in-custody death investigation. DDA			
28 Walsh reviewed my search warrants for content and accuracy.			
29			
30 I drafted one search warrant to obtain personnel files for O01-Lubrin,			
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/21/15 1727	SHIFT/DAYS OFF
SUPERVISORS REVIEW Rivera, Elbert		ID NUMBER 1789	DATE 09/22/15 1655
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 O02-Farris, and O03-Rodriguez to gain information regarding their</p> <p>2 home addresses and other personal information. The search warrant</p> <p>3 was signed by Judge Helen Williams of the Santa Clara County Superior</p> <p>4 Court. After having obtained their personnel files, I drafted three</p> <p>5 separate search warrants to seize items to be located at O01-Lubrin,</p> <p>6 O02-Farris, and O03-Rodriguez residences and persons. The search</p> <p>7 warrant was also signed by Judge Helen Williams of the Santa Clara</p> <p>8 County Superior Court.</p> <p>9</p> <p>10 On 08-29-2015, at approximately 0500 hours, Sergeant Quinonez</p> <p>11 completed an operations order and assembled three teams of Sheriff</p> <p>12 Personnel to execute the warrants.</p> <p>13</p> <p>14 At approximately 0700 hours, I briefed the following personnel for the</p> <p>15 executions of the three search warrants, which were to be executed</p> <p>16 simultaneously, and gave them their assignments.</p> <p>17</p> <p>18 Team 1: (O01-Lubrin residence, )</p> <p>19 Sgt. Leon</p> <p>20 Detective Carroll</p> <p>21 Detective Weekes</p> <p>22 Captain Rodriguez (not at briefing)</p> <p>23</p> <p>24 Team 2: (O02-Farris residence, )</p> <p>25 Sgt. Carrasco</p> <p>26 Sgt. Quinonez</p> <p>27 Detective Briet</p> <p>28</p> <p>29 Team 3: (O03-Rodriguez residence, )</p> <p>30 Sgt. Brown</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1727</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>2</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>Sgt. Davis</b>								
2 <b>DDA Walsh</b>								
3 <b>DA Investigator Gaynor</b>								
4								
5 <b>At the conclusion of the briefing, I provided each team with a copy of</b>								
6 <b>the search warrant.</b>								
7								
8 <b>INVESTIGATION CONTINUED:</b>								
9								
10 <b>At approximately 0800 hours, each team arrived at its pre-designated</b>								
11 <b>location and waited for a marked Sheriff's patrol unit to assist with</b>								
12 <b>providing security at each location.</b>								
13								
14 <b>At approximately 0815 hours, all three search warrants were executed</b>								
15 <b>at their specified locations. For details and seizures of listed</b>								
16 <b>items, refer to supplemental reports.</b>								
17								
18 <b>I assisted briefly at 002-Farris' residence and then returned to</b>								
19 <b>Sheriff's Investigations because I was informed by Sergeant Quinonez</b>								
20 <b>that 001-Lubrin had moved to another residence, and I anticipated</b>								
21 <b>writing another search warrant for this new location</b>								
22								
23								
24 <b>When I returned to Sheriff's Investigations, I was informed 001-Lubrin</b>								
25 <b>had given verbal consent to Team #1 to obtain the items listed in the</b>								
26 <b>search warrant.</b>								
27								
28 <b>Investigation on-going.</b>								
29								
30 <b>PLEO's:</b>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1727</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>3</b>	OF <b>4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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**1 Sergeant M. Carrasco #1643-Supplemental report**

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/21/15 1727</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/22/15 1655</b>	PAGE <b>4</b>	OF <b>4</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 INVESTIGATION:								
2								
3 On 09-03-2015, I was working as a Detective Sergeant assigned to the								
4 Investigations Division working in the Homicide/Robbery Unit. At								
5 approximately 2140 hours, Sergeant Brown and I continued with this								
6 in-custody death investigation by returning to the Main Jail Facility								
7 to conduct interviews with W52-Nishijima and W53-								
8								
9 The following interviews with W52-Nishijima and W53- were								
10 conducted on the first floor in the main conference room. I recorded								
11 both interviews using a digital recording device. The following								
12 statements are summarized, for specific details, refer to actual								
13 recordings.								
14								
15 STATEMENT OF W52-BRENT NISHIJIMA:								
16								
17 W52-Nishijima said his employment as a correctional deputy has spanned								
18 approximately 9 months. For 3 months he worked on dayshift "B" team,								
19 and for the last 6 months he has worked on nightshift "D" team.								
20								
21 W52-Nishijima said his current assignment is working in Module 2C on								
22 the 2nd floor. Module 2C is also known as the infirmary, which								
23 houses inmates with special medical needs. There are also 2 nurses								
24 assigned inside the module at all times.								
25								
26 W52-Nishijima said on 08-26-2015, he began his shift at approximately								
27 1800 hours and after count cleared, he began pill call.								
28 W52-Nishijima estimated pill call usually takes anywhere between 1.5								
29 and 2 hours to complete. W52-Nishijima said after pill call he had								
30 commissary and then program time for the inmates. W52-Nishijima said								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/22/15 1618	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1053	PAGE 2	OF 8

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 program time ended at approximately 2300 hours that night.								
2								
3 W52-Nishijima said approximately 0001 hours, he was relieved for lunch								
4 (he couldn't remember which deputy relieved him for lunch).								
5 W52-Nishijima said when he got to the 1st floor headed toward the								
6 officers' dining room (ODR), he heard over the radio a "Man Down"								
7 medical call originating in Module 6B.								
8								
9 W52-Nishijima said he immediately got on the elevator to respond to								
10 the 6th floor. W52-Nishijima said once he arrived on the 6th floor,								
11 he headed toward Module 6B, but Sergeant Brackett said no more								
12 officers were needed and was told to resume their normal duties.								
13 W52-Nishijima said he never entered Module 6B and got back onto the								
14 elevator and went back to the 1st floor for lunch. W52-Nishijima								
15 said he estimated he was on the 6th floor for less than 1 minute.								
16								
17 After lunch, W52-Nishijima said he returned back to Module 2C for the								
18 remainder of his shift.								
19								
20 I asked W52-Nishijima when he returned to work for his next shift, the								
21 night of 8-27-15, did he speak with any of the deputies (S1-Lubrin,								
22 S2-Farris, or S3-Rodriguez) about the incident. W52-Nishijima said,								
23 "No."								
24								
25 Sergeant Brown asked W52-Nishijima if he knew any of the three								
26 deputies and W52-Nishijima said he had worked with them before, but								
27 doesn't know them on a personal level.								
28								
29 W52-Nishijima had nothing else to add.								
30								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/22/15 1618	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1053	PAGE 3	OF 8

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 STATEMENT OF W53-								
2								
3 W53- said she has been employed for past 9 years by Valley								
4 Medical Center (VMC) as a registered nurse, assigned to the Main Jail								
5 Facility. Her duties include providing medical assistance/treatments								
6 to inmates, providing medication to inmates during pill call, working								
7 the intake booking area, etc. W53- said she works the PM								
8 shift, which is from 1500 to 2300 hours.								
9								
10 On 08-26-15, W53- said she started her shift performing								
11 diabetic calls, and then preparing her cart, getting the medications								
12 together, for pill call. W53- said she gets her floor(s)								
13 assignment when she arrives at work, so it's never the same. On								
14 08-26-15, W53- said she was assigned to the 6th floor for								
15 pill call. W53- said after the (jail) count cleared, she								
16 started her pill call, and arrived on the 6th floor at approximately								
17 1900 hours.								
18								
19 W53- said she started pill call in Module 6A first and went								
20 inside the module to do this. W53- said she went to								
21 Module 6B next and started at approximately 1945 hours, and did it								
22 from the tray slot. I asked W53- what the reason was for								
23 the difference (going inside the module or doing from the tray slot),								
24 and she said it was "easier." W53- said the module officer								
25 for 6B was S1-Lubrin.								
26								
27 I asked W53- if she remembered any particular incidents								
28 that occurred during pill call, and she said there were no incidents,								
29 but she remembered one particular inmate, she identified as V1-Tyree,								
30 who pretended to take his medication. W53- said V1-Tyree								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/22/15 1618	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1053	PAGE 4	OF 8

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 put the cup of medication in his (shirt) pocket, and drank a cup of</p> <p>2 water like he had taken his pills.</p> <p>3</p> <p>4 W53- said she notified S1-Lubrin and told him that V1-Tyree</p> <p>5 had not taken his medication and to get him to come back and either</p> <p>6 show W53- he had taken it, or else she would take his</p> <p>7 medication back. S1-Lubrin was able to get V1-Tyree to come back to</p> <p>8 the Module 6B door. W53- said V1-Tyree sounded upset and</p> <p>9 told her, "I took my medication." W53- told V-Tyree she</p> <p>10 saw him put his medication in his pocket, and he took the cup out his</p> <p>11 pocket and took his medication in front of W53-</p> <p>12</p> <p>13 W53- said she could hear V1-Tyree say something, but didn't</p> <p>14 know what he said specifically. I asked W53- what she</p> <p>15 meant when she referred to V1-Tyree being "upset." W53-</p> <p>16 said V1-Tyree just looked at her and seemed agitated with her. I</p> <p>17 asked W53- if V1-Tyree yelled at her or cursed at her, and</p> <p>18 she said, "I couldn't hear what he was saying." I asked</p> <p>19 W53- if it appeared V-Tyree was angry and she said, "He</p> <p>20 was very agitated."</p> <p>21</p> <p>22 I asked W53- again, if V1-Tyree screamed or yelled at her,</p> <p>23 and she said, "No." I asked if he had threatened her, and she said,</p> <p>24 "No." I asked W53- if V1-Tyree had called her any names</p> <p>25 and she said, "I guess so, but I couldn't hear it."</p> <p>26</p> <p>27 I asked W53- if she noticed if V1-Tyree had any issues</p> <p>28 with S1-Lubrin, and she said, "No." I asked her if it appeared that</p> <p>29 V1-Tyree was following S1-Lubrin's orders, and she said, "Yes." I</p> <p>30 asked W53- if S1-Lubrin touched V1-Tyree at all during the</p>								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/22/15 1618	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1053	PAGE 5	OF 8



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 pill call, and she said, "No." I asked W53- what happened  
2 next and she said V1-Tyree turned away and walked (presumably) back  
3 to his cell. W53- said she continued on with pill call.  
4  
5 I asked W53- if she had any other issues with any other  
6 inmates during pill call, and she said, "No." I asked  
7 W53- if she was familiar with V-Tyree, and she mentioned  
8 she had given him pills (during pill call) about 3 times before and  
9 had no problems with him. W53- did add that V1-Tyree was  
10 "weird" because of the way he would look at you.  
11  
12 I asked W53- if during her previous pill call interactions  
13 with V1-Tyree, did he ever "cheek" his medications, and she said,  
14 "No." I asked W53- if she had any other types of  
15 interactions with V1-Tyree, and she said, "No."  
16  
17 I asked W53- a few questions regarding S1-Lubrin. I asked  
18 her how long she has known S1-Lubrin and she said about 2 years. I  
19 asked W53- what kind of officer S1-Lubrin was, and she  
20 said, "He protects the nurses." I asked her to explain this.  
21 W53- said if the inmates yell at the nurses or give the  
22 nurses a hard time, S1-Lubrin will talk to the inmates. I suggested  
23 S1-Lubrin is quick to come to the nurses' defense and W53-  
24 agreed with me.  
25  
26 I asked W53- if she had ever experienced an inmate yelling  
27 at her, and she said, "Yes." I asked her to explain what happened.  
28 W53- said about 1 year ago on the 7th floor, an inmate,  
29 whom W53- couldn't recall his name, began yelling and  
30 cursing at her because the inmate wanted something, but there was no

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/22/15 1618</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>6</b>	OF <b>8</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
31	E		1	CD			BAR CODE

SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE
	Main Jail Facility, 150 W. Hedding St, San Jose, CA	0	308799	<input type="checkbox"/>

DESCRIPTION	interview on 9/3/15 by Sgt.
one audio CD of W52-Nishijima interview & W53-Carrasco & Sgt. Brown	Bar code

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
--------------------	-------	-------------------------------------------

RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY <input type="checkbox"/> FOLLOWING NAMED PERSON
-------------	---------------------------------------------------------------------------------------------------------------------------------

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	09/22/15 1618		Rivera, Elbert	1789	09/23/15 1053	8	8

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>ATTACHMENTS:</b>								
2								
3 <b>Ramey Warrant for S1-Lubrin, S2-Farris, and S3-Rodriguez (Case file)</b>								
4								
5 <b>INVESTIGATION:</b>								
6								
7 <b>As the lead detective of this in-custody death, I have gathered</b>								
8 <b>information about the events leading up and after V1-Tyree's death by</b>								
9 <b>conducting interviews, reading reports, reviewing the evidence, and</b>								
10 <b>being updated as information becomes available. I have determined,</b>								
11 <b>based on my investigation thus far, there is sufficient probable</b>								
12 <b>cause to believe Sheriff Correctional Deputies Jereh Lubrin, Matthew</b>								
13 <b>Farris, and Rafael Rodriguez violated Penal Code Section 187, murder,</b>								
14 <b>a felony; Penal Code Section 182, conspiracy, a felony; and Penal</b>								
15 <b>Code Section 149, assault under the color of authority, a felony, in</b>								
16 <b>the death of V1-Tyree. From herein, I will refer to the deputies as</b>								
17 <b>S1-Lubrin, S2-Farris, and S3-Rodriguez.</b>								
18								
19 <b>On 09-02-2015, I wrote three separate "Ramey" Arrest Warrants for</b>								
20 <b>S1-Lubrin, S2-Farris, and S3-Rodriguez. I had the Ramey Arrest</b>								
21 <b>Warrants signed by Judge Helen Williams of the Santa Clara County</b>								
22 <b>Superior Court.</b>								
23								
24 <b>INVESTIGATION CONTINUED:</b>								
25								
26 <b>On 09-03-2015, my partner, Sergeant Jason Brown, had completed an</b>								
27 <b>Operations Order and assembled three arrest teams for the execution</b>								
28 <b>of these Ramey warrants. At approximately 0400 hours, Sergeant Brown</b>								
29 <b>and I gave a briefing and assignments to the following Sheriff</b>								
30 <b>personnel:</b>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/22/15 1647</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>1</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>Team 1: (S1-Lubrin residence, )</b>							
3	<b>Capt. Rodriguez</b>							
4	<b>Sgt. Leon</b>							
5	<b>Detective Weekes</b>							
6								
7	<b>Team 2: (S2-Farris residence, )</b>							
8	<b>Lt. Helms</b>							
9	<b>Sgt. Carrasco</b>							
10	<b>Sgt. Quinonez</b>							
11	<b>Detective Weekes</b>							
12								
13	<b>Team 3: (S3-Rodriguez residence, )</b>							
14	<b>Sgt. Brown</b>							
15	<b>Sgt. Davis</b>							
16	<b>Sgt. Cortez</b>							
17								
18	<b>At the conclusion of our briefing, I gave each team a copy of the</b>							
19	<b>Ramey warrant for their specific arrestee. At approximately 0500</b>							
20	<b>hours, all teams assembled at their pre-designated locations. At</b>							
21	<b>approximately 0515 hours, the execution of the Ramey warrants</b>							
22	<b>began.</b>							
23								
24	<b>INVESTIGATION CONTINUED:</b>							
25								
26	<b>At approximately 0530 hours, S2-Farris was arrested without incident</b>							
27	<b>inside his residence and transported back to Sheriff's Investigations</b>							
28	<b>Bureau by Sergeant Quinonez and I in an unmarked detective vehicle.</b>							
29	<b>S2-Farris asked what he was being charged with and we informed him of</b>							
30	<b>the charges. On the drive back to the Sheriff's Headquarters</b>							
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/22/15 1647</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>2</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 building, S2-Farris asked why we hadn't called his attorney because</p> <p>2 he wanted to give a statement about what had happened. S2-Farris</p> <p>3 expressed his disappointment regarding the way he was being treated</p> <p>4 (in terms of how the investigation was being conducted).</p> <p>5</p> <p>6 Once we arrived at Sheriff's Investigation Bureau, S2-Farris was</p> <p>7 placed inside of Interview Room #1, which was being recorded. We</p> <p>8 provided S2-Farris a cup of water and allowed him to gather his</p> <p>9 thoughts.</p> <p>10</p> <p>11 I was informed that S3-Rodriguez had also been arrested without</p> <p>12 incident and was waiting inside Interview Room #3, which was being</p> <p>13 recorded.</p> <p>14</p> <p>15 I was informed that S1-Lubrin was not at the , so</p> <p>16 Team 1 proceeded to his parents' residence, located at</p> <p>17 .</p> <p>18</p> <p>19 At approximately 0635 hours, Sergeant Brown and I entered Interview</p> <p>20 Room #3 to speak with S3-Rodriguez. I read S3-Rodriguez his Miranda</p> <p>21 rights and asked him if he understood each of them and he said,</p> <p>22 "Yes." I asked S3-Rodriguez if he was willing to provide a</p> <p>23 statement and he invoked his right to speak with his attorney before</p> <p>24 providing a statement. We ended our interview with S3-Rodriguez at</p> <p>25 0640 hours.</p> <p>26</p> <p>27 At approximately 0651 hours, Sergeant Brown and I entered Interview</p> <p>28 Room #1 to speak with S2-Farris. Sergeant Brown read S2-Farris his</p> <p>29 Miranda rights to him and asked if he understood each of them and he</p> <p>30 said, "Yes." Sergeant Brown asked S2-Farris if he was willing to</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/22/15 1647</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>3</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 provide a statement and he invoked his right to speak with his								
2 attorney before providing a statement. We ended our interview with								
3 S2-Farris at 0655 hours.								
4								
5 Sergeant Brown had previously contacted Corrections Captain Beliveau								
6 for the booking of S2-Farris and S3-Rodriguez into the Main Jail.								
7								
8 At approximately 0715 hours, I received a voicemail message on my								
9 office desk phone from _____, attorney for S1-Lubrin.								
10 said she had heard S2-Farris and S3-Rodriguez had been arrested and								
11 had been contacted by S1-Lubrin. _____ said she instructed								
12 S1-Lubrin to self-surrender to Sheriff Investigators at the Main								
13 Jail.								
14								
15 At approximately 0720 hours, Sergeant Brown and I drove to the Main								
16 Jail to look for S1-Lubrin. At approximately 0725 hours, Sergeant								
17 Brown was contacted by Correctional Sergeant Eric Liddle in the Main								
18 Jail Administrative parking lot, who indicated S1-Lubrin would								
19 surrender to Sergeant Liddle across the street in the county parking								
20 lot located at 70 West Hedding Street.								
21								
22 Sergeant Brown and I followed Sergeant Liddle in our unmarked								
23 Detective vehicle to the parking lot across the street from the Main								
24 Jail and located S1-Lubrin. S1-Lubrin, who was seated on a cement								
25 parking block with a female standing next to him, was taken into								
26 custody without incident. We transported S1-Lubrin back to Sheriff's								
27 Investigations and placed him in Interview Room #2, which was being								
28 recorded.								
29								
30 At approximately 0756 hours, Sergeant Brown and I entered Interview								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/22/15 1647</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>4</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 Room #2 to speak with S1-Lubrin. I read S1-Lubrin his Miranda rights  
2 and asked him if he understood each of them and he said, "Yes." I  
3 asked S1-Lubrin if he was willing to provide a statement and he  
4 invoked his right to speak with his attorney before providing a  
5 statement. We ended our interview with S1-Lubrin at 0757 hours.  
6  
7 At approximately 0820 hours, Sergeant Brown and I drove S1-Lubrin to  
8 the Main Jail and booked him for the listed offenses stated in the  
9 Ramey warrant.  
10  
11 Investigation on-going.  
12  
13 EVIDENCE:  
14  
15 I downloaded the video footage from Interview Rooms #1, #2, and #3  
16 onto a disc and booked them into the Sheriff's Evidence room.  
17  
18 PLEO's:  
19 Sergeant M. Carrasco #1643-Supplemental report

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/22/15 1647</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>5</b>	OF <b>6</b>
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REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
32	E		1	DVD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Sheriff Investigations, Interview room #1			0	308794		<input type="checkbox"/>
DESCRIPTION <b>one DVD of S2-Farris in interview room #1 on 9/3/15</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
33	E		1	DVD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Sheriff Investigations, Interview room #3			0	308795		<input type="checkbox"/>
DESCRIPTION <b>one DVD of S3-Rodriguez in interview room #3 on 9/3/15</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
34	E		1	DVD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Sheriff Investigations, Interview room #2			0	308796		<input type="checkbox"/>
DESCRIPTION <b>one DVD of S1-Lubrin in interview room #2 on 9/3/15</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF	
Carrasco, Marcus A.	1643	09/22/15	1647	Rivera, Elbert	1789	09/23/15	1053	6	6

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>INVESTIGATION:</b>								
2								
3 <b>On 09-23-2015, I was working as a Detective Sergeant assigned to the</b>								
4 <b>Investigations Division working in the Homicide/Robbery Unit.</b>								
5 <b>Previously, on 08-28-15, a search warrant was signed by Judge Helen</b>								
6 <b>Williams of the Santa Clara County Superior Court, to obtain</b>								
7 <b>S1-Lubrin, S2-Farris, and S3-Rodriguez personnel files. A copy of</b>								
8 <b>this search warrant was given to Sheriff's Captain Michael Doty and</b>								
9 <b>he said it would take a few weeks to obtain the documents stipulated</b>								
10 <b>in the warrant.</b>								
11								
12 <b>Captain Doty provided me with one manila envelope with S1-Lubrin name</b>								
13 <b>on it, one manila envelope with S2-Farris name on it, and one manila</b>								
14 <b>envelope with S3-Rodriguez name on it. Additionally, Captain Doty</b>								
15 <b>provided me with a DVD, titled "P&amp;T files: Lubrin, Farris,</b>								
16 <b>Rodriguez." On this DVD are documents from the Corrections Academy</b>								
17 <b>attended by all three recruits.</b>								
18								
19 <b>EVIDENCE:</b>								
20								
21 <b>I booked the three manila envelopes and DVD into the Sheriff's</b>								
22 <b>Evidence room.</b>								
23								
24 <b>PLEO's:</b>								
25 <b>Sergeant M. Carrasco #1643-Supplemental report</b>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/23/15 1008</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>1</b>	OF <b>3</b>

REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
35	E		1	personnel documents			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>one manila envelope with O01-Lubrin</b> <b>personnel documents</b>							
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		<b>Sheriff's Personnel Division, 55 W Younger, SJ, 95110</b>			0	308803	<input type="checkbox"/>
DESCRIPTION <b>one manila envelope with O02-Farris</b> <b>personnel documents</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
36	E		1	personnel documents			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>one manila envelope with O03-Rodriguez</b> <b>personnel documents</b>		SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		<b>Sheriff's Personnel Division, 55 W Younger, SJ, 95110</b>			0	308805	<input type="checkbox"/>		

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Carrasco, Marcus A.</b>	<b>1643</b>	<b>09/23/15 1008</b>		<b>Rivera, Elbert</b>	<b>1789</b>	<b>09/23/15 1053</b>	<b>2</b>	<b>3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
38	E		1	DVD			BAR CODE
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		<b>Sheriff's Personnel Division, 55 W          Younger, SJ, 95110</b>			0	308806	<input type="checkbox"/>
DESCRIPTION <b>one DVD titled "P&amp;T files" Lubrin, Farris, Rodriguez. Contents include Academy paperwork for all three subjects</b>							
Bar code							

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/23/15 1008</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1053</b>	PAGE <b>3</b>	OF <b>3</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **SUPPLEMENTAL INVESTIGATION:**

2

3 **On 9/22/15, while reviewing my supplemental report that I wrote on**

4 **8/31/15, I noticed that I wrote the wrong serial number for evidence**

5 **item 3 (bar code 307542). I wrote serial number as** **The**

6 **correct serial number is**

7

8 **PLEO:**

9

10 **Sergeant Leonard 1875-Supplemental report**

OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>09/23/15 1228</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1305</b>	PAGE <b>1</b>	OF <b>1</b>
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REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County ADDITIONAL PARTIES		CASE NO. <b>15-239-0032J</b>					
		"V" = VICTIM		'R" = REPORTING PARTY		"W" = WITNESS		"O" = OTHER			
<b>O12</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)			STATE OF CA.		RACE	M F	DOB	AGE	HT	WT
	<b>HUSSAIN Saiyad Nur</b>					INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER					
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE											
ADDRESS			CITY/STATE		ZIP	PHONE		DL NUMBER		STATE	
BUSINESS NAME/SCHOOL NAME AND ADDRESS			CITY/STATE		ZIP	PHONE		SSN			
<b>Sheriff's Office/55 W.Younger Avenue</b>			<b>San Jose/CA</b>		<b>95110</b>	<b>(408) 808-4400</b>					
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 <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/23/15 1325</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1426</b>	PAGE <b>1</b>	OF <b>9</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL REPORT								
2								
3								
4 ATTACHMENTS:								
5								
6 1.CD containing audio recordings of O12 Saiyad HUSSAIN's statement on								
7 September 17, 2015 from two separate digital recorders.								
8								
9 2.CD containing video recording of O12 Saiyad HUSSAIN's statement on								
10 September 17, 2015.								
11								
12 3.Copy of search warrant (sealed)								
13								
14 INVESTIGATION CONTINUED:								
15								
16 On September 15, 2015, the Honorable Javier Alcala, Judge of the Santa								
17 Clara County Superior Court, reviewed and authorized to search the								
18 Santa Clara County Jails, the person of Santa Clara County Sheriff's								
19 Office Correctional Deputy Saiyad HUSSAIN [hereinafter referred to as								
20 O12 HUSSAIN] and any vehicle under O12 HUSSAIN's dominion and control								
21 for cellular phones, tablets, memory cards and any other electronic								
22 storage media and the subsequent examination of those items.								
23								
24 On September 17, 2015, I was assigned as a Detective in the Sheriff's								
25 Office Investigative Services Division. At approximately 05:15 PM,								
26 O12 HUSSAIN arrived at work in preparation for his shift that night.								
27 Sergeants Kelvin Mah #2055 and Roy Leonard #1875 informed O12 HUSSAIN								
28 that a search warrant was issued to seize his cellular phone and								
29 examine it. O12 HUSSAIN provided Sergeant Leonard with his cellular								
30 phone, described as a black Sprint Samsung Galaxy Note 3 (Model								
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/23/15 1325</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1426</b>	PAGE <b>2</b>	OF <b>9</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 #SM-N900P) with IMSI and Mobile Directory Number								
2 (MDN) of . 012 HUSSAIN informed Sergeant Leonard that								
3 he would provide his pass code once a copy of the search warrant was								
4 provided to him. 012 HUSSAIN agreed to be interviewed by Sheriff's								
5 Office Detectives to Headquarters.								
6								
7 At approximately 1742 hours, Detective Singleton and I conducted the								
8 interview of 012 HUSSAIN in the Investigative Services Interview Room								
9 #1. I provided 012 HUSSAIN with a copy of the search warrant to seize								
10 and examine his cellular phone. 012 HUSSAIN subsequently provided								
11 Sergeant Leonard with his pass code. The interview of 012 HUSSAIN was								
12 digitally recording using two separate digital recorders as well as								
13 the video recording equipment installed in Interview Room #1. The								
14 following is a factually accurate summary, but not a complete								
15 recitation of what I was personally told. Refer to the audio/video								
16 recordings associated to this interview for the entire statement.								
17								
18 STATEMENT OF 012 SAIYAD HUSSAIN:								
19								
20 I advised 012 HUSSAIN that he was not detained, not under arrest and								
21 was free to leave at any time. I advised 012 HUSSAIN that this was a								
22 criminal investigation and that he was not entitled to have a union								
23 representative present. I also informed 012 HUSSAIN that he could								
24 have an attorney present if he wished. I provided 012 HUSSAIN with a								
25 copy of a property receipt for the seizure of 012 HUSSAIN's cellular								
26 phone.								
27								
28 012 HUSSAIN stated that he has been employed by the Sheriff's Office								
29 as a Correctional Deputy since May 5, 2008. 012 HUSSAIN indicated								
30 that the morale in the Sheriff's Office Custody Division is low and								
OFFICER'S NAME Omori, Brendan	ID NUMBER 1991	DATE 09/23/15 1325	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1426	PAGE 3	OF 9



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 that there is resentment towards the Sheriff's Office Administration  
2 for the manner in which the incident involving Correctional Deputies  
3 S01 Jereh LUBRIN, S02 Matthew FARRIS and S03 Rafael RODRIGUEZ was  
4 handled.  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21 012 HUSSAIN stated that the Custody Division has a Use of Force  
22 General Order that outlines a continuum. 012 HUSSAIN stated the  
23 Custody Use of Force continuum is as follows: 1.) command presence,  
24 2.) verbal commands, 3.) control holds, 4.) pepper spray, 5.) less  
25 lethal and 6.) deadly force. 012 HUSSAIN self-characterized himself  
26 as "firm and fair" and that he never had a personal issue with an  
27 inmate or fellow Correctional Deputy. When questioned on being a  
28 mentor on how to use force, 012 HUSSAIN stated that he only  
29 demonstrated ways to apply a twist lock on an individual.  
30

OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/23/15 1325</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1426</b>	PAGE <b>4</b>	OF <b>9</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 012 HUSSAIN stated that S01 LUBRIN, S01 FARRIS and S03 RODRIGUEZ were</p> <p>2 good guys, but younger guys. 012 HUSSAIN stated that he [001</p> <p>3 HUSSAIN] was friends with S01 LUBRIN since 2013, but they do not</p> <p>4 socialize outside of the workplace. 012 HUSSAIN has S01 LUBRIN's</p> <p>5 contact information in his cellular phone. 012 HUSSAIN described S01</p> <p>6 LUBRIN as a "good dude." 012 HUSSAIN stated that he called, texted</p> <p>7 and met with S01 LUBRIN after the "situation" happened [referring to</p> <p>8 Michael Tyree's death]. 012 HUSSAIN stated that he did not know that</p> <p>9 S01 LUBRIN's phone was taken by Sheriff's Office Detectives. 012</p> <p>10 HUSSAIN admitted that he met with 012 HUSSAIN prior to his arrest on</p> <p>11 September 3, 2015, but not after his arrest. 012 HUSSAIN was present</p> <p>12 at S01 LUBRIN's initial court date.</p> <p>13</p> <p>14 012 HUSSAIN stated that he is friends with Correctional Deputy</p> <p>15 Rodriguez, but they do not socialize outside of the workplace. 012</p> <p>16 HUSSAIN has Correctional Deputy Rodriguez' contact information in his</p> <p>17 cellular phone, but does not have contact information for S02 FARRIS.</p> <p>18 012 HUSSAIN stated that he never thought S01 LUBRIN would do</p> <p>19 something like that and thought he [S01 LUBRIN] didn't do it</p> <p>20 [referring to the death of Michael Tyree]. 012 HUSSAIN stated that he</p> <p>21 never observed S01 LUBRIN and S03 RODRIGUEZ lose their tempers. 012</p> <p>22 HUSSAIN characterized S02 FARRIS as being mellow and indicated that</p> <p>23 he [S02 FARRIS] had good command presence with inmates due to his</p> <p>24 stature.</p> <p>25</p> <p>26 012 HUSSAIN stated that there is only one camera at each floor, which</p> <p>27 is near the floor station and only points in the direction of the B</p> <p>28 Modules. Hypothetically, if an incident were to happen outside the</p> <p>29 view of the B Module door, then the incident would not be captured on</p> <p>30 the video surveillance camera. 012 HUSSAIN stated, "You see nothing,</p>								
OFFICER'S NAME Omori, Brendan	ID NUMBER 1991	DATE 09/23/15 1325	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1426	PAGE 5	OF 9

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 nothing at all." When asked about jail culture and terminology, 012</p> <p>2 HUSSAIN stated that the term "heavy-handed" indicates that a</p> <p>3 Correctional Deputy is not afraid to go "hands-on" with an inmate.</p> <p>4 012 HUSSAIN stated that Correctional Deputies are not trained to use</p> <p>5 kicking as a method to gain an inmate's compliance, but can be used</p> <p>6 in emergency situations. 012 HUSSAIN stated that control holds, such</p> <p>7 as twist-locks, are used for the purpose of gaining compliance and</p> <p>8 not to injure an inmate. 012 HUSSAIN stated that the term "twisting</p> <p>9 someone up" indicates the use of a twist-lock. 012 HUSSAIN stated</p> <p>10 that he has never heard another Correctional Deputy talking about</p> <p>11 intentionally injuring an inmate. 012 HUSSAIN stated that it is not</p> <p>12 the culture in the jails to joke with each other over text messages</p> <p>13 about use of force incidents.</p> <p>14</p> <p>15 012 HUSSAIN stated his email account is 012</p> <p>16 HUSSAIN stated that he did not erase or reset his phone to factory</p> <p>17 settings. 012 HUSSAIN stated that he texted with S01 LUBRIN following</p> <p>18 the Michael Tyree's death, but did not remember the exact date or</p> <p>19 time. 012 HUSSAIN indicated that he was simply asking about S01</p> <p>20 LUBRIN's welfare and that the text messages should still be on his</p> <p>21 phone. 012 HUSSAIN initially stated that he did not delete any text</p> <p>22 messages between himself [012 HUSSAIN] and S01 LUBRIN.</p> <p>23</p> <p>24 Note: During the interview of 012 HUSSAIN, Sergeant Mah conducted the</p> <p>25 data extraction from 012 HUSSAIN's black Sprint Samsung Galaxy Note</p> <p>26 3. 012 HUSSAIN's cellular phone only showed 163 text messages between</p> <p>27 August 9, 2015 and September 17, 2015. All conversations prior to</p> <p>28 August 9, 2015 were deleted. There were two text conversations with</p> <p>29 phone number , which was one of the numbers listed</p> <p>30 under the contact "Lubrin." In those text message threads, the</p>								
OFFICER'S NAME Omori, Brendan	ID NUMBER 1991	DATE 09/23/15 1325	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1426	PAGE 6	OF 9

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 individual using phone number identifies herself as</p> <p>2 (wife). O12 HUSSAIN's phone had obvious gaps between</p> <p>3 dates and conversations, which suggest that O12 HUSSAIN purposefully</p> <p>4 deleted certain conversations including his conversations with S01</p> <p>5 LUBRIN.</p> <p>6</p> <p>7 O12 HUSSAIN eventually admitted that he [O12 HUSSAIN] deleted his text</p> <p>8 threads with S01 LUBRIN, but could not explain why. O12 HUSSAIN</p> <p>9 indicated that he had additional text conversations with S01 LUBRIN</p> <p>10 prior to when he "went in" [referring to his incarceration on</p> <p>11 September 3, 2015]. O12 HUSSAIN again stated that he met with S01</p> <p>12 LUBRIN after they [S01 LUBRIN, et al.] were placed on administrative</p> <p>13 leave. O12 HUSSAIN stated that he met with S01 LUBRIN and his wife at</p> <p>14 the San Leandro Marina. O12 HUSSAIN stated that he told S01 LUBRIN to</p> <p>15 contact S02 FARRIS and S03 RODRIGUEZ to also attend the meeting, but</p> <p>16 neither showed up. O12 HUSSAIN stated that nobody else heard or was</p> <p>17 present at the meeting. O12 HUSSAIN stated that S01 LUBRIN's wife</p> <p>18 stayed inside the vehicle while O12 HUSSAIN and S01 LUBRIN spoke</p> <p>19 outside the vehicle for 45 minutes to an hour. O12 HUSSAIN stated he</p> <p>20 wanted to find out if S01 LUBRIN really killed Michael Tyree. S01</p> <p>21 LUBRIN proclaimed his innocence according to O12 HUSSAIN at the</p> <p>22 meeting. S01 LUBRIN stated that he was simply doing his job and now</p> <p>23 was being arrested for it. S01 LUBRIN stated that he only put hand on</p> <p>24 Michael Tyree during a pat search of Tyree's person. O12 HUSSAIN</p> <p>25 stated that S01 LUBRIN, S02 FARRIS and S03 RODRIGUEZ left after</p> <p>26 finishing the "window bar check" of Michael Tyree's jail cell.</p> <p>27</p> <p>28 O12 HUSSAIN told S01 LUBRIN to keep his story straight and present the</p> <p>29 same story each time. O12 HUSSAIN had a 45 minute to an hour</p> <p>30 conversation with S01 LUBRIN, but could only remember approximately 5</p>								
OFFICER'S NAME Omori, Brendan	ID NUMBER 1991	DATE 09/23/15 1325	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/23/15 1426	PAGE 7	OF 9

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 minutes of the conversation. 012 HUSSAIN could not explain why he								
2 needed to meet with S01 LUBRIN at the San Leandro Marina instead of								
3 simply calling him [S01 LUBRIN].								
4								
5 012 HUSSAIN stated that Correctional Deputies are trained to conduct								
6 jail cell searches with three Deputies. 012 HUSSAIN indicated that								
7 during a jail cell search, one Deputy will remain with the inmate,								
8 one Deputy will conduct the search of the cell and the third Deputy								
9 will stand by the door. 012 HUSSAIN stated that it is standard to								
10 search one jail cell at a time and there was no reason for the cell								
11 door to be shut while Deputies are searching the cell.								
12								
13 EVIDENCE:								
14								
15 Item #4 - Described as a CD containing audio recordings of 012								
16 HUSSAIN's statement on September 17, 2015 from two separate digital								
17 recorders. I later processed and booked the CD into evidence at								
18 Sheriff's Office Headquarters.								
19								
20 Item #5 - Described as a CD containing video recording of 012								
21 HUSSAIN's statement on September 17, 2015. I later processed and								
22 booked the CD into evidence at Sheriff's Office Headquarters.								
23								
24 ---END OF REPORT---								
25								
26 PLEO:								
27 Detective B. Omori #1991 - Supplemental Report								
28 Detective J. Singleton #1904 - Assist								
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>09/23/15 1325</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/23/15 1426</b>	PAGE <b>8</b>	OF <b>9</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

012	<b>HUSSAIN</b> <b>Saiyad Nur</b> <b>Sheriff's Office</b>	<input type="checkbox"/> STATE OF CA.	Res: RPh: Bus: <b>55 W.Younger Avenue, San Jose, CA</b>	BPh: <b>(408) 808-4400</b>	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
4	E	O12	1	CD			
SERIAL NUMBER		LOCATION COLLECTED <b>Sheriff's Office/55 W. Younger Ave, San Jose, CA</b>			VALUE <b>0</b>	LOC CODE <b>0</b>	
DESCRIPTION <b>CD containing audio recordings of O12 HUSSAIN's statement on September 17, 2015 from two separate digital recorders.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
5	E	O12	1	CD			
SERIAL NUMBER		LOCATION COLLECTED <b>Sheriff's Office/55 W. Younger Ave, San Jose, CA</b>			VALUE <b>0</b>	LOC CODE <b>0</b>	
DESCRIPTION <b>CD containing video recording of O12 HUSSAIN's statement on September 17, 2015.</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
<b>Omori, Brendan</b>	<b>1991</b>	<b>09/23/15 1325</b>	<b>II FSS</b>	<b>Rivera, Elbert</b>	<b>1789</b>	<b>09/23/15 1426</b>	<b>9</b>	<b>9</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff          Santa Clara County          ADDITIONAL PARTIES</b>	CASE NO. <h1 style="margin:0;">15-239-0032J</h1>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W25</b>	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							

<b>W37</b>	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 <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II      SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>1</b>	OF <b>19</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>STATEMENT OF WITNESS 25</b>							
3								
4	<b>Sgt. Brown:</b>	<b>¿ a recorder so I can record what we're saying.</b>						
5	<b>W25</b>	<b>Oh all right, all right.</b>						
6	<b>Sgt. Brown:</b>	<b>No problem?</b>						
7	<b>W25</b>	<b>No.</b>						
8	<b>Sgt. Brown:</b>	<b>I'm Sergeant Brown with the Sheriff's Office.</b>						
9	<b>W25</b>	<b>Yeah.</b>						
10	<b>Sgt. Brown:</b>	<b>Can you say your name for me?</b>						
11	<b>W25</b>	<b>Uh, .</b>						
12	<b>Sgt. Brown:</b>	<b>And what's your birthday</b>						
13	<b>W25</b>							
14	<b>Sgt. Brown:</b>	<b>What cell are you in?</b>						
15	<b>W25</b>	<b>I¿m up on the top. I'm not sure.</b>						
16	<b>Sgt. Brown:</b>	<b>You're on the top? You're not sure which one it is?</b>						
17	<b>W25</b>	<b>No.</b>						
18	<b>Sgt. Brown:</b>	<b>All right. Did you see us here this morning?</b>						
19	<b>W25</b>	<b>I'm not sure. Well I seen a whole bunch of people¿.</b>						
20	<b>Sgt. Brown:</b>	<b>Oh ok, you saw a whole bunch of people this morning.</b>						
21	<b>Did you know what happened?</b>							
22	<b>W25</b>	<b>No.</b>						
23	<b>Sgt. Brown:</b>	<b>You have no idea what happened down there?</b>						
24	<b>W25</b>	<b>No. No.</b>						
25	<b>Sgt. Brown:</b>	<b>Uhm. Let¿s talk about last night. Not this morning,</b>						
26	<b>but last night.</b>							
27	<b>W25</b>	<b>I don¿t know what happen?</b>						
28	<b>Sgt. Brown:</b>	<b>You guys had pill call, do you get pill call?</b>						
29	<b>W25</b>	<b>Yeah.</b>						
30	<b>Sgt. Brown:</b>	<b>It was like say 7:30, does that sound about right?</b>						
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>3</b>	OF <b>19</b>

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1	W25	Yeah.						
2	Sgt. Brown:	After pill call you guys did clothing exchange,						
3		right?						
4	W25	Yeah, Canteen too.						
5	Sgt. Brown:	Canteen too?						
6	W25	Yeah.						
7	Sgt. Brown:	When you did clothing exchange do you go down to the						
8		officer;s station to get clothes or do they bring it to your cell?						
9	W25	No. We go down there where the Canteen is at.						
10	Sgt. Brown:	OK. So, you go down where the Canteen is at; you pick						
11		up your clothes;						
12	W25	and in the canteen, the same place.						
13	Sgt. Brown:	And the canteen, and you go back to your cell,						
14		right?						
15	W25	Yeah.						
16	Sgt. Brown:	When you went back to your cell, and changed your						
17		clothes, right?						
18	W25	Yeah.						
19	Sgt. Brown:	Did the officers come and pick up your old clothes?						
20	W25	No, we give it all then right there. And they give us						
21		a roll and all the clothes right there. We, we, we, we roll						
22		ourselves up with a sheet.						
23	Sgt. Brown:	So you roll it all up with a sheet? All your						
24		clothes?						
25	W25	We take it all off and give it to them, and, and put a						
26		sheet around us.						
27	Sgt. Brown:	Where does that take place? Downstairs in the						
28		Canteen?						
29	W25	Downstairs where they give the Canteen.						
30	Sgt. Brown:	OK. So you give em your clothes, take new clothes and						
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>4</b>	OF <b>19</b>

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1	<b>Canteen.</b>							
2	<b>W25</b>	<b>Yeah.</b>						
3	<b>Sgt. Brown:</b>	<b>And you go back to your cell.</b>						
4	<b>W25</b>	<b>Yeah.</b>						
5	<b>Sgt. Brown:</b>	<b>And you put your clothes on, Right.</b>						
6	<b>W25</b>	<b>Yeah.</b>						
7	<b>Sgt. Brown:</b>	<b>OK. A little bit later did the officers come and</b>						
8	<b>search your cell for extras?</b>							
9	<b>W25</b>	<b>Yeah, Yeah. After, after Canteen. After we have,</b>						
10	<b>after we got our Canteen in our room.</b>							
11	<b>Sgt. Brown:</b>	<b>And this before lights out, right?</b>						
12	<b>W25</b>	<b>Yeah.</b>						
13	<b>Sgt. Brown:</b>	<b>Did they search your cell?</b>						
14	<b>W25</b>	<b>Yeah.</b>						
15	<b>Sgt. Brown:</b>	<b>How many officers were there?</b>						
16	<b>W25</b>	<b>Two.</b>						
17	<b>Sgt. Brown:</b>	<b>Two officers searched your cell?</b>						
18	<b>W25</b>	<b>Yeah.</b>						
19	<b>Sgt. Brown:</b>	<b>Do you know who they were?</b>						
20	<b>W25</b>	<b>No, I remember how they looked like, but I don't know</b>						
21	<b>who they are.</b>							
22	<b>Sgt. Brown:</b>	<b>What did they look like?</b>						
23	<b>W25</b>	<b>One is like Asian with no hair.</b>						
24	<b>Sgt. Brown:</b>	<b>Dark skin?</b>						
25	<b>W25</b>	<b>Yeah.</b>						
26	<b>Sgt. Brown:</b>	<b>OK. Is he the guy that normally works in that unit?</b>						
27	<b>W25</b>	<b>Yeah. Yeah.</b>						
28	<b>Sgt. Brown:</b>	<b>Ok, you don't know his name?</b>						
29	<b>W25</b>	<b>No.</b>						
30	<b>Sgt. Brown:</b>	<b>OK. What about the other guy?</b>						
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>5</b>	OF <b>19</b>

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1	W25	Is like, some guy like you, but skinnier.	Tall and					
2		skinnier ;						
3	Sgt. Brown:	White guy?						
4	W25	Yeah.						
5	Sgt. Brown:	White guy, but tall and skinny?						
6	W25	Yeah. Blonde						
7	Sgt. Brown:	Blonde hair?						
8	W25	And skinnier						
9	Sgt. Brown:	OK.						
10	W25	And, ok.						
11	Sgt. Brown:	Young looking?						
12	W25	Yeah.						
13	Sgt. Brown:	OK. Cool.						
14	Sgt. Brown:	Uhm. How were they with you?						
15	W25	Good, they took some socks, that's it.						
16	Sgt. Brown:	Oh, you had some extra socks?						
17	W25	Yeah.						
18	Sgt. Brown:	Uhm, did they give you a hard time?						
19	W25	No.						
20	Sgt. Brown:	Uhm, did you cooperate with them?						
21	W25	Yeah.						
22	Sgt. Brown:	Do you normally cooperate with them?						
23	W25	Yeah.						
24	Sgt. Brown:	That's cool. After that happened, ok,						
25	W25	Yeah.						
26	Sgt. Brown:	Did you hear anything unusual in the dorm?						
27	W25	No.						
28	Sgt. Brown:	No. How long after they did your cell was lights off?						
29		Can you guess?						
30	W25	They didn't turn them off all night.						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1521	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 6	OF 19

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 Sgt. Brown: But I mean;

2 W25 They didn't turn em off. But somebody was down there,

3 I seen a whole bunch of people, I was up at the top up there looking

4 down. I was going to watch some TV. I didn't watch TV, cause I

5 didn't wanna look down. There was so many people, ambulances, and

6 people down there with a body.

7 Sgt. Brown: It was busy, huh?

8 W25 It was one body down there, it was dead, it was dead,

9 a dead body down there.

10 Sgt. Brown: There was a dead body down there? Do you know who it

11 was?

12 W25 No. No.

13 Sgt. Brown: Do you talk to many of the other guys in there?

14 W25 Yeah, but I don't talk to the dead body. I don't know

15 who he was?

16 Sgt. Brown: Well, yeah, nobody talks to a dead body, right?

17 W25 But, I don't know who the, who the, I don't know who

18 died though. I don't know. There was, there was one guy that was

19 dead down there and they didn't turn the lights off, but man when

20 that happened, uh, when;

21 Sgt. Brown: They never got a chance to turn em off, huh?

22 W25 They didn't turn em, they left em on all night. They

23 usually turn em on and off, on and off, on and off, but they never

24 turned em off yesterday.

25 Sgt. Brown: How long you been in;

26 W25 Where?

27 Sgt. Brown: 6B?

28 W25 Eh, maybe a month.

29 Sgt. Brown: Maybe a month? Have there ever been any, uh, I don't

30 know, fights in 6B?

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1	W25	No.	
2	Sgt. Brown:	Since you've been there?	
3	W25	No	
4	Sgt. Brown:	If you were to hear a fight happening in 6B, would it	
5	sound different?	Would you know that it was a fight, even if you	
6	didn't see it?		
7	W25	Yeah. You can hear it.	
8	Sgt. Brown:	Like if someone was getting roughed up?	
9	W25	Yeah.	
10	Sgt. Brown:	Did you hear that last night?	
11	W25	No.	
12	Sgt. Brown:	Never?	
13	W25	No.	
14	Sgt. Brown:	Ok. Uhm, you said you saw somebody, you know, had	
15	died down there. Do you know how they died?		
16	W25	No.	
17	Sgt. Brown:	Did you know Michael?	
18	W25	No.	
19	Sgt. Brown:	You didn't know anybody in there named Michael?	
20	W25	No.	
21	Sgt. Brown:	OK. Uhm, did it look like the officers were trying to	
22	help the guy who had died?		
23	W25	Yeah.	
24	Sgt. Brown:	uh, and the nurses came	
25	W25	Yeah.	
26	Sgt. Brown:	and they tried to help	
27	W25	Yeah.	
28	Sgt. Brown:	Uhm, the Fire Department,	
29	W25	Yeah.	
30	Sgt. Brown:	ambulance,	
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>
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1	W25	Yeah.	
2	Sgt. Brown:	they all tried to help him,	
3	W25	Yeah.	
4	Sgt. Brown:	but it didn't work, right?	
5	W25	Yeah.	
6	Sgt. Brown:	Did you see anything that you thought happen that	
7		wasn't right? Like maybe, someone was doing something wrong?	
8	W25	No.	
9	Sgt. Brown:	No? Nothing like that?	
10	W25	No.	
11	Sgt. Brown:	Do you have anything, maybe that you can think of to	
12		add about what happened last night and this morning that maybe I	
13		should know about? About what happened to the dead guy in there?	
14	W25	No.	
15	Sgt. Brown:	You don't know what happened?	
16	W25	No.	
17	Sgt. Brown:	OK. See this map right here?	
18	W25	Yeah.	
19	Sgt. Brown:	This is the lobby. These are the visiting rooms.	
20	W25	Yeah.	
21	Sgt. Brown:	Ok, and this is the door.	
22	W25	Yeah.	
23	Sgt. Brown:	When I come in the door, and this is the officer's	
24		station,	
25	W25	Yeah.	
26	Sgt. Brown:	And I think this is Canteen, right?	
27	W25	No.	
28	Sgt. Brown:	No. Where's Canteen?	
29	W25	Right there, before the officer. Right here. All	
30		this.	
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>
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1	Sgt. Brown:	Oh, ok. All that, like the lunch room.						
2	W25	Yeah.						
3	Sgt. Brown:	OK. So that's where they do the cloz, Where is your						
4		cell?						
5	W25	My cell is, let me see, 21/22 right here.						
6	Sgt. Brown:	21/22?						
7	W25	Yeah.						
8	Sgt. Brown:	Ok, and you're on the top, right?						
9	W25	Yeah.						
10	Sgt. Brown:	Ok, so you're probably in 22¿						
11	W25	Yeah.						
12	Sgt. Brown:	because 22 is on the top. Does that sound about right?						
13								
14	W25	Pretty much.						
15	Sgt. Brown:	21 or 22? Ok. And so, if you're looking out your						
16		door, and you saw the dead guy, he was over here by the stairs?						
17	W25	Yeah.						
18	Sgt. Brown:	You said you were maybe looking to, can you see the TV						
19		from your cell?						
20	W25	Over here.						
21	Sgt. Brown:	This TV?						
22	W25	Yeah.						
23	Sgt. Brown:	Alright, and so, is that what you were, you were						
24		trying to see the TV and you saw the, everything that was going on						
25		down there?						
26	W25	And the lights, they didn't turn off the lights. When						
27		they, when they turn out the lights, the better, you can watch TV						
28		better with lights off.						
29	Sgt. Brown:	Yeah.						
30	W25	And with those lights you can't even see, you can't						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1521	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 10	OF 19



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1	Sgt. Brown:	The glare?						
2	W25	Yeah.						
3	Sgt. Brown:	I get that. Alright, so you're over here and you had						
4		a clear view of what was going on over here?						
5	W25	Yeah.						
6	Sgt. Brown:	After they were done searching your cell how long do						
7		you think it was until all of this commotion started going on down						
8		here with the dead guy?						
9	W25	After the officers that went in, they doing the						
10		shakedown taking all the peoples things. The two officers went up to						
11		the cell up here by the shower, 47 or 48, they went in there, they						
12		went in there and the guy in that cell was getting ruffed up by two						
13		officers, he was going to fight them and he was wrestling them and						
14		they were putting him down to the bed and putting something to his						
15		neck to calm him down. The Sheriff know how to calm him down and they						
16		talked to him and they stayed there maybe about a half hour in there						
17		trying to, trying to calm him down. They left the room, then they						
18		went downstairs and, and that's when, right away when they went						
19		downstairs that's when happened, they pulled the body out from the						
20		cell. I was in that cell right here 39, that's where I was in that						
21		cell before, too in there. He, he, I was in that cell and before I						
22		moved over here to 21, or 21. They pulled, after the two officers						
23		got into it with the guy in 47 or 48 they went down and that's when						
24		the body came out and whole bunch of drama and Showtime was on for						
25		the body over here. After the officers went out and went down						
26		that's when they pulled the body out and it was Showtime with the						
27		body over here. All night long it was Showtime.						
28	Sgt. Brown:	47/48. Let talk about 47/48, from where you are in						
29		your cell, you could see everything that was going on with						
30	W25	Yeah.						
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1	Sgt. Brown:	Up there?						
2	W25	With him and down there too, with the body out here,						
3		with uh Showtime with the body all night long it was Showtime, a lot						
4		of people in there, in an out, in and out. Ambulances, Fire						
5		Department, Ambulances, uh;						
6	Sgt. Brown:	And guys like me.						
7	W25	Yeah, you. A whole bunch of you guys. Lot of people.						
8								
9	Sgt. Brown:	Did anybody rough up, Did you know the guy in 39?						
10	W25	No, I don't know, I don't think I knew him.						
11	Sgt. Brown:	Did you see anybody rough him up? Did the deputies						
12		try and calm him down at all?						
13	W25	I seen they were doing his chest, something, the						
14		officers were doing something...						
15	Sgt. Brown:	Trying to save his life.						
16	W25	Yeah. I seen the officers do, doing his chest,						
17		something, something with his chest so they could get him up again.						
18		But he...						
19	Sgt. Brown:	But before that nothing that was wrong like during the						
20		cell search or after the shakedown.						
21	W25	Just, just up, up with 7;						
22	Sgt. Brown:	Just up with 47/48.						
23	W25	Yeah. When he was, when he was going off with the two						
24		officers, he went off on them.						
25	Sgt. Brown:	Upstairs though?						
26	W25	Yeah.						
27	Sgt. Brown:	Ok. Alright. Was that before, 47/48, was that;						
28	W25	That was right before, before it happened when they,						
29		they went down stairs right away they pulled the body out from 39 and						
30		put it over here by, by where I could see him.						
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1	Sgt. Brown:	So 47/48 was after your shakedown?						
2	W25	After my shakedown.						
3	Sgt. Brown:	And before they pulled the body out?						
4	W25	Yeah.						
5	Sgt. Brown:	Ok. Alright. Anything else?						
6	W25	No.						
7	Sgt. Brown:	You didn't see anything that, that;						
8	W25	All night long, Showtime with the body.						
9	Sgt. Brown:	Other than 47 and 48.						
10	W25	Yeah.						
11	Sgt. Brown:	Ok. Alright , I tell you what, I'm going to						
12		send you back to your cell, but let me let them know you're done.						
13	W25	Yeah.						
14	Sgt. Brown:	Anything else you need to tell me about?						
15	W25	No.						
16	Sgt. Brown:	Alright, hold on, let me stop this;						
17								
18	INVESTIGATION CONTINUED:							
19								
20	After talking to W25	, Corrections Deputies had another						
21	subject standing by, waiting for an interview. At 1541 hours, I met							
22	with the subject,	who was identified as	(W37 ), in					
23	interview room 2 on the sixth floor. The following is a summary of							
24	the interview. Refer to audio recording for complete details.							
25								
26	(Investigator's Note: The following summary was prepared from my							
27	audio recording by Sheriff's Office P&T Secretary		and					
28	reviewed by me for content and accuracy. I made any necessary							
29	revisions.)							
30								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>13</b>	OF <b>19</b>

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1 STATEMENT OF WITNESS 37								
2								
3 I introduced myself to W37 and asked for him to provide his								
4 full name and date of birth. W37 provided his name and date								
5 of birth as . W37 said he was being housed in cell								
6 #31 in 6B.								
7								
8 W37 knew I was there to talk to him about the incident that								
9 occurred the previous night with V1 Tyree. When asked to explain								
10 what happened, he said he woke up and heard a little bit of								
11 commotion. W37 really didn't know what was going on. He was								
12 lying down, but then looked out the window and saw a guy on the floor								
13 (V1 Tyree). W37 didn't know what was wrong with V1 Tyree, but								
14 saw that he was lifeless and thought he was dead. W37 saw V1								
15 Tyree walking around earlier that night and everything seemed fine.								
16 He now saw the medical crew trying to help him out and that was about								
17 all he knew.								
18								
19 W37 did not take pill call the previous night, but acknowledged								
20 there was a clothing exchange. When asked to explain clothing								
21 exchange, W37 said S1 Lubrin opens the cell door so the								
22 inmates can come out. Usually, all of the inmates come out at the								
23 same time for the clothing exchange. They line up, exchange their								
24 clothing, and then continue with recreation time in the module.								
25								
26 On that particular night, the inmates were exchanging the "tops and								
27 bottoms" (shirts and pants) of their clothing. W37 explained								
28 that normally they will have already taken off the clothing they are								
29 about the exchange. They will go into the clothing exchange area and								
30 trade the old clothing with new ones. The previous night, S1 Lubrin								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 said he did not want the inmates going back and forth to their cells,</p> <p>2 so he explained that if they wanted to change their clothes, they had</p> <p>3 to do it in the "yard".</p> <p>4</p> <p>5 After the exchange of clothing, S1 Lubrin provided the inmates in the</p> <p>6 module with approximately an hour of "program time", which is free</p> <p>7 time in the unit. Sometime after program, the deputies conducted a</p> <p>8 search of the cells in the unit for extra clothing. W37 had</p> <p>9 gone back to his cell and fallen asleep, so he did not really notice</p> <p>10 the start of this cell search. However, as he was lying down, he</p> <p>11 heard people yelling in the dorm. W37 went to his door to see</p> <p>12 what was going on and this was when he realized they were conducting</p> <p>13 the search.</p> <p>14</p> <p>15 W37 verified the deputies came and conducted a search of his</p> <p>16 cell for extra clothing, and stated the deputies went to everyone's</p> <p>17 cell in the unit. He remembered there being three deputies</p> <p>18 conducting the search, but he did not know their names. He described</p> <p>19 one of them as having a bald head, but he could not remember much</p> <p>20 else about him. All three deputies came into his room for the cell</p> <p>21 search, but they did not bother him much and everything seemed to be</p> <p>22 normal. The deputies asked W37 if he had any extra clothing,</p> <p>23 but he told them he did not. They quickly checked his cell,</p> <p>24 including a quick search inside of his bin, but left without finding</p> <p>25 anything.</p> <p>26</p> <p>27 W37 thought the deputies started their cell search on the top</p> <p>28 tier of the unit. When they had completed the search of his cell</p> <p>29 (31), they went next door to cell 29 and continued by looking in the</p> <p>30 rest of the cells along the row. After the deputies left his cell,</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>15</b>	OF <b>19</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 W37 turned his lights off and lay down to go to sleep. He</p> <p>2 estimated approximately 15-20 minutes went by before he started to</p> <p>3 hear a commotion outside of his cell. W37 got up to take a</p> <p>4 look to the left at what was happening and saw V1 Tyree lying on the</p> <p>5 floor with medical personnel tending to him. W37 noticed</p> <p>6 there was vomit coming from V1 Tyree's mouth and the nurses were</p> <p>7 trying to clean his mouth out. W37 sat there and watched the</p> <p>8 nurses working on V1 Tyree, but he looked "lifeless". Not wanting to</p> <p>9 watch someone die in front of him, W37 turned around and went</p> <p>10 back to his bunk.</p> <p>11</p> <p>12 W37 told me he did not know or ever talk to V1 Tyree, but</p> <p>13 described him as being "in his own little world". He said V1 Tyree</p> <p>14 was not angry or violent, but that he did "his little thing". W37</p> <p>15 had never witnessed V1 Tyree have any type of problems or</p> <p>16 confrontation with the deputies in the unit.</p> <p>17</p> <p>18 I asked W37 if he happened to hear any type of commotion or</p> <p>19 fight just prior to the search of his cell. W37 said he had</p> <p>20 heard what he thought was a fight just before the deputies came to</p> <p>21 his cell. He described hearing someone yell, "Ahhh, stop, I'm sorry,</p> <p>22 I'm sorry, stop!" W37 got up, turned his light on, and looked</p> <p>23 out of his window, but he could not see anything. W37 did not</p> <p>24 know who was screaming that way, but described this as going on for</p> <p>25 approximately a minute or two. W37 also could not see anyone,</p> <p>26 including the deputies, but he described the yelling as coming from</p> <p>27 the left as he was looking out of his cell. Later, W37 said</p> <p>28 he did not know where the yelling was coming from and he could not</p> <p>29 see what was going on. He only remembered hearing someone yelling</p> <p>30 "stop, stop, stop, I'm sorry, I'm sorry".</p>								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 <b>W37</b> said he had been housed in 6B for approximately a week. He								
3 had never seen S1 Lubrin have any problems with any of the inmates in								
4 the module and described S1 Lubrin as being "pretty chill".								
5								
6 <b>W37</b> told me he did not see anything else once the deputies left								
7 his cell after the search. The next time he saw something happening								
8 in the unit was when he looked out of his window and saw staff								
9 working on V1 Tyree, trying to save his life. <b>W37</b> said there								
10 were nurses tending to V1 Tyree while he was on the ground, but he								
11 did not think they had a very good idea of what they were doing. The								
12 deputies were trying to help the nurses by doing chest compressions.								
13 <b>W37</b> did not see what the deputies did prior to the nurses								
14 arriving on scene because the first time he looked out of his window								
15 after hearing the commotion, the nurses were already there.								
16								
17 I asked <b>W37</b> what he thought happened to V1 Tyree. <b>W37</b>								
18 said he had "no clue", but described V1 Tyree as looking young and								
19 healthy. <b>W37</b> thought it was weird that someone like V1 Tyree								
20 would "just die" and again said he thought he was healthy. <b>W37</b>								
21 had heard V1 Tyree talking to some of the deputies in the								
22 past, but had never heard him raise his voice or yell, so he could								
23 not be sure if the yelling he heard during the cell searches was V1								
24 Tyree or not. In the previous week, <b>W37</b> had not noticed any								
25 type of confrontations or arguments between V1 Tyree and the								
26 deputies. <b>W37</b> did say he had been out to court with V1 Tyree								
27 on one occasion and said V1 Tyree had bad personal hygiene. The								
28 deputies had asked V1 Tyree to stand back because he smelled so bad								
29 as a result of his clothes being dirty. <b>W37</b> had previously								
30 witnessed V1 Tyree trying to ask a deputy a question. Although the								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1521</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>17</b>	OF <b>19</b>







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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER			
W18	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 <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1611</b>	SHIFT/DAYS OFF <b>II      SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>1</b>	OF <b>37</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 SUPPLEMENTAL INVESTIGATION:

2

3 On 08/27/15, I assisted Sergeant Carrasco with the investigation into

4 this incident. I was in the process of contacting inmates housed in

5 the 6B unit at the Main Jail. At 1559 hours, I met with the subject,

6 who was identified as (W18 ), in interview room 2

7 on the sixth floor. The following is a transcription of the

8 interview. Refer to audio recording for complete details.

9

10 (Investigator's Note: The following transcription was prepared from

11 my audio recording by Sheriff's Office Administrative Assistance

12 and reviewed by me for content and accuracy. I

13 made any necessary revisions.)

14

15 STATEMENT OF WITNESS 18

16

17 Sergeant Jason Brown introduced himself.

18

19 W18 introduced himself stating his PFN: .

20

21 Sergeant Brown asked Inmate W18 his date of birth and where he

22 is housed at.

23

24 W18 provided a date of birth of and said he was

25 housed in Cell 35.

26

27 Sgt. Brown: You saw me this morning right?

28 W18 : Yes, Sir.

29 Sgt. Brown: You want to tell me what happened in there this

30 morning, or last night? You want to start with last night, maybe?

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1 Do you take pill call?								
2 W18 : Yes I do.								
3 Sgt. Brown: Do you want to tell me what happened last night								
4 starting with pill call? Everything.								
5 W18 : I am a victim of that same crew man.								
6 Sgt. Brown: That's what I want to hear.								
7 W18 : That's why I am the way I am because of that same crew,								
8 and I did nothing to, to instigate it. I'm old school. And, look at								
9 me now. And that's why I'm scared of repercussion. Ya know, I seen								
10 everything, I heard everything, but who's to say I'm not going to								
11 become a victim. I'm only here on some misdemeanors. Ya know,								
12 they're trying to strike me out on less than \$10 worth of dope, but I								
13 know they are probably not going to, but you guys can't guarantee my								
14 safety here. I never cried about what that crew did to me, but, but								
15 after what I seen last night bothered me a great deal. I mean, seen								
16 a lot happen in my life, but that kid didn't, that young man didn't								
17 deserve what they did to him.								
18 Sgt. Brown: Well,								
19 W18 : During pill call								
20 Sgt. Brown: Before you start man, you understand that, see we as								
21 investigators we have a duty to the truth and where the truth leads								
22 is where we go. And whatever that truth is we accept it, we report								
23 it, and we run with it. We're not trying to help people out that								
24 don't deserve help. We are not trying to cover things up that don't								
25 need to be covered. We do the truth that's all we do and we accept								
26 it for what it is and we run with it. I know where you are coming								
27 from and I know the concerns that you have. But the point that you								
28 brought up about, ya know, that it's that young man's life, I think								
29 is very important. So, and that's why we are here. If we were, I								
30 mean you saw us leave, right?								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W18	:	Yes.						
2	Sgt. Brown:	But we obviously came back for a reason.							
3	W18	:	Yes you did.						
4	Sgt. Brown:	So, we must clearly care right?							
5	W18	:	Yes absolutely.						
6	Sgt. Brown:	So, you know, you have a choice to do what you want,							
7	but we're here, like I said, to find that truth, so, if you want to								
8	tell it I want to hear it.								
9	W18	:	It all started with pill call. The young man, like I						
10	said, I didn't speak to him much, but ya know, I assisted him a lot								
11	with coffee and stuff. He tried to cheek his pill, he got caught.								
12	Sgt. Brown:	Last night?							
13	W18	:	Yes sir. They confronted him; he swallowed his pill.						
14	Uhm, went to his cell, to make a long story short, it was after day								
15	room recall they had a laundry search. And I'm only two cells down								
16	from that cell. What I heard is when they went into his cell to do								
17	laundry the shower door is right there, so, I can see the reflection.								
18	They turned his light off and then I heard this young man, uhm,								
19	screaming, ¿Ok Stop! I'm sorry! I'm sorry! I'm sorry!¿ Then I heard								
20	some choking, gurgling. I didn't hear no more, then they left, came								
21	back to his cell. Lubrin opened his door and asked him if he was ok.								
22	Started kicking him in the head, ¿Are you ok? Hey, Sharif¿ or								
23	whatever his name was. ¿Are you ok? Are you ok?¿ Then he walked								
24	down a couple of cells and then I heard Lubrin ask somebody in								
25	between 31 and 25 if ¿Are you guys aware if he ever shitted on								
26	himself?¿ and I don't know what their response was that he was given,								
27	but then Lubrin called the rest of everybody. And then they came,								
28	opened his door and pulled him out and I know he was dead. I seen								
29	death in the joints before. I've been through the worst prisons ever.								
30	I knew he was gone and uhm, it broke my heart man. Ya know, because								
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1 he was a we are all a little you know, we all got								
2 issues you know, but he didn't deserve that man. And that bothered								
3 me, ya know. That bothered me how everything manifested and how they								
4 were laughing and stuff, you know, while they were trying to revive								
5 him and stuff. That's not cool man. That's all I heard, you know. I								
6 heard the choking. I knew they were choking him out. They choked me								
7 out, they broke my jaw for crying out loud. It wasn't that								
8 particular, it was an A dormer there.								
9 Sgt. Brown: So you went from A to B?								
10 W18 : I got arrested; I got remanded for misdemeanor court								
11 the 24th of last month. I came in here at 8 o'clock and they didn't								
12 house me until 12 something in the morning and I kept complaining								
13 they I'm tired. I'm tired. Finally got tired I guess of me								
14 complaining. I was laying down right here, they snatched me up,								
15 dragged me out, pulled me up and I split my head on this. My pants								
16 fell down; my underwear fell down because they were too big. They								
17 dragged me up the stairs and they put me in my cell and they beat the								
18 fucking shit out of me.								
19 Sgt. Brown: This was in A?								
20 W18 : Yes.								
21 Sgt. Brown: This was the day that you, well I was going to say the								
22 day you got remanded but you said it was like 12:30 or 1:00 in the								
23 morning.								
24 W18 : It was the 25th of July. They threw me on the floor and								
25 they just proceeded to beat the fuck out of me.								
26 Sgt. Brown: When they took you into A?								
27 W18 : They dragged me in with my pants and underwear down.								
28								
29 Sgt. Brown: And you said they drug you up the stairs								
30 W18 : Up the stairs.								
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1 Sgt. Brown: What, to what cell?								
2 W18 : To Cell 42.								
3 Sgt. Brown: 42								
4 W18 : And then they slammed my face against the wall and they								
5 started beating the fuck out of me; twisted my arms to where I								
6 couldn't endure the pain no more, but I didn't make a sound. Then								
7 they threw me on the floor and I hit the corner of the bed. And they								
8 knew I was hurt. I knew right then and there I was hurt. Then they								
9 threw me on the ground, they started beating me up and told me,								
10 ¿Who¿s the bitch now? Why aren't you crying now? And I didn't say								
11 nothing because I knew to say something would aggravate them even								
12 more and here I am. I went to a specialist yesterday at VMC. They								
13 have to give me surgery. They got to re-break my jaw and wire it								
14 shut because it's not healing right because, it's just, the hairline								
15 fracture didn't heal right. So.								
16 Sgt. Brown: Did they take you to the hospital?								
17 W18 : Yes. Mr.								
this happened?								
19 W18 : Yes Mr. Mahaffey and Sergeant, I mean Officer, Deputy,								
20 he's out there, McMahon and I kept telling them that my jaw was								
21 hurting, so, the x-ray said I had a hairline fracture, but my tooth								
22 was already dangling, it was no use in keeping it. So like a moron I								
23 pulled it out. And it obscured the x-rays because they thought it was								
24 my tooth, but in fact it was my jaw broken. And when I went to Dental								
25 here he thought I had a piece of tooth in there so he x-rayed me and								
26 he was pretty shocked at what he saw and he showed me the x-ray and								
27 my jaw was actually broken. And uhm, yesterday morning I went to the								
28 Dental here on Tuesday and on Wednesday morning I went to VMC to see								
29 the nose face and specialist, uh a face specialist, and that's when								
30 they concluded that I need to have my jaw re-broken and I have to								
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1 have surgery, re-broken, set and wired shut.								
2 Sgt. Brown: Did you cut your head?								
3 W18 : They split my head open.								
4 Sgt. Brown: You get stitches or staples?								
5 W18 : I got stitches on my eye, but the cut on my head they								
6 didn't see. And I didn't even realize it until I was going to get a								
7 haircut and I had a big old gash. That's where all the blood was								
8 coming from, I thought I was my eye.								
9 Sgt. Brown: Left or right?								
10 W18 : It was my right eye. The stitches went all across my								
11 eye. And I told Mahaffey because I know Mr. Mahaffey for a long time								
12 and I told him and Sergeant Aguilar, I grew up with Sergeant Aguilar								
13 and I'm proud of him that he got out of it you know and became what								
14 he is now. I told him, 'Hey, look what the Deputies did to me man.'								
15 Sgt. Brown: And what did he say?								
16 W18 : He couldn't believe it.								
17 Sgt. Brown: Why do you think they did that?								
18 W18 : Because I was yelling out the door right here and								
19 telling them to house me and quit being lazy. I just wanted to get								
20 housed. Pissed them off. Never. I first came here in 1984 never had no								
21 problems with the Deputies man. I have always conducted myself right.								
22 That day I was tired and just wanted to go to sleep. I was								
23 heartbroken that they remanded me and that they're trying to strike								
24 me out for less than \$10 worth of dope. You know I just wanted to								
25 just go to sleep and I kept persisting housing. I got derogatory you								
26 know, 'You guys are fucking lazy!' and what not, but nothing to								
27 deserve this man.								
28 Sgt. Brown: There were 3 officers you said?								
29 W18 : There was 2 that beat me up when dragged me in.								
30 Sgt. Brown: Who were they?								
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1	W18	:	I just remember Le.					
2	Sgt. Brown:	:	I'm sorry Le; L-E? Or					
3	W18	:	L-E. That's it L-E.					
4	Sgt. Brown:	:	L-E? Not L-I? L-E?					
5	W18	:	L-E.					
6	Sgt. Brown:	:	Asian cat?					
7	W18	:	Yes.					
8	Sgt. Brown:	:	You don't know who the other one was?					
9	W18	:	No. He's a youngster.					
10	Sgt. Brown:	:	What about Le, is he a youngster?					
11	W18	:	Yeah they are all young to me. I mean, they are all a					
12	new breed here now, you know. They are not old school no more. He's							
13	the one that kept punching me in my face.							
14	Sgt. Brown:	:	Were any of those officers from that date involved in					
15	last night?							
16	W18	:	No sir.					
17	Sgt. Brown:	:	They are all a whole different crew?					
18	W18	:	Yes sir. The same, the same?					
19	Sgt. Brown:	:	Generation?					
20	W18	:	No. The same uhm, how do they say it, you know how you					
21	have, uh, uh, different uhm, like A crew, B crew, D crew, you							
22	know?							
23	Sgt. Brown:	:	Oh team.					
24	W18	:	Team.					
25	Sgt. Brown:	:	Team.					
26	W18	:	Same team, but different individuals. Ok, uhm, yeah it					
27	was Lubrin.							
28	Sgt. Brown:	:	Oh last night?					
29	W18	:	Yes Lubrin, uhm, I think he's, I want to say Fields.					
30	The Caucasian one, ex body builder guy. I don't know his, I'm trying							
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1611</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>8</b>	OF <b>37</b>

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1 to think it's Fields and a young who I think is Latino, Hispanic guy,								
2 combs his hair;								
3 Sgt. Brown: Slick back hair?								
4 W18 : Combs his hair to the side, little curl on top, you								
5 know, kind of like Superman hairdo. You know sort of slick.								
6 Sgt. Brown: Those were the 3 last night?								
7 W18 : Yes sir. And uhm, so what I heard is when they went in								
8 there for clothing I heard that young man just, ¿Please ok stop!								
9 Please, please stop! Aaaggghhh...aaaggghhh¿aaaggghhh¿... (choking								
10 sound). That's all I heard. That's all I heard.								
11 Sgt. Brown: So, let's go back to laundry. Ok, from last night.								
12 Well. First off you saw the guy get caught trying to cheek pills.								
13 W18 : Absolutely.								
14 Sgt. Brown: And they called him out.								
15 W18 : We've all have gotten caught doing that at one point or								
16 another.								
17 Sgt. Brown: They called him out, he swallowed, went back to his								
18 dorm.								
19 W18 : Absolutely. They didn't even call him out. Lubrin was								
20 right there. It's like you caught me cheeking right, they have the								
21 little door open right there at the door. You caught, the nurse								
22 caught me cheeking and you're the Deputy inside and you said,								
23 ¿ , come on man. What's up? Take your pills. So I go, ok I'm								
24 caught and I take my pills and I swallow them and then you thoroughly								
25 check my mouth.								
26 Sgt. Brown: What happened then? Did he go to his cell?								
27 W18 : Yeah he went to his cell and then he came and asked me								
28 for a shot of coffee.								
29 Sgt. Brown: Did he make any remark about the nurse?								
30 W18 : Yes he did.								
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1	Sgt. Brown:	Do you remember what he said?	
2	W18	: He called her a rapist.	
3	Sgt. Brown:	A rapist.	
4	W18	: Yes sir.	
5	Sgt. Brown:	Does that make any sense to you?	
6	W18	: Absolutely not.	
7	Sgt. Brown:	Kind of strange right?	
8	W18	: Absolutely.	
9	Sgt. Brown:	How long, you know what I forgot to ask was when you	
10	came back from the hospital did you go back to 6A or 6B?		
11	W18	: I've been in 6B.	
12	Sgt. Brown:	Ever since?	
13	W18	: Ever since they pulled me out of 6A.	
14	Sgt. Brown:	Ok, so you have been there about a month.	
15	W18	: Yes sir. A month and a couple of days maybe.	
16	Sgt. Brown:	So you have had some interaction with this guy before,	
17	right? You said you tried to help him with coffee.		
18	W18	: Absolutely. Good guy.	
19	Sgt. Brown:	Describe him to me though. Not physically, but just	
20	kind of his personality.		
21	W18	: Personality, uhm, kind. Always asking for something to	
22	eat. Going through the garbage cans looking for stuff to eat. So		
23	that's what volume or maybe he was homeless. Didn't have no one, ya		
24	know to give him any kind of financial supporting him. So one day I		
25	was just sitting down and he sat down and he goes, ¿How are you		
26	doing?¿ And I said, ¿I'm blessed man. I woke up this morning.¿ And		
27	we started talking, correlating with one another. And he goes, ¿Hey		
28	by the way is there any way you can spare some coffee?¿ Because I was		
29	drinking some coffee and I looked at him and said, ¿Sure man.¿ I gave		
30	him the whole cup of coffee I was drinking. And then from that point		
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1 on ya know, he would periodically ask me for coffee, which I never  
2 denied him because I know what it's like to be here and have nothing  
3 and, uhm, yeah he's a little off, little strange, you know, talked to  
4 himself, you know. I myself suffer from PTSD. I talk to myself too.  
5  
6 Sgt. Brown: Did he keep to himself mostly?  
7 W18 : Yes, never caused no problems. Never disrespected  
8 anybody in there. His thing was just asking for coffee and food.  
9 Going through the garbage cans.  
10 Sgt. Brown: So like the yelling and the names that he was calling  
11 the nurse, did you ever saw him do that before? Maybe with other  
12 Deputies, or other nurses, or anybody?  
13 W18 : No. No. That's why I told him, I said, 'Hey young man.  
14 Come on this ain't you.' And then Lubrin just started laughing and  
15 Lubrin goes, 'Hey, he's your peer, not mine. You're the one that's  
16 always giving him coffee.' And I said, 'Absolutely Lubrin. I would  
17 give you coffee if you were in here and didn't have nothing.' And,  
18 uhm, we left it at that you know. He walked around. That's the first  
19 time I've ever seen him give any kind of disrespect or derogatory  
20 remark toward staff and I've been here over a month.  
21 Sgt. Brown: Did it shock you?  
22 W18 : I was pretty shocked you know. I was like 'wow dude,  
23 like that?' And he goes, 'She's a rapist!' and he walked away.  
24 Sgt. Brown: What about his physical appearance?  
25 W18 : Malnourished, thin, uhm  
26 Sgt. Brown: Did he keep his hygiene up?  
27 W18 : No, but I mean he'd shower, but  
28 Sgt. Brown: Would he do laundry?  
29 W18 : He would change his laundry every laundry day that I  
30 seen. Uhm, a couple of times he'd ask me for soap. Uhm, I never

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1	seen him come out with feces on himself or anything like that, you							
2	know.							
3	Sgt. Brown: Did he have an odor to him sometimes?							
4	W18	: Underarms. He smelled like underarms.						
5	Sgt. Brown: Like body odor.							
6	W18	: You know, periodically, I mean you know.						
7	Sgt. Brown: So after pill call eventually you guys got to laundry							
8	right?							
9	W18	: Yes.						
10	Sgt. Brown: Did he participate in laundry just like everyone							
11	else?							
12	W18	: Yes he was there.						
13	Sgt. Brown: No issues.							
14	W18	: No issues. None at all.						
15	Sgt. Brown: Afterwards you guys picked up your stuff and you guys							
16	went and you know did your changing and eventually they¿							
17	W18	: They called day room recall.						
18	Sgt. Brown: Ok.							
19	W18	: And then that¿s when Lubrin goes, ¿Hey I¿m going to do						
20	an extra laundry search. Do you have any laundry gentlemen? Put your							
21	extras out you could turn them in now.¿							
22	Sgt. Brown: And you¿re 35 right?							
23	W18	: Yes sir. I¿m right here.						
24	Sgt. Brown: On the bottom.							
25	W18	: Yes sir.						
26	Sgt. Brown: Even numbers are the top and this is 39.							
27	W18	: Yes sir.						
28	Sgt. Brown: So where did they start doing the shakedown? And we¿ll							
29	call it a light shakedown.							
30	W18	: He started, uhm, you know what? I can¿t really say						
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1 because I wasn't at my door. I was reading, I was writing a letter								
2 actually. I was writing my boss a letter, which is still in there in								
3 the mailbox because it didn't get taken out. So when they got close								
4 to that side that's when I heard Lubrin opening the door. So I got								
5 up I got my extra laundry. I had an extra shirt, extra socks and								
6 extra underwear and I threw it right there by my door. So I stood at								
7 my door at that time, watching them. And then, that's when they got								
8								
9 Sgt. Brown: So they came around the bottom from over here by the								
10 shower.								
11 W18 : Yes. I believe they started from the top and came								
12 around here.								
13 Sgt. Brown: So they came around the bottom and they were by the								
14 shower. And you're telling me that from the door at your cell in 35								
15 you can actually see, cause the stairs are right there right?								
16 W18 : But then the shower is right here.								
17 Sgt. Brown: But the shower is right there and you can actually see								
18 the reflection of what's going on.								
19 W18 : Reflection and I can hear everything because of the								
20 vent.								
21 Sgt. Brown: Yeah. How far without having to look at the shower								
22 door, how far can you actually see? What cells can you see? Any of								
23 them?								
24 W18 : I can see 48 and 44.								
25 Sgt. Brown: So, actually the odd numbers, the lower level right?								
26 So lower is odd. 47 and 45.								
27 W18 : Yes								
28 Sgt. Brown: You can see that, but								
29 W18 : and half of 44.								
30 Sgt. Brown: Half of 43. Half of 43, 41, 39, 37								
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1	W18	:	I cannot see 41.					
2	Sgt. Brown:		You have to look in the reflection.					
3	W18	:	Yes					
4	Sgt. Brown:		OK.					
5	W18	:	So I can hear everything.					
6	Sgt. Brown:		Did you watch them do 47 or 45?					
7	W18	:	Yes. In and out.					
8	Sgt. Brown:		In and out real quick.					
9	W18	:	In and out.					
10	Sgt. Brown:		Did you happen to watch them when they were upstairs					
11			doing 48?					
12	W18	:	48¿s , uhm, I heard em.					
13	Sgt. Brown:		Was there any problems with					
14	W18	:	always has problems. He calls, he calls					
15			everybody crook man. You gotta appreciate his little attitude.					
16	Sgt. Brown:		I see the humor. I see the humor.					
17	W18	:	Gotta see the humor or you go crazy man.					
18	Sgt. Brown:		Ok so you watch in the reflection probably as they did					
19			43 and 41.					
20	W18	:	Yeah I can see. Open the door, I can see them open the					
21			door.					
22	Sgt. Brown:		At this point though are all the lights on over here?					
23	W18	:	Yes sir.					
24	Sgt. Brown:		But you said to me that when they opened 39¿ and how					
25			many officers were there? Just the 3 of them?					
26	W18	:	3.					
27	Sgt. Brown:		Ok. They closed 41 then they opened 39, and what					
28			happened?					
29	W18	:	I heard all the ruckus.					
30	Sgt. Brown:		You said that they shut the light off?					
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1	W18	:	When they left.					
2	Sgt. Brown:	:	When they left.					
3	W18	:	When they left they cut the light off and then they					
4	said, ¿Be quiet!¿	:	but he wasn't making no noise after that.					
5	Sgt. Brown:	:	When they left 47, 45, 43 and 41 did they shut the					
6	lights off in any of those?	:						
7	W18	:	Nope. No sir. They didn't even shut the light off in					
8	mine.	:						
9	Sgt. Brown:	:	They opened 39; you heard a ruckus. What did you hear?					
10	Do you know the guy's name?	:						
11	W18	:	I don't.					
12	Sgt. Brown:	:	His name is Michael ok.					
13	W18	:	Ok.					
14	Sgt. Brown:	:	What did you hear Michael saying?					
15	W18	:	¿Stop! Stop ok I'm sorry! Ow...ow¿ow¿ow¿ ok I'm sorry					
16	stop! I'm sorry¿	:	(choking sounds)." That's all I heard, man.					
17	Sgt. Brown:	:	Ok that's all you heard.					
18	W18	:	That's all I heard.					
19	Sgt. Brown:	:	How long did that last?					
20	W18	:	About 15 seconds, 20 seconds maybe. It wasn't long at					
21	all.	:						
22	Sgt. Brown:	:	From the reflection could you see what was going on?					
23	W18	:	No, I can hear more of it.					
24	Sgt. Brown:	:	You can hear more instead of see it, but you knew that					
25	they were in 39.	:						
26	W18	:	Yes sir because like if you go to my cell and you stand					
27	at my door when they open 35, the door slows, you can look right	:						
28	there. You can actually see the officer talking. I seen him going in	:						
29	and then I heard all that. And I first I thought ok, you know, for	:						
30	disrespecting the nurse and I didn't think nothing of it until I	:						
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1 heard the like gurgling sounds and then I did find it odd that they								
2 shut his light off. I did honestly because Officer Lubrin's never								
3 done that.								
4 Sgt. Brown: When they left and walked to 37;								
5 W18 : They went to my neighbor.								
6 Sgt. Brown: They shut the light off								
7 W18 : uh hmm, they shut the door.								
8 Sgt. Brown: Before they shut the light off could you see Michael in								
9 there?								
10 W18 : No. I didn't hear Michael at all.								
11 Sgt. Brown: Did you hear Michael after they left ever?								
12 W18 : No sir. No sir.								
13 Sgt. Brown: Did you hear anything coming from Michael's cell?								
14 W18 : No sir.								
15 Sgt. Brown: Did you hear him use the shitter?								
16 W18 : No sir.								
17 Sgt. Brown: Did you hear him wash his hands?								
18 W18 : No sir.								
19 Sgt. Brown: Lay down on his bunk. Shuffle his feet,								
20 W18 : No sir. No sir I didn't hear nothing.								
21 Sgt. Brown: Breathe, yell, scream.								
22 W18 : I didn't hear nothing.								
23 Sgt. Brown: Did he know your name?								
24 W18 : I told him my name is when I introduced myself.								
25 Sgt. Brown: Would he call you ?								
26 W18 : He called me .								
27 Sgt. Brown: Did he call ; " help?"								
28 W18 : No, no sir.								
29 Sgt. Brown: So they went to 37. Any problems in 37?								
30 W18 : No sir.								
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1	there now. That's what I found odd.							
2	Sgt. Brown: Had he ever did anything like that?							
3	W18 : No.							
4	Sgt. Brown: How do you get along with Lubrin?							
5	W18 : Great.							
6	Sgt. Brown: How is his personality? Is he quiet? Is he just,							
7	normal?							
8	W18 : Sarcastic							
9	Sgt. Brown: Sarcastic. Does, I mean, does he seem nervous at all?							
10	Is he, let's face if man you've been around.							
11	W18 : Yeah absolutely.							
12	Sgt. Brown: You know the difference between some deputy that's							
13	going to come in there, ya know he's scared, ya know he's new, ya							
14	know he doesn't know that he's doing, ya know he's nervous to deal							
15	with you versus a guy?							
16	W18 : He's calm, cool and collected.							
17	Sgt. Brown: Kinda more like me, he's just going to be able to talk							
18	to you, right. Is he more like me or more like some nervous guy?							
19	W18 : He's more like you. He's very confrontable. You know							
20	sarcastic at times, but uhm?							
21	Sgt. Brown: Tries to be funny, but may sometimes he's not so funny.							
22								
23	W18 : I personally like Lubrin. I never had problems with							
24	Lubrin but honest to god, I seen something in him last night that							
25	I've never seen.							
26	Sgt. Brown: Like what?							
27	W18 : Fear.							
28	Sgt. Brown: Does it make sense why I'm asking the questions I'm							
29	asking?							
30	W18 : Absolutely, uhm,							
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1	Sgt. Brown:	So he was kind of acting different last night?						
2	W18	: Absolutely.						
3	Sgt. Brown:	Do you think it's, I mean let's face it man, I'm a						
4		homicide Sergeant, ok.						
5	W18	: Uhm, yes.						
6	Sgt. Brown:	Do you think it's because here's Lubrin talking to a						
7		group of homicide Sergeants, ya know. And it doesn't mean it's a						
8		homicide. We do all the deaths in the jail. Ok. Just that's what						
9		that means, so, even if it's just a man that dies, ok, but when I						
10		show up and ya know, Lubrin, who's probably, you know, doesn't have						
11		much time on do you think he's nervous because I'm here or nervous						
12		for some other reason?						
13	W18	: I'm talking about before you guys got there sir.						
14	Sgt. Brown:	Oh ok. Tell me about that.						
15	W18	: I just seen it and, uhm						
16	Sgt. Brown:	We'll get back to that. They finished the cell checks						
17		right? The laundry checks.						
18	W18	: Yes.						
19	Sgt. Brown:	Any other issues? They left your light on. They left						
20		you first pair of underwear. Any other issues as they went around?						
21	W18	: No but when they proceeded to leave and walk out they						
22		kept looking at the cell 39. I'm right there. I'm watching						
23		everything and I noticed that. I noticed that, and I didn't think						
24		nothing of it. I just went down, I finished my letter, I made a soup						
25		and I ate and, uh, I brushed my teeth as best as I can because of my						
26		jaw, and I laid down and then that's when I heard the ruckus and I						
27		got up and that's when I looked at Lubrin and I just seen a 380						
28		change in him man.						
29	Sgt. Brown:	What about the other two? You familiar with them much						
30		at all? I know you don't know their names, their personalities, you						
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1 know their personalities? How do they treat you?								
2 W18 : I don't know their names that well. I spoke to the								
3 Caucasian cop before because, you know, I'm in pretty good shape								
4 right now; pretty cut up still for being an old man and one day he								
5 asked me, 'Hey man you ever get?' and like, we got into a								
6 conversation about being fit, you know								
7 Sgt. Brown: He works out too.								
8 W18 : Yeah he was telling me. 'I used to be an								
9 ex-bodybuilder.' They were taking me to medical and he goes, 'Yeah								
10 OG, you're alright man, you're ok.' I said, 'Thank you man.' You								
11 know, and that was it, but I know Lubrin more. I've known Lubrin for								
12 a little while. Uhm, I remember when he was a rookie. I came and did								
13 a couple of parole violations when I was on parole.								
14 Sgt. Brown: When was that?								
15 W18 : Oh god, uhm, I don't remember. It was a few, a couple								
16 of years ago.								
17 Sgt. Brown: A couple of years ago.								
18 W18 : Yeah I have been on parole for a while.								
19 Sgt. Brown: So they finished these checks right?								
20 W18 : mm-hmm								
21 Sgt. Brown: Where did the three guys go then?								
22 W18 : They came and gathered everything.								
23 Sgt. Brown: That they had taken out?								
24 W18 : In the middle of the dorm, the table, like this is the								
25 middle;								
26 Sgt. Brown: This is the officers station right here								
27 W18 : And they started pushing everything out; dragged the								
28 mattresses, throw them by the multipurpose door, and when they all								
29 proceeded to walk out I just found it odd that they all looked in the								
30 direction of 39.								
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1	Sgt. Brown:	Did Lubrin leave?						
2	W18	: Lubrin was the last one to leave.						
3	Sgt. Brown:	Was he ever in there by himself?						
4	W18	: Uhm, no. He was standing there for about 10 seconds.						
5	When I could see [Inaudible] and he took off his gloves, he threw em							
6	in the garbage can. Took em off, threw them in the garbage can and							
7	looked at 39 and walked out.							
8	Sgt. Brown:	Did you see Lubrin come back in?						
9	W18	: I heard him come back in. I didn't see him, no sir.						
10	Sgt. Brown:	Do you know when he came back in, were you still						
11	writing, were you?							
12	W18	: I was eating a soup,						
13	Sgt. Brown:	Eating the soup.						
14	W18	: Still writing, yes.						
15	Sgt. Brown:	And so were your lights were on?						
16	W18	: Yes sir.						
17	Sgt. Brown:	Did you get up and look?						
18	W18	: Yes sir.						
19	Sgt. Brown:	And what did you see?						
20	W18	: Uhm, what made me get up is when I heard Lubrin say,						
21	"Hey are you ok? Are you ok? Shareef; called him something like							
22	that.							
23	Sgt. Brown:	His last name is Tyree.						
24	W18	: Tyree. There you go. That's what he's saying.						
25	;Tyree. Tyree; and I seen ya know the motion ;Tyree. Tyree; You							
26	know, you can see the body motion.							
27	Sgt. Brown:	When you are seeing this are you seeing this in the						
28	reflection?							
29	W18	: I'm seeing this like this out my window.						
30	Sgt. Brown:	So you're able to look down to see;						
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1	W18	:	Uh hmm, and I can see the body motion.					
2	Sgt. Brown:		And you can see Lubrin kind of like kicking a little					
3			bit.					
4	W18	:	And then it turns out that, his head was facing¿					
5	Sgt. Brown:		Was Michael¿s door open or shut?					
6	W18	:	Yes sir it was open.					
7	Sgt. Brown:		It was open.					
8	W18	:	And then Lubrin shut it. Walked by my cell and walked a					
9			few ways and I heard him say specifically to I don¿t know who, ¿Are					
10			you aware of this guy ever shitting on himself?¿ I don¿t know what					
11			they told him. But he didn¿t finish the security check he went					
12			straight back to 39. Opened the door and dragged him out. And when I					
13			seen Michael¿s eyes man, I knew Michael was gone man.					
14	Sgt. Brown:		What did Lubrin do after he drug him out?					
15	W18	:	Panicked. Called the other Deputies. Same three					
16			Deputies came in, and uhm¿					
17	Sgt. Brown:		Did he start pumping on him?					
18	W18	:	Yes.					
19	Sgt. Brown:		Did he start pumping on him before the other Deputies					
20			showed up?					
21	W18	:	No.					
22	Sgt. Brown:		The other Deputies were already there.					
23	W18	:	Yes.					
24	Sgt. Brown:		When Lubrin walked in and you could hear him, ¿Hey man					
25			you ok? You ok?¿ was that right away after he walked in? Or was there					
26			enough time, follow me here, was there enough time for him to go up,					
27			check the top tier, come down, check the bottom tier, find Michael,					
28			check the rest of the tier, and then come back to Michael?					
29	W18	:	No Lubrin came this way.					
30	Sgt. Brown:		Lubrin came in, this is the door, ok.					
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1	W18	:	This is the door. Lubrin came this way. He always					
2			comes this way.					
3	Sgt. Brown:		He always comes this way. Did he come go up to the					
4			top?					
5	W18	:	He goes through the bottom first.					
6	Sgt. Brown:		Bottom first.					
7	W18	:	Yeah, always. I know he¿					
8	Sgt. Brown:		So he goes to the bottom first. So he went straight					
9			from the door 47, 45, 43, 41, 39¿ ¿Hey are you ok?¿					
10	W18	:	That¿s when I heard, yes. ¿Are you ok? Tyree. Tyree.					
11			Are you ok? Are you ok?¿ Then that¿s when I got up and I looked and					
12			I can see Lubrin¿s motion.					
13	Sgt. Brown:		So we¿re talking within like a minute or two of him					
14			coming in.					
15	W18	:	Uh hmm.					
16	Sgt. Brown:		He¿s already asking, ¿Are you ok? Are you ok?					
17	W18	:	Uh hmm, yes. Then he proceeded to take off. He shut					
18			the door, took off, got somewhere between, like I said, 31 and 25 and					
19			I heard him specifically say whoever he asked, ¿Are you guys aware of					
20			him shitting on himself?¿ I don¿t know their response. He went a few					
21			cells down, went straight back to 39.					
22	Sgt. Brown:		So he never went to the top.					
23	W18	:	Nope. Not that I seen.					
24	Sgt. Brown:		Before, so he had the door open before he came down¿					
25	W18	:	Then again I wasn¿t that focused.					
26	Sgt. Brown:		Yeah I know. I know. I understand. Uhm, so he opened					
27			the door, ¿Are you ok?¿ Shut it, went down here, ¿Anybody aware of					
28			him shitting on himself?¿ Walked. Went back, opened it again. Am I					
29			good? Did he call for help? Or did he drag the guy out first?¿					
30	W18	:	Dragged him out.					
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1	Sgt. Brown:	Then he called for help.						
2	W18	:	No. Wait a minute. Called for help first.					
3	Sgt. Brown:	Then drug the guy out?						
4	W18	:	Then they drug him out.					
5	Sgt. Brown:	They drug him out together?						
6	W18	:	Yes.					
7	Sgt. Brown:	So two of them drug him out.						
8	W18	:	Yes.					
9	Sgt. Brown:	Ok alright cool. We're getting somewhere.						
10	W18	:	Yes.					
11	Sgt. Brown:	So they started working on him, but you can tell, hey						
12	man.							
13	W18	:	He was gone man. That's why I'm going to keep it real					
14	with you man.	I just started crying man. I just said a prayer for						
15	him man.	Because I knew he was dead. I seen dead bodies in prisons						
16	before.	I knew he was gone man. I knew he was gone man. I just						
17	started crying man,	because it hurt me.						
18	Sgt. Brown:	Pretty soon the nurses showed up.						
19	W18	:	Yes.					
20	Sgt. Brown:	How were the Deputies acting before the nurses showed						
21	up?							
22	W18	:	That's when I knew it was Lubrin. He was lost in					
23	thought.	He was discombobulated, and he looked at my cell. He looked						
24	at my neighbor first,	and he goes, 'Did you hear anything?' I heard						
25	my neighbor say,	'No.' Then it was the just way he looked at me man.						
26	It's the way he fucken	looked at me, and I looked at him and he						
27	goes,	'Did you hear anything?' I didn't even respond man. I just						
28	turned around and sat	down man. Ok, I knew man, I knew man. I knew						
29	man, his whole facial	expression, everything changed. Like getting						
30	caught with your hand	in the cookie jar man so to speak you know.						
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1	Sgt. Brown:	You said earlier that you heard laughing.						
2	W18	:	I watched them laugh.					
3	Sgt. Brown:	Those three Deputies?						
4	W18	:	When they were reviving him.					
5	Sgt. Brown:	Before the nursed showed up?						
6	W18	:	No it was afterwards and during.					
7	Sgt. Brown:	Was it before the Paramedics and the Fire Department						
8		showed up?						
9	W18	:	Uh hmm.					
10	Sgt. Brown:	So after the nurses, but before Fire and Paramedics.						
11		And when you say they are laughing, like were they laughing at						
12		? Were they telling jokes? Were;						
13	W18	:	It's hard to say sir because even some of the EMTs were					
14		talking amongst each other laughing.						
15	Sgt. Brown:	Like us. You watched us there.						
16	W18	:	Exactly. I watched you guys, you know. It doesn't					
17		mean that you guys are specifically laughing at this person.						
18	Sgt. Brown:	Right. Right.						
19	W18	:	Or what's manifested. You know, it could be something					
20		that you;						
21	Sgt. Brown:	Completely unrelated.						
22	W18	:	A case that you are doing that you found something					
23		humorous and you guys are correlating about. So I'm not saying that						
24		they specifically laughed at Michael because I don't know.						
25	Sgt. Brown:	Did they appear nervous?						
26	W18	:	Absolutely.					
27	Sgt. Brown:	Scared?						
28	W18	:	Absolutely.					
29	Sgt. Brown:	But they were trying to help. Do you figure; do you						
30		think;						
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1	W18	:	The only one that took the initiative to help him was					
2	Lubrin.							
3	Sgt. Brown:		What were the other two doing?					
4	W18	:	Standing there.					
5	Sgt. Brown:		Uhm, they brought in that little machine.					
6	W18	:	Yes.					
7	Sgt. Brown:		Who hooked it up to the guy?					
8	W18	:	The nurse.					
9	Sgt. Brown:		The nurse.					
10	W18	:	Yes.					
11	Sgt. Brown:		Some fourth Deputy brought that in right? Do you					
12	remember who brought;		well you know what that;s kind of a bad					
13	question because there were actually a bunch of those machines that							
14	were brought in.							
15	W18	:	There was quite a few, yes.					
16	Sgt. Brown:		Yeah ok.					
17	W18	:	There was a big one;.then there was a little portable					
18	one;							
19	Sgt. Brown:		The little red boxes, uhm, but the nurse hooked up a					
20	machine.							
21	W18	:	A male nurse, because I remember watching because he					
22	was like panicking, like, ;I gotta save this guy man.;							
23	Sgt. Brown:		Eventually Michael was pronounced dead, right? The					
24	doctors, the nurses, the fire personnel, the paramedics; they							
25	eventually all left right?							
26	W18	:	Uh hmm.					
27	Sgt. Brown:		What was going on with the Deputies after that and					
28	before we came?							
29	W18	:	Sergeant Aguilar walked in, another Sergeant who was					
30	bald, and the other little short Sergeant; thin, kind of a little							
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1611</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>26</b>	OF <b>37</b>

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1 bald spot on his head.								
2 Sgt. Brown: Right. Right. Right.								
3 W18 : Took Lubrin, called Lubrin to the multipurpose room								
4 immediately and I didn't see Lubrin after that.								
5 Sgt. Brown: What about the other two? Did you see them?								
6 W18 : I didn't see them after that.								
7 Sgt. Brown: Did you talk to anybody else in any of these dorm rooms								
8 about anything that happened?								
9 W18 : Uhm, not until this afternoon when we came off our								
10 program.								
11 Sgt. Brown: You guys had program this afternoon?								
12 W18 : Yes sir.								
13 Sgt. Brown: And who did you speak to?								
14 W18 : Uhm, a couple of individuals who were								
15 Sgt. Brown: Do you know their names or just know their cells? Well								
16 you know .								
17 W18 : I, I don't speak to . We're all crooks to him.								
18 Uhm, I spoke to 14 and he confirmed; I said, "Hey man, that was								
19 messed up man.; He goes, ;Man dude;, ya know he goes ;You know what I								
20 tripped out on?; I said, ;What;s that brother man.; He goes, ;How								
21 when Lubrin opened the door and was kicking him in the head asking								
22 him if he was ok.; And I said, ;Oh my god dude I seen the body motion								
23 on that dude.; And he goes, ;That;s what he was doing.; And I said,								
24 ;You know what brother man I don't want to talk about it because it								
25 bothered me that young man didn't deserve to die man.;								
26 Sgt. Brown: When Michael is in his cell and you are in your cell, I								
27 know you guys can hear kind of pretty well. Could you a lot of the								
28 things that he was doing in his cell?								
29 W18 : Prior to that?								
30 Sgt. Brown: Yes. On a daily basis. On a daily basis. Could you								
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1 hear him walking around?								
2 W18 : Yeah, Yeah, I hear him flushing his toilet, I hear my,								
3 cuz you know you can hear everything, you know. It is pretty quiet								
4 in there at night so it kinda echoes, you know.								
5 Sgt. Brown: So, was it unusual to you to not hear anything during								
6 that time?								
7 W18 : I can't really say that I am that aware of it, but you								
8 know when I was up and I was ya know, doing, washing my clothes or								
9 whatever, I could hear his water on. I could hear him flush his								
10 toilet. I would hear him talk to himself because Michael was loud.								
11 You know my neighbor in 37 is quiet. He is still coming down on that								
12 shit.								
13 Sgt. Brown: Oh, I see. So most of this side is pretty much ya								
14 know, a lot of Michael?								
15 W18 : You can hear Michael.								
16 Sgt. Brown: But you didn't hear anything after they went in								
17 there?								
18 W18 : No, man. After they left I didn't hear nothing, man.								
19 Sgt. Brown: Take me back to the 25th. You said they choked you								
20 out!								
21 W18 : mm-hmm								
22 Sgt. Brown: How did they do that?								
23 W18 : Well, I'm like this first of all. Chained up. Then,								
24 uh, they took me to the cell, they slammed me against the wall, and I								
25 think that is actually when they freaked my jaw up because they								
26 slammed me like this and then they grabbed me, I was like, ¿Hey man								
27 come on. Man, come on, I am not resisting, man.¿								
28 Sgt. Brown: Are they holding you by the arms?								
29 W18 : They got my fingers bent. I was surprised they didn't								
30 break. And then they started stepping on my ankles, shoving the								
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1 ankle thing in my skin and then grabbed me; he finally let go of								
2 me and he grabbed me and threw me down. And when he threw me down I								
3 hit the corner of the bed. And I was pissed by then because I felt								
4 the warm blood running down my face.								
5 Sgt. Brown: Did you ever get any, because, and here's why I'm								
6 asking this, you mentioned Michael, ya know, ¿don¿t, I'm sorry¿ and								
7 then you heard like the gurgling noise, right?								
8 W18 : mm-hmm.								
9 Sgt. Brown: Did they do anything to you and I know they were								
10 different deputies, but did they do anything to you that would cause								
11 you to make the same sounds that Michael did last night?								
12 W18 : No								
13 Sgt. Brown: They never had it up around your neck?								
14 W18 : No.								
15 Sgt. Brown: Okay.								
16 W18 : I mean, they had me in a little hold, but it wasn¿t								
17 like that. No.								
18 Sgt. Brown: Do you think that, well, let me ask you this. When they								
19 first went into Michael¿s cell last night during the shakedown, well								
20 uh, like I said, did you hear them tell him to get up?								
21 W18 : In all honesty, all I hear was Michael say, ¿Okay,								
22 stop. Okay please stop. Stop!¿								
23 Sgt. Brown: Did you hear him cussing at them?								
24 W18 : No								
25 Sgt. Brown: Did you hear him using foul¿								
26 W18 : No								
27 Sgt. Brown: Telling them stuff about the Devil or Satan or get out								
28 of my cell!								
29 W18 : No sir. No sir.								
30 Sgt. Brown: Did you hear them saying, ¿Fine. Get down on your								
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1 bunk. Get down on your bunk!¿								
2 W18 : No sir.								
3 Sgt. Brown: Just Michael.								
4 W18 : It¿s protocol that when they come in for laundry								
5 service that we stand up and face the wall unless like myself I know								
6 a lot of the Deputies. Like, I get along with them really good. Uhm,								
7 that¿s protocol. So, at one time the youngster with the Superman								
8 haircut I call it. I remember the first time I met him he went in my								
9 cell and when I got against the wall he said, ¿Do you have any extra								
10 underwear?¿ and he grabbed me like this and he pulled me! And I said,								
11 ¿What the fuck are you trying to manhandle me for fool?¿ and then								
12 Lubrin goes, ¿Naw man, he¿s cool. He¿s cool, man. OG's cool!¿ and								
13 he goes, ¿Ok.¿ And he checked for underwear and I didn¿t have no								
14 extras and he never stopped and spoke to me. But last night I found								
15 it odd that he spoke to me and asked how I was doing; how's my jaw.								
16 Sgt. Brown: Was this after what happened?								
17 W18 : After they left Michael's cell, when they came to mine								
18 Lubrin came in kicked me my extra underwear back because I felt it								
19 hit my ankle. I turned around and looked, it was my underwear.								
20 Lubrin and them walked out. Youngster was walking out and he stopped								
21 at my door and he goes, ¿Hey, so how is the jaw healing man?¿ and I								
22 said, ¿Well it didn¿t heal. It actually got even worse because I								
23 went to a special¿¿ and I told him briefly what happened, ¿I gotta go								
24 have it re-broken and wired¿, and, ¿Aaaawww man that sucks!¿ and he								
25 left. But I found it odd that he talked to me because he never do.								
26 Sgt. Brown: Do you know if there was any ever any reports made								
27 about what happened to you?								
28 W18 : No, I don¿t know. I never heard nothing about that.								
29 Sgt. Brown: Did you report it to anybody?								
30 W18 : No I didn¿t say nothing man.								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1611</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>30</b>	OF <b>37</b>

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1	Sgt. Brown:	Yeah you don't						
2	W18	: I'm old school man. My flesh is going to heal man.						
3	Sgt. Brown:	Yeah I figured that's what you were going to tell me.						
4	W18	: Yeah man I never did nothing. But did come and						
5	apologize to me the next morning when he came on shift that evening							
6	on the 25th came to my door and he apologized to me. And I said, 'You							
7	know that was fucked up look what you did to me man. Look at my eye.							
8	Look at my head man. ' I go, 'That's fucked up man. You're a fucken							
9	coward dude! ' I'll be honest I said, 'You're a fucken coward dude!							
10	I'll beat your ass one on one fool! ' Then that's when he goes, 'Well,							
11	I'm sorry . ' And I said, 'You know what man. It happened. It							
12	is what it is man. ' He goes, 'Ok, Welcome to my dorm. ' Then that's							
13	when some Northern Rider tried to push up on me. Walked in my cell,							
14	tried to talk to this big fucken kid man. Tried to talk to him.							
15	He's 'Cold Cockin' me. I shut my door and it was on.							
16	Sgt. Brown:	Even though you were hurt.						
17	W18	: Yeah. It was on and crackin man. That motherfucker						
18	'cold cocked' me and then started spraying, but I wouldn't stop.							
19	I'm old school man. I am the epitome of that old "can't stop won't							
20	stop" bullshit.							
21	Sgt. Brown:	This is after you got back from the hospital?						
22	W18	: No this is, uhm, after he apologized to me [inaudible].						
23	I didn't go to the hospital that night. I didn't go to the hospital							
24	until after that fight.							
25	Sgt. Brown:	This was in A then.						
26	W18	: Uh hmm.						
27	Sgt. Brown:	Ok						
28	W18	: And then after the fight, I wouldn't stop and then they						
29	fucked me up again man!							
30	Sgt. Brown:	And then you went to the hospital.						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1611	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 31	OF 37



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W18	:	Then I went to the hospital.					
2	Sgt. Brown:		Ok. So do you know what day, date it was?					
3	W18	:	It was the 25th of July sir.					
4	Sgt. Brown:		That you went to the hospital.					
5	W18	:	Yes sir.					
6	Sgt. Brown:		Ok so the Deputies did that to you in the early morning					
7			hours;					
8	W18	:	Deputy Mahaffey;					
9	Sgt. Brown:		and then you went to your cell. Le apologized.					
10	W18	:	He came in that next day at 6 o'clock on his shift. He					
11			did his rounds,					
12	Sgt. Brown:		In the evening or in the morning?					
13	W18	:	and I'm watching him. In the evening.					
14	Sgt. Brown:		Ok, so his next shift.					
15	W18	:	He did his rounds, and I'm watching him. And then he					
16			looks, he looks up at my cell and then he walks up the stairs and I					
17			said, ;Oh fuck!;					
18	Sgt. Brown:		So you sat there bleeding with a broken jaw all day?					
19	W18	:	All day man. I didn't even know my jaw was broken.					
20	Sgt. Brown:		But bleeding. Didn't anybody come and treat your					
21			bleeding?					
22	W18	:	My head was gushing. Nope. Nope. Nope.					
23	Sgt. Brown:		And then he came about 6 o'clock, apologized, does his					
24			rounds and then this dude comes in, it's on.					
25	W18	:	It's on and crackin!					
26	Sgt. Brown:		How long did that go on? A couple of seconds?					
27	W18	:	No. Aw shit, I shut my door and I didn't want to stop.					
28			I wanted to annihilate that fucken kid for punching me the way he					
29			did.					
30	Sgt. Brown:		And what happened to him?					
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1611	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 32	OF 37

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 W18 : I don't know man. I don't know because I didn't stop.

2 Then I heard all the troops coming. Then that's when I finally

3 stopped and they opened my door and they all rushed in. They dragged

4 me out.

5 Sgt. Brown: And they just took you right to the hospital.

6 W18 : They dragged me out, punched me in my ribs, punched me

7 in my head, dragged me down here and then that's when I seen

8 Mahaffey. I said, 'Hey Mahaffey it's me.' He goes,

9 'Mahaffey look what they did to me man.' Then Mahaffey was the escort

10 and McMahon, I think that's his name, he's up there.

11 Sgt. Brown: Yeah

12 W18 : They were my transport to VMC that night and Mahaffey,

13 when they were coming, when they took me out to VMC, Mahaffey goes,

14 'What happened OG?' and I told him everything. I go, 'Mahaffey man,

15 they not like you guys. They're not old school. They're fucken all

16 young gung ho motherfuckers man. New generation. Look what they did

17 to me. 'I explained to him what happened.

18 Sgt. Brown: And when you came back you went to B?

19 W18 : Yes because Lubrin saw me and like I said I have always

20 got along with Lubrin. Lubrin goes, 'Hey you want to come to

21 my dorm man? It's cool in there.' I said, 'Sure Mr. Lubrin. I'll go

22 to your dorm.' and that's where I'm at now.

23 Sgt. Brown: You nervous about talking to me?

24 W18 : Huh?

25 Sgt. Brown: You nervous about talking to me?

26 W18 : No. When you tell the truth you don't need to be

27 nervous.

28 Sgt. Brown: I don't mean nervous about what's going to happen or

29 what I'm going to do.

30 W18 : I'm scared about what's going to happen to me.

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1611</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>33</b>	OF <b>37</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	Sgt. Brown:	That's what I'm talking about.						
2	W18	:	Yeah.					
3	Sgt. Brown:	Do you like your housing?						
4	W18	:	Yeah I like my housing.					
5	Sgt. Brown:	Would you want new housing?						
6	W18	:	No.					
7	Sgt. Brown:	You're not that scared or you just don't want to be						
8		rolled up.						
9	W18	:	It don't matter where I'm at man. I'm in jail they're					
10		going to come and reach out and touch me wherever I'm at if that's						
11		the case.						
12	Sgt. Brown:	So you want me to leave you alone?						
13	W18	:	You make it sound like I'm the only one talking to					
14		you.						
15	Sgt. Brown:	You're only the second person I talked to. I just						
16		started. I just started. I just started, but I want to address your						
17		concerns. You know, I mean						
18	W18	:	I expressed it to Roggy. I've known Roggy a long, I've					
19		known Roggy for decades man.						
20	Sgt. Brown:	Umm, I have to ask so I'm going to. Mental Health is						
21		standing by did you want to talk to them.						
22	W18	:	No.					
23	Sgt. Brown:	Are you sure? Chaplain is standing by, did you want to						
24		talk to him. They're both standing by for anybody that wants to talk						
25		to them.						
26	W18	:	No. I just feel bad what happened to Michael man.					
27	Sgt. Brown:	Yeah me too.						
28	W18	:	That's fucked up man.					
29	Sgt. Brown:	I agree that's why I'm here.						
30	W18	:	Are they going to find out that I talked to you?					
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1611	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 34	OF 37

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1	Sgt. Brown:	Who?						
2	W18	:	The Deputies, particularly that shift that comes on					
3			tonight.					
4	Sgt. Brown:	No.						
5	W18	:	Then I'm ok.					
6	Sgt. Brown:	You know, uhm, you remember my name. Brown like the						
7			color.					
8	W18	:	Your name.					
9	Sgt. Brown:	Like your shirt, like your shirt.						
10	W18	:	Of course I remember your name. It's just					
11	Sgt. Brown:	Here's why I say that, because you can reach out						
12			whenever you want and I'll help you.					
13	W18	:	I just think that what they did was wrong man. Look					
14			what they did to me man. Just because I wanted to get housed, man.					
15			Same crew, not Lubrin and them, but damn man, same fucking crew, man,					
16			look what they did to me, man. Ended up getting a huge fucking					
17			abscess underneath my chin that's cut open now and still draining,					
18			lost a tooth, fucken my jaw is cracked and then I turn out that I					
19			gotta have surgery. I told my family and they're all like "wow man,					
20			are you serious?" Yeah I gotta go get my jaw wired and, sucks man.					
21			It's not the same no more, officer. The demeanor of the Deputies is					
22			absolutely and utterly different from the demeanor of this new					
23			generation. Gung ho man. I was in Corcoran with Green Squad man, with					
24			the fucken, I was there, I was there when they would send us out to					
25			the yard with eight Southerners and just me, my Saturday night man.					
26			When they used to bet on us. I was there man I know that. I know what					
27			happens when you get Deputies who are not as professional as others					
28			man. And I also seen Deputies in prison and in jail get all 'slayed"					
29			down, become their own little gang man. I watched it all. You know I					
30			have been the victim of it. I used to fight every ten days in the SHU					
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1611	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 35	OF 37

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 man. Get out, somebodies cell, and my cellie, they were betting on</p> <p>2 us. Been there done that man. Iꝰm older now Iꝰm only here on some</p> <p>3 misdemeanors, I want to go home. I think theyꝰre going to strike me</p> <p>4 out on this, but I want to go home Iꝰm grown and shit. Never, ya</p> <p>5 know, I never thought this would happen to me here. I've always had a</p> <p>6 good rapport with all the Deputies here. Nursing staff, I donꝰt, I</p> <p>7 donꝰt swear at none of them, Iꝰm very professional when I speak to</p> <p>8 them because they are here to assist me and Iꝰm here because of my</p> <p>9 own bad decisions. I donꝰt take it out on nobody else. Yesterday was</p> <p>10 wrong. What they did to me was wrong, but I didnꝰt make a big stink</p> <p>11 about it because maybe I did get disrespectful by calling them lazy</p> <p>12 and all that shit.</p> <p>13 Sgt. Brown: Well you are OG arenꝰt you?</p> <p>14 W18 : Yeah ya know, so. It is what it is.</p> <p>15 Sgt. Brown: It is what it is.</p> <p>16 W18 : Hey man, a little ass whipping builds character</p> <p>17 sometimes, ya know. Thatꝰs precisely how I inventory it man and I</p> <p>18 inventoried my secondary thought process to always remember never to</p> <p>19 do that again man, ya know.</p> <p>20 Sgt. Brown: Mistakes are only good mistakes if you learn from them,</p> <p>21 right?</p> <p>22 W18 : That's right, man. When you lose you win sometimes, ya</p> <p>23 know. And that's precisely what happened to me.</p> <p>24 Sgt. Brown: Is there anything more that you want to tell me?</p> <p>25 W18 : Just donꝰt let that kids death go in vain man. Heꝰs a</p> <p>26 good kid. Yes, heꝰs a , but...</p> <p>27 Sgt. Brown: You think they hurt that man?</p> <p>28 W18 : Yes.</p> <p>29 Sgt. Brown: You think they killed that man?</p> <p>30 W18 : Yes.</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1611	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 36	OF 37

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1 Sgt. Brown: That's because of what you saw and what you heard.

2 W18 : Yes, but what spoke the most significant volume to me

3 was Lubrin's face when I seen it.

4 Sgt. Brown: How he reacted?

5 W18 : Yes.

6 Sgt. Brown: Alright man is that it?

7 W18 : That's it man.

8 Sgt. Brown: I'm gonna let you go back, ok?

9 W18 : Yes.

10

11 INVESTIGATION CONTINUED:

12

13 I ended my interview with W18 without any further information.

14 After speaking with W18 I sent him back to unit 6B and

15 awaited the next interview. See the following supplemental reports

16 for further statements.

17

18 PLEOS:

19

20 Sergeant J Brown #1688's Supplemental Report

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1611</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>37</b>	OF <b>37</b>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W38</b>	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									

<b>W39</b>	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									

<b>W40</b>	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 <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1640</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>1</b>	OF <b>29</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 SUPPLEMENTAL INVESTIGATION:

2

3 On 08/27/15, I assisted Sergeant Carrasco with the investigation into

4 this incident. I was in the process of contacting inmates housed in

5 the 6B unit at the Main Jail. At 1708 hours, I met with the subject,

6 who was identified as (W38), in interview room 2

7 on the sixth floor. The following is a transcription of the

8 interview. Refer to audio recording for complete details.

9

10 (Investigator's Note: The following transcription was prepared from

11 my audio recording by Sheriff's Office Administrative Assistance

12 and reviewed by me for content and accuracy. I made any

13 necessary revisions.)

14

15 STATEMENT OF WITNESS 38

16

17 Sgt. Brown: Alright man, I'm Sgt. Brown with the Sheriff's office.

18 What's your name?

19 W38 :

20 Sgt. Brown:

21 W38 : Yes.

22 Sgt. Brown: With an right?

23 W38 : Yes sir.

24 Sgt. Brown: What's your birthdate?

25 W38 :

26 Sgt. Brown: . What cell you housed in?

27 W38 : Cell 17.

28 Sgt. Brown: 17. Right there? (pointing at a map)

29 W38 : Yes sir.

30 Sgt. Brown: Oh cool. Do you know why we are here?

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1640</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>2</b>	OF <b>29</b>
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1	<b>W38</b>	:	<b>Yeah.</b>					
2	<b>Sgt. Brown:</b>		<b>You saw us this morning?</b>					
3	<b>W38</b>	:	<b>Yeah.</b>					
4	<b>Sgt. Brown:</b>		<b>Did you see me this morning?</b>					
5	<b>W38</b>	:	<b>Yes</b>					
6	<b>Sgt. Brown:</b>		<b>Alright, cool. It's been a long day</b>					
7	<b>W38</b>	:	<b>Yeah, I can tell.</b>					
8	<b>Sgt. Brown:</b>		<b>Do you get pill call?</b>					
9	<b>W38</b>	:	<b>Yes sir.</b>					
10	<b>Sgt. Brown:</b>		<b>Starting with pill call yesterday, if you want, tell me</b>					
11			<b>what happened.</b>					
12	<b>W38</b>	:	<b>Ah, pill call last night?</b>					
13	<b>Sgt. Brown:</b>		<b>Yeah.</b>					
14	<b>W38</b>	:	<b>Ok, after pill call last night.</b>					
15	<b>Sgt. Brown:</b>		<b>Anything unusual happen at pill call?</b>					
16	<b>W38</b>	:	<b>At pill call, I don't recall pill call, but after that</b>					
17			<b>the commissary came and from there clothing.</b>					
18	<b>Sgt. Brown:</b>		<b>You had laundry last night?</b>					
19	<b>W38</b>	:	<b>Yeah, we had clothing and then from there they gave us</b>					
20			<b>45 minutes program I believe.</b>					
21	<b>Sgt. Brown:</b>		<b>Which is a bonus right?</b>					
22	<b>W38</b>	:	<b>Yeah, we never come out on Wednesdays.</b>					
23	<b>Sgt. Brown:</b>		<b>Yeah, lock down Wednesday.</b>					
24	<b>W38</b>	:	<b>Yeah.</b>					
25	<b>Sgt. Brown:</b>		<b>Alright, then what happened?</b>					
26	<b>W38</b>	:	<b>And then from there, they did bar checks.</b>					
27	<b>Sgt. Brown:</b>		<b>Like a small shakedown?</b>					
28	<b>W38</b>	:	<b>Yeah.</b>					
29	<b>Sgt. Brown:</b>		<b>Clothing check? Extras?</b>					
30	<b>W38</b>	:	<b>Clothing check, yeah.</b>					
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1640</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>3</b>	OF <b>29</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	Sgt. Brown:	Alright. Any problems during, during the extras						
2		check?						
3	W38 :	Yeah cell 48, they went in there and;						
4	Sgt. Brown:	How many officers were there?						
5	W38 :	At first, it was two and then a third officer came.						
6	Sgt. Brown:	Do you know their names?						
7	W38 :	I just know Lubrin and Farris.						
8	Sgt. Brown:	Lubrin and Farris?						
9	W38 :	Yeah.						
10	Sgt. Brown:	What about the third guy, do you know what he looked						
11		like?						
12	W38 :	He had a little comb over, Mexican guy.						
13	Sgt. Brown:	Mexican guy? Superman?						
14	W38 :	Yeah, little Superman comb over.						
15	Sgt. Brown:	Alright. Ok, so they went to 48?						
16	W38 :	They went to 48, in the bottom window from our cell						
17		you could see, you could see inside there, you know, cause I usually						
18		use that bottom window to watch TV, but in the distance then I heard						
19		some screaming so, or shouting, I should say shouting and from there						
20		uh;						
21	Sgt. Brown:	Do you know the guy 48?						
22	W38 :	, I believe.						
23	Sgt. Brown:	Any problems with him?						
24	W38 :	Umm						
25	Sgt. Brown:	Not with you, but in general, like the COs or						
26		anything?						
27	W38 :	Yeah, usually they usually rough them up a little bit						
28		because;						
29	Sgt. Brown:	He;s pretty vocal?						
30	W38 :	Yeah, because he is always like, because of the meds he						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 4	OF 29

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 takes you know like, "Damn make some coffee" you know. He's not</p> <p>2 supposed to be taking coffee ya know and so on the meds he's taking</p> <p>3 like, he just like loses it like sometimes he's just staring into</p> <p>4 like nowhere and I guess he didn't want to get up. I guess he got</p> <p>5 tired, I don't know what, he was tired and he was angry about</p> <p>6 something at program so he locked himself down and then so I guess</p> <p>7 right there that's usually what they do, they see someone acting up</p> <p>8 from program then when they do the shake down, that's when they will</p> <p>9 start talking to you, like, yeah but uh, from a distance you shout at</p> <p>10 them, you tell him to get on the wall, he got on the wall, and then</p> <p>11 from there I could see them like really close, like close so I don't</p> <p>12 know exactly what they're doing, but he, but I was talking to him</p> <p>13 earlier he said that he got slapped and he got choked.</p> <p>14 Sgt. Brown: OK.</p> <p>15 W38 : Yeah.</p> <p>16 Sgt. Brown: And then what did they do?</p> <p>17 W38 : And then from there, they went down the bottom tier.</p> <p>18 They went to 47, 45, they started with, started doing shakedown.</p> <p>19 Sgt. Brown: Started going backwards?</p> <p>20 W38 : Yeah.</p> <p>21 Sgt. Brown: You still watching?</p> <p>22 W38 : Yeah, I was still watching the whole time.</p> <p>23 Sgt. Brown: OK.</p> <p>24 W38 : We sat, they did top tier first</p> <p>25 Sgt. Brown: Ok.</p> <p>26 W38 : And they did</p> <p>27 Sgt. Brown: They started over here?</p> <p>28 W38 : Yes, started at one</p> <p>29 Sgt. Brown: Went to 48</p> <p>30 W38 : Probably 48</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 5	OF 29

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1	Sgt. Brown:	And then went down to 47?						
2	W38 :	47.						
3	Sgt. Brown:	OK.						
4	W38 :	Then they're in and out 45, in and out 43 and then in						
5		and out 41 and then 39 they, I guess they woke him up or something						
6		and then from there you hear him shouting, saying you know. I don't						
7		know what they're doing. I could kind of see from the door but you						
8		can't see inside or anything. This is not the first time they, they						
9		did that to him you know. His first night here, they brought him in						
10		and then he was by the shower and then one officer was telling him						
11		if you move I will fuck you up and that was like two days before						
12		they just beat me up and then, uhm, and so they're going to put him						
13		upstairs in 40, but then I don't know, like they started talking and						
14		they said, oh we need a bottom tier cell so they put him in cell						
15		17. Because, they moved me from cell 17 because they beat me up and						
16		they put me in 29. And then, so no one was at 17 at that time. They						
17		put him in that cell and then from there they, uhm they, that's the						
18		first time he was there you know he was shouting, screaming, "I'm						
19		sorry, sorry", he just started like, I guess he was acting up in						
20		booking and so that was their chance for them to I guess do what they						
21		do. Yeah, because, the night before they put me in a press hold. I						
22		guess they did the same thing to him. That's how they unshackle						
23		you.						
24	Sgt. Brown:	His first night?						
25	W38 :	Yeah, his first night.						
26	Sgt. Brown:	Ok.						
27	W38 :	And then last night too, it was the same thing. Like						
28		you heard the same, the same screaming as before.						
29	Sgt. Brown:	In his cell?						
30	W38 :	In his cell.						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 6	OF 29

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1 Sgt. Brown: And what was he saying?								
2 W38 : He was saying, all I heard was "I'm sorry, I'm sorry"								
3 and then from there they turned off his light, cause they were in								
4 there for like a good five minutes, then they turn off his lights.								
5 You know, I don't even know why they turned off his lights. And then								
6 from there, he said I want, Officer Farris said "I don't want to hear								
7 a word out of you all night" and then, ya know, that's when they								
8 closed the door and they went 37, in and out, in and out, in and out,								
9 in and out, and then more cells, in and out, and then they just								
10 finished up.								
11 Sgt. Brown: They got to your cell right?								
12 W38 : Yeah.								
13 Sgt. Brown: How long were they in your cell?								
14 W38 : It was in and out.								
15 Sgt. Brown: Did they go in?								
16 W38 : Yeah, they went in looked around.								
17 Sgt. Brown: They search anything.								
18 W38 : Because my cell is a trustee, they were like oh, this								
19 is a trustee cell.								
20 Sgt. Brown: Oh, okay.								
21 W38 : So they were like alright and then they just left.								
22 Sgt. Brown: They just left? Did you have any extras?								
23 W38 : No.								
24 Sgt. Brown: Okay. Uhm, did they find anything maybe you shouldn't								
25 have that they left in there? I'm not going to burn you if they								
26 did.								
27 W38 : No.								
28 Sgt. Brown: Okay. And then they finished?								
29 W38 : Yeah, and then they finished.								
30 Sgt. Brown: Did they shut your light off?								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 7	OF 29

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1	W38	:	No, they didn't shut my light off.					
2	Sgt. Brown:		Uhm.					
3	W38	:	The only cells that they shut off the lights was 39.					
4	Sgt. Brown:		39.					
5	W38	:	43 was asleep and they left his light on. They, he,					
6			originally was off and then they left his light on.					
7	Sgt. Brown:		When, when they were in there and you could hear, did					
8			you know the guy's name?					
9	W38	:	Tyree or					
10	Sgt. Brown:		Ok, and you could hear Tyree yelling.					
11	W38	:	Yeah.					
12	Sgt. Brown:		Could you hear them say anything?					
13	W38	:	I cannot hear them.					
14	Sgt. Brown:		They, you didn't hear them say anything					
15	W38	:	All I heard them, when they left, that was it, I don't					
16			want to hear a word out of you all night.					
17	Sgt. Brown:		You didn't hear them say get up? You didn't hear					
18			them say get down?					
19	W38	:	No.					
20	Sgt. Brown:		Get on the wall?					
21	W38	:	Well, I might have heard get on the wall, but I don't,					
22			but to, but I can't really					
23	Sgt. Brown:		Did all three of them go inside?					
24	W38	:	All three went inside.					
25	Sgt. Brown:		And they were in there five minutes, few minutes?					
26	W38	:	A good, I would say a good four or five minutes.					
27	Sgt. Brown:		But then they all came out?					
28	W38	:	Then they all came out.					
29	Sgt. Brown:		Farris said?					
30	W38	:	He was the last one out and then he said I don't want					
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 8	OF 29

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1 to hear a word out of you all night; right before they turned off the								
2 lights and then they closed the door.								
3 Sgt. Brown: They closed the door?								
4 W38 : Yeah.								
5 Sgt. Brown: Did they go right away to 37 or did they like brush								
6 themselves off? Aww, hell, I don't know. Do their hands? Did they								
7 say anything to each other?								
8 W38 : No, they just like played it off and just went to the								
9 next cell. Farris was the last one out.								
10 Sgt. Brown: So they finished their checks.								
11 W38 : Yes, Sir.								
12 Sgt. Brown: I know you're all the way across the deck, but on the								
13 normal time can you hear, you know, I know it's probably pretty loud								
14 in there, right? Uhm, after while this searching is going on, and								
15 after what happened in 39, was it pretty loud in there or was it								
16 pretty quiet?								
17 W38 : Some people were talking, but naw, it wasn't really								
18 loud. There were just, they were just talking about how he was								
19 shouting.								
20 Sgt. Brown: Did the light ever go back on?								
21 W38 : The light never went back on.								
22 Sgt. Brown: Did you ever see him come to the window?								
23 W38 : I didn't see him go up to the window.								
24 Sgt. Brown: Not the door or anything like that?								
25 W38 : Not the door.								
26 Sgt. Brown: You never, did you stay and look the whole time?								
27 W38 : Yeah.								
28 Sgt. Brown: Or did you leave?								
29 W38 : I was pretty much watching the whole time because I								
30 seen them pick up the clothing, everything.								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1640</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>9</b>	OF <b>29</b>

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1	Sgt. Brown:	Okay, so then they were done, they had all of the						
2		clothing down here.						
3	W38 :	Yeah, they had clothing and some mattresses.						
4	Sgt. Brown:	They picked it all up?						
5	W38 :	Extra bins.						
6	Sgt. Brown:	Yup. They took it out?						
7	W38 :	Yeah, they took it out.						
8	Sgt. Brown:	What happened then?						
9	W38 :	Then, turned off the lights.						
10	Sgt. Brown:	All the lights?						
11	W38 :	Yeah, all the lights were off and then just pretty much						
12		the TVs were on low and then they left and then prior like I would						
13		say around , so that was already at 11:00, then around, like I would						
14		say a little before 12:00, did a welfare check.						
15	Sgt. Brown:	Lubrin?						
16	W38 :	Yeah, Lubrin does the welfare check.						
17	Sgt. Brown:	Did he come in by himself?						
18	W38 :	He came in by himself.						
19	Sgt. Brown:	Were you watching?						
20	W38 :	I seen him come in because I heard the door.						
21	Sgt. Brown:	Okay, when he came in, he was coming down the hallway,						
22		where did he go?						
23	W38 :	Goes to the right						
24	Sgt. Brown:	He went to the right? Did he go up the stairs?						
25	W38 :	He did not go up the stairs?						
26	Sgt. Brown:	He went straight to 47?						
27	W38 :	47.						
28	Sgt. Brown:	Ok. Then what?						
29	W38 :	He just walked around and then he looked in the cell,						
30		he's saying get up, get up and then						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 10	OF 29



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1	Sgt. Brown:	Did he open the door when he was doing his first						
2		check?						
3	W38 :	Yeah, he opened the door.						
4	Sgt. Brown:	Did he bang on the door?						
5	W38 :	No, he opened the door, he just like went in real quick						
6		and then he just like went out.						
7	Sgt. Brown:	Did you see him trying to shake the guy? Did you see						
8		him like tap the guy with his foot?						
9	W38 :	I couldn't see.						
10	Sgt. Brown:	Try to wake him up? You couldn't see that?						
11	W38 :	I couldn't see that.						
12	Sgt. Brown:	So, he kind of stepped in, opens the door, steps in a						
13		little bit?						
14	W38 :	Yeah, not all the way in, but like he was like in front						
15		of the door, like holding it.						
16	Sgt. Brown:	Was he bending over, was he standing up?						
17	W38 :	He was, the door was in the way, but I believe he was						
18		still standing up.						
19	Sgt. Brown:	Ok. And he was saying?						
20	W38 :	Get up. He's like all, Tyree. He called his name.						
21		That's what he was doing. He called his name and then from there he						
22		just closed the door and he was asking, he asked my neighbors if,						
23		cell 19.						
24	Sgt. Brown:	Your neighbors?						
25	W38 :	He asked cell 19, ¿Does he always like shit himself?¿						
26		And then, a lot of like, lot of mentally ill people like in that						
27		dorm, been lately like smearing shit on the wall and then he asked¿						
28	Sgt. Brown:	Did they answer him?						
29	W38 :	I don't know if they answered him or not.						
30	Sgt. Brown:	Okay, and what did he do?						
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 11	OF 29

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1	W38	:	Then after that he just kept going on his welfare check					
2			and then he went up the stairs and then he went around and then, I					
3			think he went back to his, back to his cell, left, he was just like					
4			looking, then left and then like, I would say like, probably like ten					
5			¿ twenty minutes later he came back and then they open, he opens the					
6			door and then from there that¿s when like everything happens.					
7	Sgt. Brown:		So, he¿s doing his checks, sees 39, opens the door,					
8			"hey man you OK?" No answer.					
9	W38	:	No answer.					
10	Sgt. Brown:		Closes the door. ¿Does this guy shit himself?¿ Nobody					
11			really answers him, but he finishes the bottom, does the top, comes					
12			down the stairs, did he go back to the door or did he just leave?					
13	W38	:	See that part, I was, I don¿t know if he went back to					
14			the door. At that point, I was already, I went back to my, to the					
15			back to the cell.					
16	Sgt. Brown:		But eventually, you got back up you and came and you					
17			looked out.					
18	W38	:	Yeah.					
19	Sgt. Brown:		What was happening when you looked out?					
20	W38	:	When I looked out that¿s when he opened the door and he					
21			dragged him out. Like the next¿					
22	Sgt. Brown:		You saw him open the door?					
23	W38	:	Yeah.					
24	Sgt. Brown:		Was he by himself?					
25	W38	:	See, I think the nurses came with him. I think, I					
26			can¿t remember at that point.					
27	Sgt. Brown:		Ok. But they drug him out?					
28	W38	:	Yeah, all I remember is him being dragged out like					
29			around 12:20.					
30	Sgt. Brown:		Did he have any clothes on?					
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1	W38	:	He did not have any clothes on.					
2	Sgt. Brown:		And what, and then what happened?					
3	W38	:	And then from there, they tried reviving him. Uh, they					
4	were doing;							
5	Sgt. Brown:		Were they doing that thing?					
6	W38	:	Yeah, they did that, they were checking the dial, like					
7	it says 4, I don;t know I heard 4 something, and then they kept, they							
8	kept trying to revive him and then;							
9	Sgt. Brown:		How many, so Lubrin was there?					
10	W38	:	Lubrin was there.					
11	Sgt. Brown:		Was Farris there?					
12	W38	:	No, Farris and, Farris and the other C.O. did not					
13	reappear at the ;							
14	Sgt. Brown:		How was Lubrin? What was Lubrin doing? Was Lubrin one					
15	of the ones trying to help him?							
16	W38	:	Yeah, Lubrin was trying to help him. He was trying to					
17	revive him. He pulled him out and with the nurses trying to, trying							
18	to revive him.							
19	Sgt. Brown:		How was Lubrin acting? Was Lubrin acting any different					
20	when he came in and he checked the cell? When he opened up the door,							
21	"Hey Tyree you okay", you know, whatever "wake up", and then he							
22	shouted and then he did his checks. How was he acting? Was he							
23	acting any different? Was he acting the same?							
24	W38	:	I don;t recall how he was acting, but he usually has					
25	like that mellow, that mellow tone from like, so it;s like hard to							
26	tell if he was really like panicking or anything. I guess I think he							
27	was... I think he kind a like noticed him, but he didn;t really make							
28	an assumption until I guess the nurses and them came.							
29	Sgt. Brown:		Did you know this guy Tyree?					
30	W38	:	Tyree? No.					
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1 Sgt. Brown: How long have you been in there?								
2 W38 : This dorm I have been there since April when I got								
3 rolled up from								
4 Sgt. Brown: Damn, you have been there a while.								
5 W38 : Yeah, I have been down since May 20, 2014, and but I've								
6 been in this dorm since April and then before that I was in 5-A when								
7 that other incident happened where the kid hung himself. And then, I								
8 got rolled up from 5-A because I got beat up and I had a big old								
9 concussion and everything, I had a black eye, got my eyelid split								
10 open right there.								
11 Sgt. Brown: Any problems since you have been in B?								
12 W38 : Just that one time that Farris, it wasn't Lubrin,								
13 because it wasn't Lubrin there at that time, it was Farris, another								
14 officer, Nario, Nario and this other officer just came and beat me up								
15 because they thought my old cellie was popping out because he was								
16 doing a door checking they found like a little pieces of gum wrapper								
17 inside the door and they saying, they were saying, we were popping								
18 out because, oh we could have popped out so what they did, they took								
19 us out of the cell, took us to one of these interview rooms, pretty								
20 much like beat us, beat us up, like smashed my head against the wall								
21 and everything. Then Farris was trying to break my arm, you know,								
22 and kept saying, I don't know who actually said it, but someone was								
23 saying, say that your cellie popped out, kept trying to force a								
24 confession. Then right now too, like the Sergeant just talked to me								
25 about that incident last week and that happened in July. I guess								
26 that they did a little follow-up on the whole incident.								
27 Sgt. Brown: You never noticed any problems with that guy in the								
28 dorms since you've been there. You've been there the whole time he's								
29 been there.								
30 W38 : Yeah.								
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1	<b>Sgt. Brown:</b>	<b>You saw him come in.</b>						
2	<b>W38</b>	<b>: Yeah, I saw him come in.</b>						
3	<b>Sgt. Brown:</b>	<b>Did he have any problems?</b>						
4	<b>W38</b>	<b>: With anyone in there?</b>						
5	<b>Sgt. Brown:</b>	<b>With anyone in there.</b>						
6	<b>W38</b>	<b>: No, not anyone in there like</b>						
7	<b>Sgt. Brown:</b>	<b>Did he talk to anybody?</b>						
8	<b>W38</b>	<b>: He didn't really talk to no one but like it's full of</b>						
9	<b>people who gave him food because we see him like digging, digging</b>							
10	<b>trash out, digging for food in the trash, and so people just give him</b>							
11	<b>bread, you know, trays and everything, you know.</b>							
12	<b>Sgt. Brown:</b>	<b>How did he, how was his appearance normally?</b>						
13	<b>W38</b>	<b>: He may have taken showers but the thing is he never</b>						
14	<b>really had soap. Ya know, because he would always try and get soap</b>							
15	<b>and then like these officers, like last night too, you know, officers</b>							
16	<b>says I don't have no soap, go ask your peers. Well, they didn't say,</b>							
17	<b>I don't have no soap, he says go ask your peers. So, I saw him take</b>							
18	<b>upon himself to go get himself a bar of soap because we had a little,</b>							
19	<b>a couple of</b>							
20	<b>Sgt. Brown:</b>	<b>Hotel soaps?</b>						
21	<b>W38</b>	<b>: Had a little, a couple of those extra ones so I gave</b>						
22	<b>him some soap. He took a shower. He doesn't change his clothes.</b>							
23	<b>Sgt. Brown:</b>	<b>Does he smell?</b>						
24	<b>W38</b>	<b>: Yeah.</b>						
25	<b>Sgt. Brown:</b>	<b>You ever notice him with dirt or whatever all over</b>						
26	<b>him?</b>							
27	<b>W38</b>	<b>: Usually Ajax.</b>						
28	<b>Sgt. Brown:</b>	<b>Ajax?</b>						
29	<b>W38</b>	<b>: Yeah,</b>						
30	<b>Sgt. Brown:</b>	<b>Why Ajax?</b>						
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1	W38	:	I don't know.					
2	Sgt. Brown:		Where does, where in the hell did you get Ajax?					
3	W38	:	Or the comet from the, if he passes comet to go clean					
4			on Wednesdays, you know and I don't know why he, I guess he says					
5			something about using it as deodorant. Someone was tried offering					
6			him deodorant and I have no idea, he says I use the comet for					
7			deodorant.					
8	Sgt. Brown:		Did he ever ingest the comet that you know of?					
9	W38	:	That I know of, no but might have.					
10	Sgt. Brown:		Was he different? Odd?					
11	W38	:	He was always odd like, he would say like, if you are					
12			going to release me and turn back my memory. He would say like,					
13			comments like that and.					
14	Sgt. Brown:		Last night at pill call.					
15	W38	:	Yeah.					
16	Sgt. Brown:		Ok. Before laundry.					
17	W38	:	Uh huh.					
18	Sgt. Brown:		Was there a problem between him and the nurse or him					
19			and Lubrin and the nurse?					
20	W38	:	That I know of? No because they have been doing,					
21			lately they've been					
22	Sgt. Brown:		They've been doing pill call over here.					
23	W38	:	Yeah.					
24	Sgt. Brown:		Yeah.					
25	W38	:	And they only do a certain, like little bit at a time					
26			and then my section is over there.					
27	Sgt. Brown:		Do you hear him yelling at the nurse at all?					
28	W38	:	No.					
29	Sgt. Brown:		Did you hear him get called out for cheeking?					
30	W38	:	No. Well they've been, they've been thinking that he's					
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1640</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>16</b>	OF <b>29</b>

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1 been cheeking lately but the officers is like on, the officers on								
2 the other shift he always, you know, checks the mouth, gums,								
3 everything.								
4 Sgt. Brown: Did you see Lubrin check him last time?								
5 W38 : I couldn't see.								
6 Sgt. Brown: Did he, yeah, ok.								
7 W38 : Yeah.								
8 Sgt. Brown: What do you think of Lubrin?								
9 W38 : Honestly, like;								
10 Sgt. Brown: You can be honest man.								
11 W38 : Yeah, he's alright like, you know, but thing is he's								
12 always like, he tries to, I would say he tries to manipulate the								
13 system, like manipulate us. Like, he was telling 48, cell, cell,								
14 cell 5, right, cell 5 he was saying you know like, you know trying to								
15 get someone to go beat up cell 48, trying to say that he was								
16 snitching on him for something. That happened last night when they								
17 were in 48's cell. Like he, I don't know, besides that, you know,								
18 like, there really is no problem with him. He's barely been our C.O.								
19 for a little while, mainly the problems I would say is more with								
20 Farris.								
21 Sgt. Brown: Like what?								
22 W38 : I don't know. Like he just likes talking shit to								
23 all;								
24 Sgt. Brown: No respect?								
25 W38 : No respect. He likes beating people up. He likes								
26 trying to break people's arms.								
27 Sgt. Brown: Other than you, have you seen him do anything to								
28 anybody else?								
29 W38 : Yeah, he's, he did it to my old cellie, . You								
30 know he;								
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1	Sgt. Brown:	What's the last name?						
2	W38 :	I don't recall. or something like						
3		that.						
4	Sgt. Brown:	Cellie where?						
5	W38 :	He's already gone.						
6	Sgt. Brown:	Yeah, but where was it?						
7	W38 :	He was in my cell, my cell also. It was that same						
8		night and then the night before						
9	Sgt. Brown:	Oh, that night?						
10	W38 :	And that night before too, they did the same thing.						
11		They pulled us out, went through our, hit our cell, because he told						
12		the officers, you know, you guys think you can turn off the lights						
13		because there's no breakfast.						
14	Sgt. Brown:	You ever see Lubrin twist anybody up or just Farris?						
15	W38 :	Lubrin, I haven't seen him. I've seen him just spray						
16		people. That's about it. I never seen him like really twist anybody						
17		up. Farris, I think he, I think he kicked someone in the jaw one						
18		time. I forgot what, what inmate that was. They usually, like, if						
19		they have like mental problems, you know, they find them as easy,						
20		easy targets because they don't really, go, go over there.						
21	Sgt. Brown:	They don't say much.						
22	W38 :	Yeah, they don't say much.						
23	Sgt. Brown:	Do you know a ?						
24	W38 :							
25	Sgt. Brown:	O.G.?						
26	W38 :	Oh, okay yeah. I think he's the one that got kicked in						
27		the face by him.						
28	Sgt. Brown:	What do think of him? Do you talk to him much?						
29	W38 :	I just talk to him here and there. You know, calm,						
30		peaceful.						
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1	Sgt. Brown:	How was he acting yesterday? Or today, I guess?						
2	W38 :	Today, I don't really know. Like we barely came off						
3		from program.						
4	Sgt. Brown:	That's what I heard.						
5	W38 :	Yeah, he was, doing his own thing and, I was just						
6		trying to get on the phone, but :						
7	Sgt. Brown:	Did you ever talk to him, to Tyree?						
8	W38 :	To Tyree? Like, never had a real conversation with						
9		him, just gave him like food here and there.						
10	Sgt. Brown:	So other than just when the three deputies went into						
11		his cell during that search, you didn't hear him yelling at anything,						
12		saying anything? All you heard was the yelling that he did when they						
13		went into his cell?						
14	W38 :	Yeah, that's the only time.						
15	Sgt. Brown:	And you didn't hear them saying anything.						
16	W38 :	I didn't, no, just when they left, is when I heard						
17		it.						
18	Sgt. Brown:	But you never heard him when they left, then you never						
19		heard from him again.						
20	W38 :	Yeah, I never heard him.						
21	Sgt. Brown:	Would that be unusual to not hear from him? Somebody						
22		told me that he was kind of loud.						
23	W38 :	Well,						
24	Sgt. Brown:	Does that sound right or no?						
25	W38 :	At first, he was loud, but not really. Recently, no.						
26	Sgt. Brown:	Not lately?						
27	W38 :	If anything, all he does is just, clog up his toilet.						
28	Sgt. Brown:	He does?						
29	W38 :	Yeah.						
30	Sgt. Brown:	Lubrin mentioned, Hey, You familiar with him shitting						
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1 himself, you even talked about yeah there some mental health cases								
2 there. Lately, that's kind of been going on. Do you know him to do								
3 that ever?								
4 W38 : To shit himself? I would not say shitting himself, he								
5 has just been known just to just clog up his toilet								
6 Sgt. Brown: Clog up the shitter.								
7 W38 : Not shitting himself though. Like one, when he used to								
8 be in 32, and his toilet was clogged up for like a weekend, then I								
9 guess I seen him like, he got, he had a lunch box and he put all of								
10 his like shit and piss in there and he would like, it was like during								
11 breakfast.								
12 Sgt. Brown: So you saw him do that?								
13 W38 : Yeah.								
14 Sgt. Brown: Put it inside the lunch box?								
15 W38 : Yeah, it stinked so bad. Like he made like two or								
16 three trips.								
17 Sgt. Brown: What did he do with it?								
18 W38 : To the trash can.								
19 Sgt. Brown: He put it in the trash can?								
20 W38 : Yeah.								
21 Sgt. Brown: Oh, because his toilet was clogged.								
22 W38 : Yeah, his toilet was clogged								
23 Sgt. Brown: Did you smell anything last night?								
24 W38 : Yeah, it smelled bad, like...								
25 Sgt. Brown: When did it start smelling?								
26 W38 : When I really caught the whiff, I would say when they								
27 opened the door.								
28 Sgt. Brown: What time?								
29 W38 : Like around 12:00.								
30 Sgt. Brown: What time? When they pulled him out?								
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1	W38	:	Yeah, 12, 12:30 I would say.					
2	Sgt. Brown:		Did you smell it before we got there?					
3	W38	:	Before you guys got there, yes.					
4	Sgt. Brown:		Did you smell it before the medical people got there?					
5	W38	:	Uhm,					
6	Sgt. Brown:		When they opened the door?					
7	W38	:	The EMT, yeah.					
8	Sgt. Brown:		Did you smell it before the search?					
9	W38	:	Before the search, no.					
10	Sgt. Brown:		So, sometime after the search, but before they pulled					
11			him out of the cell?					
12	W38	:	Yeah, because they finished the searches at 11.					
13	Sgt. Brown:		Right.					
14	W38	:	That's when they turned off the light, because they do					
15			shut down.					
16	Sgt. Brown:		Alright.					
17	W38	:	And then, I did see some inmates, I forgot who, but I					
18			seen someone with, up there like, like covering their, their face you					
19			know and I didn't realize it until like, until I actually went back					
20			onto the door again. And, you know, that's when they pulled him					
21			out.					
22	Sgt. Brown:		When they pulled him out, could you see him?					
23	W38	:	Yeah.					
24	Sgt. Brown:		How did he look?					
25	W38	:	He looked really pale.					
26	Sgt. Brown:		He looked pale?					
27	W38	:	Yeah.					
28	Sgt. Brown:		You ever seen someone dead?					
29	W38	:	Yeah.					
30	Sgt. Brown:		Did he look like that?					
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1	W38	:	Yeah. He looked, yeah he looked dead as soon as they					
2			were moving him out, like he looked lifeless at that point.					
3	Sgt. Brown:		But they tried to save him.					
4	W38	:	Yeah, they tried					
5	Sgt. Brown:		Or Lubrin tried to save him and the nurses.					
6	W38	:	Lubrin, the nurses and then. Yeah, but ain't that what					
7			happens you know, you shit yourself and that your body, and his					
8			stomach looked bloated too, like it looked pretty big right there.					
9	Sgt. Brown:		Did you see him bleeding at all?					
10	W38	:	I didn't notice the blood until they put the sheets					
11			over him and then when they were taking everything and then they					
12			moved his head to the side and I seen like the blood behind his head					
13			I guess.					
14	Sgt. Brown:		Is there anything about last night, I mean what do you,					
15			what do you think happened?					
16	W38	:	I think, honestly I think they probably gave him some					
17			kind of internal bleeding or something.					
18	Sgt. Brown:		Do you think that when they went in and you heard him					
19			yelling, what was he yelling?					
20	W38	:	¿I'm sorry.¿					
21	Sgt. Brown:		Sorry?					
22	W38	:	Before, wait, before I heard him say that, before he					
23			said, he said ¿I'm sorry¿. I heard him say ¿okay, okay¿ and they					
24			told him to do something.					
25	Sgt. Brown:		When he was yelling that, was it sounded like you and I					
26			are talking or what did it sound like was happening?					
27	W38	:	He was shouting and like, like screaming it. I would					
28			say.					
29	Sgt. Brown:		Would you say it was like begging?					
30	W38	:	Like begging? Naw, I would say¿					
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1	Sgt. Brown:	Like if you were kicking my ass, and I didn't want you	
2		to but, ¿No, no, no, no, no.¿ You know, like that?	
3	W38	: Yeah, it would be similar to that.	
4	Sgt. Brown:	Did you hear any unusual noises coming from him, like,	
5		I don't know, like he was being hit or he was choking on something, I	
6		don't know.	
7	W38	: No, I didn't. I didn't hear that. I didn't hear,	
8		usually like, usually you hear, like the walls being moved or	
9		something, like¿	
10	Sgt. Brown:	You can, you can hear what's going on?	
11	W38	: Yeah.	
12	Sgt. Brown:	Alright, anything else about last night?	
13	W38	: No. Not that I can recall, no.	
14	Sgt. Brown:	Okay, well if there's nothing else that you wanted to	
15		bring up about last night, then we can be done.	
16	W38	: Yeah.	
17	Sgt. Brown:	Nothing else? Alright. I'll let them know that you're	
18		done, ok?	
19	W38	: Ok.	
20			
21	INVESTIGATION CONTINUED:		
22			
23	I concluded my contact with W38	. After talking to W38 ,	
24	Corrections Deputies had another subject standing by, waiting for an		
25	interview. At 1745 hours, I met with the subject, who was identified		
26	as (W39	), in interview room 2 on the	
27	sixth floor. The following is a summary of the interview. Refer to		
28	audio recording for complete details.		
29			
30	(Investigator's Note: The following summary was prepared from my		

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1 audio recording by Sheriff's Office Administrative Secretary  
2 and reviewed by me for content and accuracy. I made any  
3 necessary revisions.)  
4  
5 STATEMENT OF WITNESS 39  
6  
7 I introduced myself to W39 and asked for him to provide  
8 his full name and date of birth. W39 provided his name  
9 and date of birth as . W39 said he was being  
10 housed in cell #3 in 6B.  
11  
12 W39 stated he saw me there earlier that morning, but says  
13 there's nothing much to know. He's been in 6B for approximately 3  
14 months and cannot see the corner due to a wall, so he had no view of  
15 what occurred.  
16  
17 I let W39 know that I wanted to talk about what he heard  
18 on the night of the incident. W39 began by saying he  
19 used to get pill call, but that he did not participate anymore and he  
20 was not sure he went out for medication on the night of this  
21 incident.  
22  
23 I asked W39 to describe V1 Tyree. W39  
24 describes V1 Tyree as a real quiet guy and said he didn't really do  
25 much. V1 Tyree just walked around asking for shots of coffee, kept  
26 to himself, and was always outside in the yard when it was empty. He  
27 previously had dreadlocks, but said he wasn't a "Rastafarian". V1  
28 Tyree once told W39 to cut his goatee so the judge would  
29 give him a lesser sentence. Other than that, W39 said V1  
30 Tyree would just go around asking for coffee or food and was always

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<p>1 digging in the trash. Knowing V1 Tyree did not have dreadlocks on</p> <p>2 the night of this incident, I asked W39 about his hair.</p> <p>3 W39 said he was bald because he cut his dreadlocks off</p> <p>4 about a month ago. V1 Tyree was not clean, smelled, but was a "cool"</p> <p>5 guy. W39 did not talk to V1 Tyree much, but never saw</p> <p>6 him cause problems or argue with anyone. Therefore, W39</p> <p>7 says he would not recognize V1 Tyree's voice if he had been yelling</p> <p>8 the previous night.</p> <p>9</p> <p>10 W39 was not aware of V1 Tyree taking any pills and was</p> <p>11 not aware of any issues V1 Tyree had during pill call. He did verify</p> <p>12 there was a laundry service and cell search the previous night. W39</p> <p>13 cell was one of the last to be searched. His extra</p> <p>14 underwear were taken by the officer's and not given back. Three</p> <p>15 officers came to W39 cell, searched his cell, and took</p> <p>16 his clothes. They were in and out of his cell really quickly and</p> <p>17 left his light on when they exited the cell.</p> <p>18</p> <p>19 Although he could not make any sense of it at the time, W39</p> <p>20 heard ¿please stop¿ and ¿I¿m sorry¿ during the cell</p> <p>21 searches, prior to the officers coming to his cell. He does not know</p> <p>22 who was saying these things, but is certain it was not V2 in</p> <p>23 cell 48 because he would recognize his voice. W39 could</p> <p>24 not tell if it sounded like there was a physical altercation going</p> <p>25 on, but said it sounded like someone was yelling and then it stopped.</p> <p>26 W39 went back to reading his book and did not hear</p> <p>27 anyone say anything else. After the officers searched his cell, they</p> <p>28 searched one more and then they left the unit.</p> <p>29</p> <p>30 I asked how long it was before he heard further commotion in the unit.</p>								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 W39 estimated it was approximately 20-30 minutes before</p> <p>2 the lights came on, but he could not see anything so he just went</p> <p>3 back to reading his book. W39 later saw the fire</p> <p>4 department personnel in the unit, but described that as being the</p> <p>5 only thing he could see because everyone was on the other side of the</p> <p>6 pod. W39 did not know what was going on, but had heard</p> <p>7 from the other inmates what had happened.</p> <p>8</p> <p>9 W39 verified that the unit had program time just prior to</p> <p>10 my contacting him. During program, W39 had heard that</p> <p>11 the "poor dude, fucking, was murdered", referring to V1 Tyree. He</p> <p>12 had heard from word of mouth that "the cops did it" and it was "all</p> <p>13 bad", but this was just from conversation during program time. I</p> <p>14 asked W39 if he knew W18 to which he said he</p> <p>15 did. I then asked if he had spoken to W18 at any time after</p> <p>16 this incident, but he said he had not.</p> <p>17</p> <p>18 W39 and I talked about S1 Lubrin and he said S1 Lubrin</p> <p>19 was the normal officer in that unit. W39 stated S1</p> <p>20 Lubrin was "pretty cool, pretty laid back, he was a, he's pretty</p> <p>21 chill". W39 doesn't know S2 Farris because he is not</p> <p>22 normally in the unit, but said he was one of the officers conducting</p> <p>23 the search for clothing. W39 described S3 Rodriguez as</p> <p>24 "fairly new", but provided no further information.</p> <p>25</p> <p>26 W39 and I further talked about S1 Lubrin. W39</p> <p>27 had not noticed any change in S1 Lubrin's demeanor and said</p> <p>28 he had come in making "little comments" and "jokes" as usual earlier</p> <p>29 that evening. Once investigators showed up after the incident, S1</p> <p>30 Lubrin was standing there, but did not appear to be any different.</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 26	OF 29



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	W39 said S1 Lubrin was normally "quiet, but on his							
2	toes". W39 had never seen him get physical with anyone,							
3	but also said it would be normal for everyone to come running to help							
4	out when there was a fight or problem in the unit.							
5								
6	W39 again reiterated that he did not see anything from							
7	the previous night and did not have much information to pass on. I							
8	ended my contact with W39 without any further							
9	information.							
10								
11	INVESTIGATION CONTINUED:							
12								
13	After talking to W39, Corrections Deputies had another							
14	subject standing by, waiting for an interview. At 1755 hours, I met							
15	with the subject, who was identified as (W40							
16	), in interview room 2 on the sixth floor. The following is							
17	a summary of the interview. Refer to audio recording for complete							
18	details.							
19								
20	(Investigator's Note: The following summary was prepared from my							
21	audio recording by Sheriff's Office Administrative Secretary							
22	and reviewed by me for content and accuracy. I made any							
23	necessary revisions.)							
24								
25	STATEMENT OF WITNESS 40							
26								
27	I introduced myself to W40 and asked for him to provide							
28	his full name and date of birth. W40 provided his name							
29	and date of birth as . W40 said he was being							
30	housed in cell #45 in 6B.							
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 27	OF 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	W40 states he wasn't paying too much attention to what							
3	was going on and he didn't see anything. He stated, "Things like that							
4	happen, people have their illnesses." He never knew V1 Tyree and							
5	never spoke to him. W40 had been in the 6B dorm for 2							
6	weeks and had only seen V1 Tyree walking around the dorm. He							
7	described V1 Tyree as being "kind of a mental" and "out there", and							
8	said he was not aware of V1 Tyree having any problems in the unit.							
9								
10	W40 stated he does not participate in pill call at the							
11	jail. I asked W40 a series of questions based on a							
12	potential good line of sight from W40 cell to the area							
13	between V1 Tyree's cell and where pill call took place the previous							
14	night. stated he was aware that something happened during							
15	pill call, but he didn't really pay attention to it. However, he also							
16	pointed out that there is always something going on at pill call,							
17	every day. Although he said it was unfortunate, he did not know							
18	what happened. I confronted W40 with the fact that his							
19	cell was only two to three doors away from V1 Tyree's cell and from							
20	where these incidents took place, but W40 answered that							
21	there is so much going on that you can't see outside your window.							
22								
23	W40 verified that there was a cell search for extra							
24	clothes after program time, but said that it's common for that to							
25	happen. The officers had come in and checked W40							
26	cell, but he did not have any extra clothing so they left, leaving							
27	the light in his cell on when they walked out. I brought up V2							
28	in cell 48 and asked if there was some sort of verbal confrontation							
29	with him right before the officers came to W40 cell.							
30	W40 said he could not remember any altercations either							
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 28	OF 29

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 prior to or after the officers conducted the search of his cell. W40								
2 said there is something going on every time there is a								
3 clothing exchange, but that he keeps to himself, reads a lot, and								
4 doesn't pay attention to what goes on outside because it has nothing								
5 to do with him. W40 normally just goes out of his cell								
6 during program, works out, and plays cards.								
7								
8 In an effort to get some type of information from W40, I								
9 asked if he noticed any foul odors in the area of his cell at or near								
10 the time of these events. W40 said he there was a bad								
11 smell in the unit, but it was like the bad smell that comes from the								
12 food in the jail, because it's "garbage anyway". W40								
13 did not notice any other types of odors in the unit that he thought								
14 would be worse than normal.								
15								
16 When it became clear that W40 did not want to provide any								
17 information on the events from the previous night, I ended my								
18 conversation with him without any further information.								
19								
20 INVESTIGATION CONTINUED:								
21								
22 After speaking with W40, I sent him back to unit 6B and								
23 awaited the next interview. See the following supplemental reports								
24 for further statements.								
25								
26 PLEOS:								
27								
28 Sergeant J Brown #1688 ; Supplemental Report								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1640	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 29	OF 29

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County ADDITIONAL PARTIES	CASE NO. <b>15-239-0032J</b>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W22</b>	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									

<b>W36</b>	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									

<b>W41</b>	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									

<b>W42</b>	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 <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1707</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1517</b>	PAGE <b>1</b>	OF <b>29</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 ATTACHMENTS:			
2			
3 Audio CD containing in-custody telephone calls from inmates in 6B,			
4 between 1300-1500 on 08/27/15.			
5 Video CD containing surveillance footage from the sixth floor			
6 officer's station.			
7			
8 SUPPLEMENTAL INVESTIGATION:			
9			
10 On 08/27/15, I assisted Sergeant Carrasco with the investigation into			
11 this incident. I was in the process of contacting inmates housed in			
12 the 6B unit at the Main Jail. At 1803 hours, I met with the subject,			
13 who was identified as (W36),			
14 in interview room 2 on the sixth floor. The following is a summary of			
15 the interview. Refer to audio recording for complete details.			
16			
17 (Investigator's Note: The following summary was prepared from my			
18 audio recording by Sheriff's Office Administrative Secretary			
19 and reviewed by me for content and accuracy. I made any			
20 necessary revisions.)			
21			
22 STATEMENT OF WITNESS 36			
23			
24 (Heavily accented and partially speaking Spanish)			
25			
26 W36 immediately pointed out that he did not speak			
27 much English. I verified his name and asked for his date of birth.			
28 W36 provided his date of birth as and			
29 said he was being housed in cell #33 in 6B.			
30			
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1707	SHIFT/DAYS OFF II SSM
SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE OF 2 29

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 W36 stated the unit had changed clothing the</p> <p>2 previous night and the officers were doing clothing searches of the</p> <p>3 cells. They had started on the top, but then came down to search the</p> <p>4 cells on the bottom tier. They went cell to cell, from 47 to 45 to</p> <p>5 43 then 41. When they got to cell 39, it sounded like the officers</p> <p>6 were fighting with V1 Tyree and he was yelling ¿I¿m sorry! I¿m</p> <p>7 sorry!¿ W36 was not sure, but thought it sounded</p> <p>8 like there was some sort of fight in the cell with V1 Tyree. W36</p> <p>9 was in his cell at the time and could hear lots of</p> <p>10 yelling, but he could not see what was going on. He did not hear the</p> <p>11 officers saying or yelling anything at that time, but he knew he</p> <p>12 could hear V1 Tyree yelling. When the officer's left V1 Tyree's</p> <p>13 cell, they continued their checks of cells 37, then 35, and then on</p> <p>14 to W36 cell. W36 said the</p> <p>15 officers seemed scared and nervous when there were doing the search</p> <p>16 of his cell, but he did not have any extra clothing so the quickly</p> <p>17 moved on to the next cell. They went very fast through the remaining</p> <p>18 cells 31, 29, 27, and so on, then turned off the lights to the unit</p> <p>19 and were gone. Once the lights were turned off and the officers were</p> <p>20 gone, W36 did not hear any sounds from V1 Tyree's</p> <p>21 cell; no toilet flushing, hand washing, or talking whatsoever.</p> <p>22</p> <p>23 Once the officers came back to the cell and found V1 Tyree, W36</p> <p>24 said he was able to see the officers providing CPR</p> <p>25 to V1 Tyree, but V1 Tyree never woke up and eventually he was dead.</p> <p>26</p> <p>27</p> <p>28 W36 said he did not know V1 Tyree and had not talked</p> <p>29 to him, but V1 Tyree did not seem to have any problems in the unit.</p> <p>30 V1 Tyree did not have money for food or commissary, but would go</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1707	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 3	OF 29

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 through the garbage and ask other inmates for extra food and/or  
2 coffee. He also described V1 Tyree as being dirty because he did  
3 not have any soap to use during his showers.  
4  
5 I tried to ask W36 if he thought the officers may  
6 have hurt V1 Tyree, but he said he did not understand the question.  
7 All he could say was that he heard V1 Tyree yelling, "I'm sorry! I'm  
8 sorry!"  
9  
10 I ended my contact with W36, but told him I would  
11 send someone else to speak with him later on, who would be able to  
12 speak with him in Spanish, for further information.  
13  
14 INVESTIGATION CONTINUED:  
15  
16 After talking to W36, Corrections Deputies had  
17 another subject standing by, waiting for an interview. At 1810  
18 hours, I met with the subject, who was identified as (W41  
19), in interview room 2 on the sixth floor. The following is a  
20 summary of the interview. Refer to audio recording for complete  
21 details.  
22  
23 (Investigator's Note: The following summary was prepared from my  
24 audio recording by Sheriff's Office Administrative Secretary  
25 and reviewed by me for content and accuracy. I made any  
26 necessary revisions.)  
27  
28 STATEMENT OF WITNESS 41  
29  
30 I introduced myself to W41 and asked for him to provide his full

OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1707	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 4	OF 29
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 name and date of birth. W41 provided his name and date of birth								
2 as . W41 said he was being housed in cell #13 in 6B.								
3 W41 remembered seeing me in the unit earlier in the day, while								
4 conducting the initial investigation. I asked him to provide a								
5 statement as to what happened. Following is a transcript of our								
6 conversation.								
7								
8 W41 : Well, I can't say I had an eye view, but I can tell you								
9 what I overheard when the deputies came in the house.								
10 Sgt. Brown [pointing on a map]: Check this thing out right here,								
11 look, that's 13 right there, right? That's you? 39, so you've got								
12 somewhat of a view, right?								
13 W41 : No, cuz you gotta understand								
14 Sgt. Brown: That pillar, and the stairs?								
15 W41 : Yeah, the pillar, it looks small, but it's really								
16 big.								
17 Sgt. Brown: Yeah, it is.								
18 W41 : Ok. But I can tell you that these cops, them three in								
19 particular								
20 Sgt. Brown: You know their names?								
21 W41 : Yes, Lubrin, Flores I believe, and Rodriguez, okay,								
22 they're known for coming in our pod and beating up, we call them								
23 but they're really mentally ill. The people that's not all								
24 the way there. The people that does stuff like accidentally piss on								
25 themselves, shit on themselves, might even yell at cops, calling								
26 'fuck you pigs/bitches' but we all know, even the regular deputies								
27 know, they're not all there. So every deputy and even inmates that								
28 think they're bas-asses give 'em that pass like 'all right, you								
29 nutter', but these three cops come in and they try to use us to								
30 intimidate the like 'hey, go tell them to be quiet and I'll								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1707	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 5	OF 29



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1 let y;all get a longer Program;, or ;hey, go do this and I;ll give								
2 you a longer Program.; These cops are known for going in there, and								
3 searching our cells, and beating up the mentally-able cats, not, I								
4 can;t say really beating them up, but restraining them for no reason.								
5 Physically restrain, twisting our wrists, grabbing and slamming our								
6 face into the wall, like this, I got this a couple months ago, that,								
7 that don't matter. But, they;re known for doing that. I called y;all								
8 this morning, you probably get my message. I called this morning								
9 soon as I came out from program, too. I left a message on the								
10 phone...								
11 Sgt. Brown: Who;d you call?								
12 W41 : Internal Affairs.								
13 Sgt. Brown: Sheriff;s Office, I.A.?								
14 W41 : Yes.								
15 Sgt. Brown: Ok.								
16 W41 : I left em, I left a message, I said, I gave them my								
17 name;								
18 Sgt. Brown: Talking about, well, talking about this incident, or								
19 something else?								
20 W41 : This incident.								
21 Sgt. Brown: Ok. All right, that;s all I want to know. That;s all I								
22 want.								
23 W41 : So I called and let them know about this incident, but								
24 them three cops are known for that. So, this last night, when they								
25 were doing cell searches, I was making up my covers and stuff;								
26 Sgt. Brown: Let me start with this. That guy in 39, uh, wha,								
27 how long ya been in B?								
28 W41 : I;ve been there since March.								
29 Sgt. Brown: So, you;ve been there the whole time he;s been in								
30 there.								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1707	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 6	OF 29

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1	W41	:	Yeah.					
2	Sgt. Brown:		Tell me about him.					
3	W41	:	He keeps to himself. You got different categories of					
4			You got the that might sock you, you never know what.					
5			You got the that just don't like, that just shower, that					
6			don't, that don't just mess with nobody, stay to themselves, they're					
7			quiet, but you can tell, they're there. He's one of them. He's one					
8			of the that we all, like, we don't like cuz they fuck					
9			up our dorm, they stink, they don't shower, but he's one of the					
10			that we all give food to, we all look out for, they, you need					
11			some soap, huh? We feel bad for him, you got ya don't feel					
12			bad for, like oh, you smoked crack too much, that's why you like					
13			that, but you got that's born that way. And me, for one, I					
14			can honestly say, I used to always feel bad for dude, just for the					
15			fact he stinks a lot. So I give him my extra tray of soup, if I got					
16			one, coffee, he like coffee, he's one of them that everyone					
17			likes, even the deputies.					
18	Sgt. Brown:		He checks the trash, right?					
19	W41	:	Huh?					
20	Sgt. Brown:		He would check the trash?					
21	W41	:	Yeah, he would check the trash for food, so we'd all be					
22			like Ay, man, get out of there, huh. That's what I mean. He's one					
23			of them. And then you got some we just don't like.					
24	Sgt. Brown:		So people kinda looked out for him?					
25	W41	:	Yeah.					
26	Sgt. Brown:		K. How did Lubrin treat him?					
27	W41	:	Lubrin treats all the same, disrespectful, like,					
28			like, jealous about them, laughs at them. He's, you know, you got					
29			them cops that just straight dicks, that nobody likes, and he's one					
30			of them, like he's just like, like, I never had an incident with					
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1	Sgt. Brown:	Did Tyree interact with that guy?						
2	W41 :	No. That's what I mean. Tyree didn't interact with no						
3	cops.	He was a 'please and thank you' cop. I mean he was a 'please						
4	and thank you'							
5	Sgt. Brown:	Do you get pill call?						
6	W41 :	Yeah.						
7	Sgt. Brown:	Alright. Did you get pill call last night?						
8	W41 :	Yeah.						
9	Sgt. Brown:	You're in 13. I understand that they're doing pill call						
10	up by the front door now, right?							
11	W41 :	Yeah.						
12	Sgt. Brown:	You can't really see what's going on from 13, can						
13	you?							
14	W41 :	No.						
15	Sgt. Brown:	Did you see any problems with Tyree during pill call						
16	last night?							
17	W41 :	Yes.						
18	Sgt. Brown:	What happened?						
19	W41 :	Uh;He tried to cheek his meds. He don't like taking						
20	them.	He said they make him tired, but then after that, he uh, he						
21	kinda like, kind of blew up, like 'Hey, y'all keeping me here, I got							
22	three release dates. You said I gotta take these pills to get out!'							
23	Then he grabbed his pills, and he swallowed them and said 'AHHHH'							
24	walked back to dorm and slammed his door.							
25	Sgt. Brown:	Just the pills from last night?						
26	W41 :	Yeah.						
27	Sgt. Brown:	Alright, just the cup?						
28	W41 :	Yeah.						
29	Sgt. Brown:	And where did that happen?						
30	W41 :	It happened right in between the dorm, right between						
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1 pill call and walking past the desk, to go, yeah.								
2 Sgt. Brown: Okay. Did you hear him yell anything at the nurse? Did								
3 he call her any names?								
4 W41 : No.								
5 Sgt. Brown: You didn't, alright.								
6 W41 : Yeah, that's what I mean. He's, he's not, that's not								
7 the type of he is.								
8 Sgt. Brown: Was that behavior, not the cheeking behavior, but the								
9 behavior of, you know, slamming his pills, ¿AHHH! See I don't have								
10 em, I don't have em, was that normal for him? Because it sounds to								
11 me like he was kind of a quiet dude. Kept to himself.								
12 W41 : Not really normal, but like, like, if you pick at him,								
13 he would blow up. You get what I mean? He, but like, like. How can								
14 I explain? Like, you can joke with him, like I joke, we all joke								
15 with him, and he would know ¿ha, ha, ha, they're laughing with me,								
16 not at me, but he can tell, like when you're just um, um, um, like								
17 he never blew up on us inmates, he never blew up on, we got, like we								
18 got a lot of cops in there that we respect. Like I'm not a cop								
19 basher, ya know what I mean? Like we got, our other cop Cuilla, we								
20 got cops in there we all respect. He never blew up on these cops								
21 because they treat us as human beings. Lubrin, on the other hand,								
22 doesn't treat us or respect us as human beings. He just, like I said								
23 he								
24 Sgt. Brown: So he had a problem with Lubrin?								
25 W41 : Lubrin, yeah.								
26 Sgt. Brown: Uh, after pill call, you guys eventually had laundry.								
27 W41 : We did laundry and program.								
28 Sgt. Brown: Laundry and program.								
29 W41 : After laundry and program, they did cell searches.								
30 Sgt. Brown: During laundry and program, had no problems?								
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1 W41 : No problems, whatsoever.

2 Sgt. Brown: No problems with canteen? Nothing?

3 W41 : None, whatsoever. He was quiet. Like I said, he would

4 walk around the dorm, dig through the trash, and I gave him my tray

5 for the night, like ¿here, you wanna tray?¿ I gave him the tray. I

6 said ¿Get outta the trash.¿ I gave him a little coffee, that was it.

7 Stayed out for an hour, locked it down, they went upstairs, messed

8 with another His name¿s .

9 Sgt. Brown: This was during the search?

10 W41 : Yeah, his name is, uh, , I wanna say.

11 Slapped him up, he came up today talking about it. Slapped him up,

12 he was screaming, begging for help, left him alone, closed the door.

13 They did their searches, came downstairs, did our searches, they went

14 to his cell first, you hear him crying and screaming and begging,

15 ¿Please stop! Please, I¿m sorry!¿

16 Sgt. Brown: What was he saying?

17 W41 : He said, ¿I¿m sorry! Whatever I did, please, just stop!

18 Please! Please!¿ And you just hear, just like, like tears in his

19 voice, ¿I¿m sorry! I¿m sorry!¿

20 Sgt. Brown: You said he was begging.

21 W41 : Yeah. Like, ¿Please! Just stop!¿

22 Sgt. Brown: Were they saying anything to him?

23 W41 : No.

24 Sgt. Brown: You didn¿t hear them say ¿Stand up¿?

25 W41 : I didn¿t hear stand up.

26 Sgt. Brown: You didn¿t hear them say, ¿Get down, get down, get on

27 the wall?¿

28 W41 : I didn¿t hear ¿Get down¿, I didn¿t hear ¿Stop

29 resisting¿, I didn¿t hear nothing. I just heard him screaming and

30 begging. And I¿ve been in this jail a while, so I, I know all of

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1 them didn't say nothing. Nothing!								
2 Sgt. Brown: Were you watching?								
3 W41 : I can't see from there, but I put my ear to the, my								
4 uh;								
5 Sgt. Brown: So you could hear, but you couldn't see?								
6 W41 : Yeah. Yeah. Like I can, like I can catch a glim, I								
7 can see his cell, per say, but I can't see inside of his cell, like,								
8 from certain angles. Like if I'm in 48, 47, I'd be able to see. Or,								
9 the cell next to him is 41, I wanna say? I would be able to see. I								
10 was at an angle where I could see his door, but not inside of his								
11 cell.								
12 Sgt. Brown: Okay, how long did that go on?								
13 W41 : I'd say at least 4 to 5 minutes.								
14 Sgt. Brown: Okay, and so, then what happened?								
15 W41 : Okay.								
16 Sgt. Brown: They left, right?								
17 W41 : Yeah, they left, but they turned off his light and shut								
18 his door.								
19 Sgt. Brown: Was that normal?								
20 W41 : No. That's not normal at all. Cuz I remember, I was								
21 kinda like, ay man, I said something to him, why you always fucking								
22 turning the lights on? Shut em off. Turn my lights off! Cuz I								
23 don't like the light. So I turned my lights off, and then, when they								
24 turned his lights off, it was kinda like creepy like.								
25 Sgt. Brown: So they left 39, and they went 37 and they went on								
26 down, right?								
27 W41 : Yeah.								
28 Sgt. Brown: And then they eventually came to your cell, right?								
29 W41 : Yeah.								
30 Sgt. Brown: You said you didn't have any extras.								
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1	<b>W41</b>	:	<b>No.</b>					
2	<b>Sgt. Brown:</b>		<b>But, I'm sorry, did you say that?</b>					
3	<b>W41</b>	:	<b>No, I didn't say that.</b>					
4	<b>Sgt. Brown:</b>		<b>Oh, I'm sorry. That must've been the guy before you.</b>					
5	<b>W41</b>	:	<b>Yeah.</b>					
6	<b>Sgt. Brown:</b>		<b>So, they were looking for extras. You didn't have</b>					
7			<b>any?</b>					
8	<b>W41</b>	:	<b>None. I had an extra mattress.</b>					
9	<b>Sgt. Brown:</b>		<b>Oh, that must've been the one that was out on the floor</b>					
10			<b>when we were there.</b>					
11	<b>W41</b>	:	<b>Yeah.</b>					
12	<b>Sgt. Brown:</b>		<b>Okay, so, did they go all three into your cell, or did</b>					
13			<b>they kinda just stay at the door?</b>					
14	<b>W41</b>	:	<b>They all came in.</b>					
15	<b>Sgt. Brown:</b>		<b>Was your light on or off?</b>					
16	<b>W41</b>	:	<b>One light was, my big bright light was on, my little</b>					
17			<b>light was off. They shut my little light on.</b>					
18	<b>Sgt. Brown:</b>		<b>They turned it on?</b>					
19	<b>W41</b>	:	<b>Yeah.</b>					
20	<b>Sgt. Brown:</b>		<b>Did they search your stuff, or did they just look?</b>					
21	<b>W41</b>	:	<b>They searched my cell, they opened my pants up, they</b>					
22			<b>went under my, cuz I'm known for having my do rag for my hair, so</b>					
23			<b>they was looking for that.</b>					
24	<b>Sgt. Brown:</b>		<b>Okay.</b>					
25	<b>W41</b>	:	<b>But they didn't find it.</b>					
26	<b>Sgt. Brown:</b>		<b>Okay. They just found the mattress.</b>					
27	<b>W41</b>	:	<b>They found, I gave them my extra mattress. I know how</b>					
28			<b>these cops get down. So I'm like, hey, I left, how certain inmates</b>					
29			<b>are, when we know we're getting searched cuz we've been here for a</b>					
30			<b>while, we dump all our extras that they will find eventually, in</b>					
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1 front of our door. Cuz like, the room's only so big. You're going to								
2 find it.								
3 Sgt. Brown: Right, right, right.								
4 W41 : So that's what all, so I had my mattress right there,								
5 said "that's all I got. Said well, I'm gonna search you anyway cuz								
6 you like to wear that beanie.								
7 Sgt. Brown: When they left, eh, so, they were probably were in								
8 there for a minute or two, right?								
9 W41 : Yeah.								
10 Sgt. Brown: When they left, they shut your light off?								
11 W41 : No. They left it on.								
12 Sgt. Brown: They left it on?								
13 W41 : They left everybody's light on, except his.								
14 Sgt. Brown: Except Tyree's?								
15 W41 : Yes.								
16 Sgt. Brown: And then they finished.								
17 W41 : They finished, collected all the clothes, put								
18 everything in the back, walked out. They weren't gone no longer								
19 than, I'd say, he did count 15-20 minutes later.								
20 Sgt. Brown: While they were gone, normally, normally, can you hear								
21 over there?								
22 W41 : He's a quiet cat. He don't								
23 Sgt. Brown: You don't hear nothing?								
24 W41 : Nope.								
25 Sgt. Brown: But, while they were gone, did you hear anything coming								
26 from his area?								
27 W41 : No. I heard, like, like, a Boom, but I don't know if								
28 that was him or not. I heard a little Boom, but that was about it.								
29 Sgt. Brown: And it was maybe, probably just from that area over								
30 there.								
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1	W41	:	Yeah, I could have been, it could have been anybody.					
2	Sgt. Brown:		It could have been anybody.					
3	W41	:	The dorm echoes when it gets quiet.					
4	Sgt. Brown:		Yeah, it does. So, eventually, though, they came back.					
5			And what happened?					
6	W41	:	Yeah. One cop, Lubrin came back. He did count. I					
7			remember, I was reading a book. And he walked by, he banged on					
8			Tyree's door, BOOM! He said You fucking stink, because he					
9			shitted I guess, cuz he's dead, you know what I mean? He said You					
10			fucking stink, hit his door, and kept walking. He went upstairs,					
11			came back down, then he started yelling his name, Tyree! Get up!					
12			Tyree! Tyree! Then he ran out, and he went to get the other cops,					
13			then the other two ran in, they opened the thing, they drug him out					
14			and started working on him, and they called EMS and everybody ran					
15			in.					
16	Sgt. Brown:		What do you think happened to Tyree?					
17	W41	:	Honestly, I think they killed him.					
18	Sgt. Brown:		Why do you think that?					
19	W41	:	All for the simple fact of how it went down, okay.					
20	Sgt. Brown:		Cuz, I mean, you couldn't see anything, right?					
21	W41	:	I can't see. It's my opinion. I believe they killed					
22			him, just off of how he interacts, because, you know what I mean,					
23			like, like, he been there the whole time, he never went on a suicide					
24			watch. He never had any, like, like					
25	Sgt. Brown:		But he's cheeking.					
26	W41	:	He did that once. That's the only time he got caught					
27			for it, I should say. But, like yeah, but he, but you understand, ya					
28			got some people that cheek, cuz they're like, I don't like how these					
29			pills make me feel. Like me, personally, I got caught cheeking					
30			before, it's not because I wanna harm myself, not because I wanna					
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1 sell my pills.

2 Sgt. Brown: You just don't wanna take `em.

3 W41 : it's because, yeah, I don't like how the way they make

4 me feel, but then you got these psychiatrists, like if you don't take

5 them, they're gonna tell the court, and the court's like, you have to

6 take them if you wanna

7 Sgt. Brown: Right.

8 W41 : And he, for one, had to take them if he wanted to go

9 home. So he might cheek `em, if he can sneak `em out like he don't

10 got `em, throw them in the trash and keep walking. I took my pills.

11 If you get caught, then that's when they make you take `em, you gotta

12 go ¿AHHH, I took `em.¿

13 Sgt. Brown: You had mentioned earlier that he didn't take his pills

14 because they made him feel tired.

15 W41 : Yeah.

16 Sgt. Brown: How'd you hear that?

17 W41 : He talks to us.

18 Sgt. Brown: He would say that? Uhm, and you heard, from what you

19 heard now, you can tell the difference between, you can tell the,

20 could you see, can you see cell?

21 W41 : No, I can't.

22 Sgt. Brown: So you, from what happens in and what happens

23 in Tyree's cell, is you can just hear what's going on.

24 W41 : You could hear him screaming.

25 Sgt. Brown: Can you tell the difference between what's going on in

26 cell and what's going on in Tyree's cell?

27 W41 : Yes, you can.

28 Sgt. Brown: By the sound?

29 W41 : By the sound, and by, I can see Tyree's door. Cuz at

30 first, when they hemmed up yell. And that's when

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<p>1 Farris ran in, at first there was only two cops. It was Rodriguez</p> <p>2 and it was, uh, Lubrin. They did the whole thing. They got to</p> <p>3 cell. he's one of them, he's one of them pissed off</p> <p>4 all the time, he mad at you for no reason. Okay, he was mad,</p> <p>5 he was already mad because he likes to borrow shots of coffee from</p> <p>6 people and they sell him, like, hey, I'll give you this shot but I</p> <p>7 want your envelopes. He will end up borrowing so many shots of</p> <p>8 coffee, he'll only get two envelopes a week. So then, he's like,</p> <p>9 everybody's mad at him, so he's has make a big scene so now the cops</p> <p>10 pay attention, nobody hits . So he's already pissed off. And</p> <p>11 Lubrin, because, I forget which inmate it was, they said something to</p> <p>12 like Hey man, I'm losing my patience with you about my</p> <p>13 fucking stamped envelopes. said, Threaten me again, and I'll</p> <p>14 get this whole dorm locked down. Fuck you! And start walking</p> <p>15 towards his cell, he like, I'ma bout to lock it down so you don't</p> <p>16 try to beat me up. And Lubrin specifically said, Nah, , don't</p> <p>17 lock it down, let 'em get you.</p> <p>18 Sgt. Brown: When was that?</p> <p>19 W41 : That was at program. He said, Nah, don't</p> <p>20 Sgt. Brown: Oh, yesterday.</p> <p>21 W41 : Yeah. And we all kinda joked about it, cuz, like, no,</p> <p>22 like we, I kinda even laughed when they hemmed up Tyree cuz it be</p> <p>23 kinda funny when they hem people up, ya know what I mean? Like,</p> <p>24 well, it's not funny to normal people, but we get our laughs any way</p> <p>25 we can. But, you know what I mean, so when they we all laugh, Ha,</p> <p>26 ha, they trying to fuck up man, they want somebody to fuck up</p> <p>27 . That's the type of cop Lubrin is. Like if you ever check his</p> <p>28 like little past history up, just this month, him being in there, we</p> <p>29 didn't have at least two to three fights and he said the same thing</p> <p>30 every time. I didn't see nothing. I didn't see nothing. And all</p>								
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1 his reports, I heard it, but I didn't see it. Or, I didn't hear  
2 or see nothing, but you got, you got, constantly got inmates rollin  
3 it up out of our dorm, constantly got inmates with a black eye now he  
4 gotta lock our dorm down and bring them cops in to ask what happened.  
5 I didn't see it, I was just watching this side and it just happened  
6 so fast. But he knows who the inmates are that are beating up  
7 people. It's a gang called Northern Riders. He knows who all of  
8 them are, but that's what I mean with Lubrin, if he see that you got  
9 a little bit of saneness about you, and you, if you got somebody to  
10 call, he, he won't mess with you. If he sees like you're one of them  
11 inmates that's like, like, short tempered and like looking all day  
12 already like I leave me the fuck alone, I'll leave you alone, he  
13 won't mess with you. Me and Lubrin had words one time, and I told  
14 him, like I look, I'm looking at sixty years, I'm in the fair case,  
15 hey dude, I respect, it's your house, I know that. Leave me the fuck  
16 alone, though.

17 Sgt. Brown: Just do you time.

18 W41 : Yeah, I'm here to do my time, I'm not gonna buck your  
19 system, I'm not gonna buck your authority, I'll do whatever program  
20 you want to do. I don't like jail, but I gotta respect it. Leave me  
21 alone, though. And ever since then, he's kinda left me alone. But  
22 if he sees that you're a that can't defend yourself with words,  
23 he's gonna fuck with people and push it.

24 Sgt. Brown: So from the past that you've seen from Lubrin, and  
25 Rodriguez, and we'll call him Flores, uh, and what you heard coming  
26 from over by Tyree's cell last night, you think they did something to  
27 him?

28 W41 : Yes.

29 Sgt. Brown: Um, when they brought Tyree out of his cell and laid  
30 him down, could you see him then?

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	W41	:	No. The pillar blocked everything.					
2	Sgt. Brown:		The pillar blocked everything?					
3	W41		I could see the hand movements of them on his chest, I					
4			took CPR classes so I know the hand movements and everything.					
5	Sgt. Brown:		How was their demeanor afterwards?					
6	W41	:	Honestly, I seen, I didn't see Flores or Rodriguez come					
7			out of that dorm, not one time, that's when, I seen them come in,					
8			when they seen he's dead and all the other cops rushed in, they					
9			walked out and I didn't see them again. I seen Lubrin afterwards, he					
10			had a look of defeat on his face. The look of, like, not a look of					
11			¿Oh I found a dead body¿, no, a look of ¿what did I do?¿ Cuz like, I					
12			can honestly say this, and I believe it's a fact, even if they didn't					
13			bump his head into something to make him die, even if it is suicide,					
14			they pushed him to that. You got some like them the people					
15			that go shoot up all them schools, and that blows up stuff, it's cuz					
16			they intentionally got bullied into doing that. Like I just read it					
17			in the paper, that kid that raped that little girl, she killed					
18			herself at school. They pushed her into doing that. People can only					
19			take so much. You got some strong minded people, you got some weak					
20			minded people and he was one of them. That's why inmates in here					
21			don't go around bullying and beating up cuz when stuff like					
22			this happens, we're the bad guys.					
23	Sgt. Brown:		Can you name and tell me about a specific incident that					
24			maybe Lubrin had problems with Tyree, and I don't mean they got into					
25			it, but more like, you know, uh¿					
26	W41	:	Just a gesture, like looked at him?					
27	Sgt. Brown:		Yeah.					
28	W41	:	At the trash can, he, he, see, Lubrin, he won't say					
29			words, but he give you the, but look at him.					
30	Sgt. Brown:		Everybody look at him.					
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 09/23/15 1707	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1517	PAGE 19	OF 29

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 W41 : So now we're all looking, like, and then like, if  
2 you're a bully, you'll laugh and that's what make Lubrin like you,  
3 but if you're one of the people like, Huh, man, take a tray, man,  
4 you hungry? Yeah, yeah, please? Huh. Then it's like, joke's on  
5 you, Lubrin, we're not laughing at this dude.  
6 Sgt. Brown: Like a bully.  
7 W41 : Yeah, he's a, he, I don't know how many people you talk  
8 to, but I'm pretty sure they all said bully. He's a bully. We all  
9 see it. We all see it in him.  
10 Sgt. Brown: How old are you?  
11 W41 : I'm 21.  
12 Sgt. Brown: 21? When's the first time you went to jail?  
13 W41 : Juvenile Hall, say 13.  
14 Sgt. Brown: So, in 8 years, you've been, you know, seen a lot of  
15 C.O.s, seen a lot of P.O.s, a lot of people guarding you. Is, is how  
16 Lubrin acts, is it normal?  
17 W41 : No, it's not. Honestly, because like, is my  
18 federal name, my real name is . I'm here on a federal  
19 hold because I'm  
20  
21 At this point in the recording, due to a malfunction, my audio  
22 recorder stopped working. However, I was able to continue with the  
23 interview, which only lasted a few more minutes. In that time, W41  
24 stated he just wanted to tell me what he had heard because he did  
25 not see anything due to the blocked view from his cell. W41 said  
26 he wanted to be honest about what he heard because he had been  
27 locked up enough, I know when someone is getting fucked up, and he  
28 felt V1 Tyree was begging for his life while S1 Lubrin, S2 Farris,  
29 and S3 Rodriguez were in his cell. He also felt S1 Lubrin would  
30 often hide his Use of Force incidents without writing a report on

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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 revisions.)								
2								
3 STATEMENT OF WITNESS 22								
4								
5 I introduced myself to W22 and asked for him to provide his full								
6 name and date of birth. W22 provided his name and date of								
7 birth as . W22 said he was being housed in cell #42								
8 in 6B, and agreed when I asked if that cell was upstairs.								
9								
10 When I asked W22 if he knew why we were there conducting								
11 interviews with the inmates from 6B, at first he had a difficult time								
12 answering, but then stated, ¿Yeah, because they killed that dude.¿								
13								
14 With this answer, as well as the knowledge that W22 could not								
15 see V1 Tyree¿s cell from his location on the top tier of the unit, I								
16 made sure W22 understood that I only wanted him to provide								
17 information he personally knew, and not the information he had heard								
18 from the other inmates in the dorm throughout the day.								
19								
20 Although W22 had been housed in the 6B dorm for approximately 8								
21 months, he did not personally know V1 Tyree. He described him as a								
22 ¿quiet¿ person who didn¿t start trouble with the others, but also								
23 said he was a which meant he was a ¿mentally disturbed								
24 person¿. W22 thought V1 Tyree knew some of the basic life								
25 functions, such as how to use the restroom and somewhat care for								
26 himself, but he also thought V1 Tyree must have been a homeless type								
27 person because of how he would go through the trash for food. W22								
28 never had a formal conversation with V1 Tyree, but knew he								
29 would ask people for food and/or other items. W22 stated V1								
30 Tyree was ¿in his own world¿. He was dirty and never showered or								
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1 changed his clothes. W22 felt this was because V1 Tyree was			
2 mentally disturbed and didn't know any better.			
3			
4 W22 identified S1 Lubrin as the deputy working in 6B the			
5 previous night. W22 did not think V1 Tyree had any previous			
6 problems with S1 Lubrin, but also said V1 Tyree never had problems			
7 with anyone in the dorm. W22 actually said he barely knew the			
8 sound of V1 Tyree's voice because he could not really remember			
9 hearing him ever talk to anyone. V1 Tyree was just trying to meet			
10 his basic daily needs while being in custody and W22 could not			
11 really remember seeing V1 Tyree or S1 Lubrin interact in any way.			
12			
13 W22 said he did not recall V1 Tyree having any problems during			
14 the previous night's pill call. He verified there was a laundry			
15 service conducted after pill call, but did not think V1 Tyree changed			
16 his clothes because he was always so dirty. After the clothing			
17 exchange, the officers conducted a search of the cells in the unit.			
18 Although not sure, W22 thought they started their search in			
19 cell 48 with V2. W22 heard a disturbance in cell 48			
20 while the search was going on, but he did not think it was related to			
21 V1 Tyree.			
22			
23 W22 went on to describe a problem V2 had with another			
24 inmate during the program time in the unit earlier that evening. He			
25 said V2 owed another inmate some money and they got into a			
26 verbal altercation. V2 got loud and ended up locked down in			
27 his cell. At the time, V2 did not have a problem with S1			
28 Lubrin, but was having the altercation with someone else. S1 Lubrin			
29 locked V2 down as a result of this altercation. Later, when S1			
30 Lubrin went to V2 cell with the other deputies, all W22			
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1 heard was yelling coming from the cell. W22 stated, ¿All you								
2 heard was POW, POW, Fuck, oh fuck and then he started cussing em out								
3 `Hey you motherfuckers. What are you doing? Let me go.¿¿ W22								
4 could not see what was going on in V2 cell, but later heard								
5 that the deputies were slapping him and causing him to be in pain.								
6								
7 W22 and I talked about the search of his cell for extra								
8 clothing. He stated the deputies came to his cell, but he told them								
9 he did not have any extra clothing. S1 Lubrin looked in his bin, but								
10 was in and out of his cell in approximately 15 seconds. S2 Farris								
11 just stood by while S1 Lubrin was searching W22 cell, but W22								
12 did not think S3 Rodriguez was there at the time. When S1								
13 Lubrin and S2 Farris were done in W22 cell, they closed the								
14 door and left. I asked W22 if they left his light on when they								
15 walked out of his cell, but he said they never touched his light.								
16								
17 Sometime after searching W22 cell, the deputies went								
18 downstairs and began to search the cells on the lower tier. Since								
19 W22 cell is on the top tier, he did not know where the								
20 deputies were in their searches on the bottom tier. However, he did								
21 hear an altercation coming from a cell downstairs. At the time, W22								
22 did not think it was coming from V1 Tyree¿s cell because V1								
23 Tyree was so quiet that W22 had rarely heard him talk or yell								
24 in the past. W22 described the altercation by stating, ¿I								
25 hear, all I heard was AHHH, AHHH. Alright, I heard the first ¿Ahhh¿,								
26 and then like, and then like 10 seconds go by, and then I heard								
27 another AHHH, and then like 6 seconds will go by and AHHH! Ya know,								
28 no words in between, like with it was like words in between,								
29 like fuck, what the fuck, fucker.¿								
30								
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<p>1 At that point, W22 did not know who was screaming. In between</p> <p>2 the screams, W22 did not hear anyone say anything. He also</p> <p>3 could not hear the deputies saying anything or giving commands. This</p> <p>4 was different to W22 because he stated he could hear the</p> <p>5 deputies whispering to V2 while they were having the</p> <p>6 altercation with him in cell 48. The altercation downstairs lasted</p> <p>7 for approximately a minute to a minute and a half, with only screams</p> <p>8 and no talking. W22 stated, ¿It sounded like they were tuning</p> <p>9 someone up because the person like, it, its, its, it wasn't like, it</p> <p>10 didn't sound like a struggle was ensuing. Ya know what I'm saying? I</p> <p>11 didn't sound like a struggle. Like, It'd be (struggling with</p> <p>12 himself). Like you would hear, all you hear was AHHH! I don't know,</p> <p>13 I don't know what happened to the dude, but all you could hear is him</p> <p>14 in agony, like in pain, AHHH, and then it'll be quiet, nothing. ¿</p> <p>15</p> <p>16 The deputies finished their search of that cell, but W22 still</p> <p>17 could not see what was going on. W22 said he was not paying</p> <p>18 too much attention to anything and was probably reading in his cell.</p> <p>19 At that point, W22 did not hear anything else coming from any</p> <p>20 of the cells and described it as ¿complete silence¿. I asked W22</p> <p>21 if he happened to start smelling a foul odor in the unit, as if</p> <p>22 someone had defecated in their cell, but he said he did not.</p> <p>23</p> <p>24 Approximately 15-20 minutes later, W22 heard one of the officers</p> <p>25 come in to start a welfare check of the unit. W22 did not</p> <p>26 think the deputy ever made it up to the second tier to do the welfare</p> <p>27 check because he never saw anyone come and check on him. W22</p> <p>28 heard a commotion and began to look out of his cell to see what was</p> <p>29 going on. He noticed S3 Rodriguez come into the unit and described</p> <p>30 him as being ¿in panic mode¿. A short time later medical staff came</p>								
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1 in and there was a ¿big panic¿ in the unit. W22 wanted to lie  
2 down and go to sleep, but recalled seeing S3 Rodriguez running back  
3 and forth in a panic. After the nurses rushed into the unit for the  
4 medical call, Fire Department personnel arrived a short time later,  
5 followed by numerous other corrections deputies.  
6  
7 I asked W22 if he could see what was going on from his cell on  
8 the second tier. He stated, ¿I was guessing like they kind of beat  
9 the guy to the point where he probably passed out or something. And  
10 then like I see them with the machines, bringing over the machine and  
11 I hear `dumph¿ and I¿m like `they¿re trying to bring that guy back¿.¿  
12 This was when W22 put it all together in his own mind as to  
13 what probably happened.  
14  
15 W22 verified that unit 6B inmates were provided with Program  
16 time not long before we began our interviews. He had talked about  
17 what had happened to V1 Tyree with some of the other inmates from the  
18 unit during Program time. He had heard from these inmates that V1  
19 Tyree¿s body had fallen out of the cell, but he had said there would  
20 be a record of what happened and the deputies would be in trouble if  
21 V1 Tyree was hurt and they did not provide him with medical attention  
22 or report what had happened.  
23  
24 In an effort to clarify what W22 heard at the time of the cell  
25 searches and of the time just prior to the welfare check where W22  
26 said the unit was in ¿complete silence¿, I provided him with a  
27 hypothetical event. I provided W22 with a description of a  
28 subject who was approximately 6¿1¿ tall and approximately 200 pounds,  
29 who happened to be in a cell almost directly underneath him. I then  
30 asked W22 if the subject I had described had a medical event,

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<p>1 which caused him to pass out and fall to the floor, would he be able</p> <p>2 to hear that from his cell. W22 said he most likely would not</p> <p>3 be able to hear that subject falling down. I then asked the same</p> <p>4 question, but said the subject hit his head on the toilet in his cell</p> <p>5 as he was falling, to figure out if W22 would be able to hear</p> <p>6 that. W22 said it would be tough to provide an answer to that</p> <p>7 question under normal circumstances. However, he added that after</p> <p>8 the search of the unit for extra clothing, the dorm was extremely</p> <p>9 quiet and if someone was to bang on their wall while it was that</p> <p>10 quiet, he would be able to hear that. To confirm W22</p> <p>11 statement I asked him that if the deputies had just searched my cell</p> <p>12 and I was upset about it, so I hit my wall in anger after they left</p> <p>13 and the dorm was quiet, he would be able to hear me banging on the</p> <p>14 wall. W22 said he would.</p> <p>15</p> <p>16 W22 talked about how quiet the dorm gets when the lights go out</p> <p>17 for the night. He said people will often hit their toilets or sinks,</p> <p>18 which makes a loud sound that echoes through dorm and is annoying to</p> <p>19 everyone else. During the day, there are too many noises to make out</p> <p>20 any particular sounds and say what is going on. However, as in this</p> <p>21 instance, if V1 Tyree was still alive when the deputies left his cell</p> <p>22 and if he would have hit the floor, I mean if he would have hit, hit</p> <p>23 his head on the way down, or something like that, then people would</p> <p>24 have heard it. People would have heard it. And, uhm, it's like, I</p> <p>25 don't know, I mean it's, it's fucked up because like that guy, he</p> <p>26 never, he never did, he never did nothing to nobody. He never</p> <p>27 bothered anyone.</p> <p>28</p> <p>29 Prior to ending my contact with W22 I asked if he had anything</p> <p>30 to add to his statement. W22 took this opportunity to tell me</p>								
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<p>1 that S1 Lubrin was known in the dorm as a ¿dirty cop¿ and he was ¿not  2 new to beating people up.¿ W22 stated he had witnessed S1  3 Lubrin being physical with inmates in the past by beating people up  4 and throwing them against walls, and pointed out how S1 Lubrin had  5 just finished beating up V2 before going downstairs to search  6 the bottom tier. He said deputies in the jail have been beating  7 people up for a while and ¿they¿re not going to back off until¿¿.  8 W22 said he has been physically assaulted by deputies in the  9 jail on prior occasions and has filed grievances for these incidents.  10 When I asked what had happened as a result of these grievances, W22  11 said he did not know because he had yet to hear back from  12 anyone on them.  13  14 W22 did not have any further information and I concluded my  15 contact with him.  16  17 INVESTIGATION CONTINUED:  18  19 At the conclusion of my interview with W22 , Sgt. Carrasco and I  20 decided to end our interviews for the day with the understanding that  21 the remaining interviews would be completed the next day. I later  22 downloaded all audio files of these interviews onto Compact Disc. I  23 submitted one copy of this CD as an attachment to this supplemental  24 report.  25  26 As Sgt. Carrasco and I were preparing to leave the jail, we were  27 contacted by Corrections Lieutenant Davis, who provided me with an  28 audio Compact Disc containing the in-custody jail telephone calls  29 made by the inmates in the 6B dorm during their program time on  30 08/27/15, which was between approximately 1300 and 1500 hours, as</p>								
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1 well as a copy of the video surveillance footage from the sixth floor			
2 officer's station. Lieutenant Davis told us he had listened to small			
3 portions of some of the calls and determined some of the inmates had			
4 discussed the events of this incident with family and friends in the			
5 calls. He felt it would be beneficial to the investigation to			
6 provide us with a copy of this information.			
7			
8 EVIDENCE:			
9			
10 I later packaged a CD containing the audio recordings of the			
11 interviews with inmates conducted on 08/27/15. I submitted this CD			
12 as evidence to the Sheriff's Headquarters Evidence Room.			
13			
14 I also packaged the original CD containing the in-custody telephone			
15 calls from dorm 6B on 08/27/15, as provided by Lieutenant Davis, as			
16 well as the original video footage of the sixth floor officer's			
17 station. I submitted these CD's as evidence to the Sheriff's			
18 Headquarters Evidence Room.			
19			
20 INVESTIGATION CONTINUED:			
21			
22 Sgt. Carrasco and I ended our investigation for the day.			
23			
24 PLEOS:			
25			
26 Sgt. J Brown #1688's Supplemental Report			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/23/15 1707</b>	SHIFT/DAYS OFF <b>II SSM</b>
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1 **Supplemental report prepared for the submission of evidence listed in**

2 **previous report.**

3

4 **PLEOS:**

5

6 **Sergeant J Brown #1688 - Supplemental Report**

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>09/24/15 1535</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1636</b>	PAGE <b>1</b>	OF <b>2</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
17	E		1	CD		Audio	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

SCC Main Jail, 150 W Hedding St, San Jose, Ca 95110      0      308843     

DESCRIPTION **1 - Audio Compact Disc containing recordings of interviews conducted with inmate witnesses on 08/27/15, prepared by Sgt Brown #1688.**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
18	E		1	CD		Video	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

SCC Main Jail, 150 W Hedding St, San Jose, Ca 95110      0      308845     

DESCRIPTION **1 - Audio Compact Disc containing recordings of in-custody telephone calls made by inmate witnesses housed in dorm 6B on 08/27/15, prepared by Lt T Davis of County DOC and provided to**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
19	E		1	CD		Video	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

SCC Main Jail, 150 W Hedding St, San Jose, Ca 95110      0     

DESCRIPTION **1 - Video Disc containing video surveillance footage of the 6th floor officer's station at the Main Jail between 1745 hours on 08/26/15 and 0600 hours on 08/27/15, prepared by Lt T Davis of**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON		

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Brown, J.	1688	09/24/15 1535	II      SSM	Rivera, Elbert	1789	09/24/15 1636	2	2

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS								
2								
3								
4 CD containing recorded statements								
5								
6 INVESTIGATION								
7								
8 On September 11, 2015 I was assigned as a Detective Sergeant in the								
9 Investigations Division of the Santa Clara County Sheriff's Office.								
10 At approximately 1500 hours, I was instructed by Lt. Rivera to meet								
11 up with other detectives and respond to the Main Jail to re-interview								
12 inmates on the 6th floor. All the interviews were recorded with my								
13 department issued digital recorder. At the completion of the								
14 interviews I transferred the digital files onto a CD and booked it								
15 into the evidence room.								
16								
17 Detective Sergeant Glatz #1697 and I responded to dorm 6B and								
18 interviewed the following inmates:								
19								
20 STATEMENT OF WITNESS 11								
21								
22 W11- is an inmate housed in dorm 6B at the Main Jail. W11-								
23 was housed in 6B when V01-Tyree was killed. W11- was interviewed								
24 the day of the incident. W11- said he had not been approached or								
25 threatened by Sheriff's Office Custody staff regarding him speaking								
26 to investigators or for any other reason. W11- said he has not								
27 heard of any other inmates being threatened by custody staff since								
28 the incident. W11- said that the custody staff has been extra								
29 diligent since the incident and have followed the rules to the T.								
30 W11- was actually pretty supportive of the custody staffs methods								
OFFICER'S NAME <b>Owens, Jr., Dennis A.</b>	ID NUMBER <b>1695</b>	DATE <b>09/24/15 1548</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1636</b>	PAGE <b>1</b>	OF <b>4</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 of discipline.								
2								
3 STATEMENT OF WITNESS 33								
4								
5 W33- is an inmate housed in dorm 6B at the Main Jail. W33-								
6 was housed in 6B when V01-Tyree was killed. W33- was								
7 interviewed the day of the incident. W33- said he had not been								
8 approached or threatened by Sheriff's Office Custody staff regarding								
9 him speaking to investigators or for any other reason. W33-								
10 said that he heard another inmate named housed in 5C had been								
11 threatened by a black Sheriff's Office Custody Deputy. W33-								
12 said he heard the deputy told the inmate he better take his fucking								
13 meds or I'm going to fuck you up, tare you up and knock you down.								
14 You want to fuck with my people; I'm gunna fuck with you. W33-								
15 could not remember last name but said he has messed up								
16 eyes and he stuttered when he spoke.								
17								
18 W33- said he heard this information from the inmate in cell 44 in								
19 dorm 6B. W33- said he calls him and does not know his								
20 real name. told W33- to tell someone about the threats.								
21 knows that W33- is talking to investigators and inmate								
22 mother. The inmates know that								
23 will contact the media on their behalf and tell them their								
24 story or do a three way phone call to let them tell their story.								
25 W33- said he called and told her what he had heard								
26 about the threats.								
27								
28 INVESTIGATION CONTINUED								
29								
30 I had Correctional Deputy Reagan run an report for dorm 5C.								
OFFICER'S NAME Owens, Jr., Dennis A.	ID NUMBER 1695	DATE 09/24/15 1548	SHIFT/DAYS OFF DET SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 09/24/15 1636	PAGE 2	OF 4

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 There was two listed on the roster. The first on  
2 the roster was and I know him from other  
3 investigations and he did not match the physical description that  
4 W33- provided me. The second on the roster was O10-  
5 We had O10- pulled from 5C and  
6 brought up to 6B, since the alleged threats took place in 5C. When  
7 O10- arrived at dorm 6B I could see that he matched the  
8 description W-33- provided me. O10- had a lazy eye and a  
9 speech impediment. See Sergeant Glatz supplemental report for  
10 details.  
11  
12 End of Report  
13 Sgt. Dennis Owens #1695 Supp Report  
14 Sgt. Bryan Glatz #1697 Supp Report

OFFICER'S NAME <b>Owens, Jr., Dennis A.</b>	ID NUMBER <b>1695</b>	DATE <b>09/24/15 1548</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>09/24/15 1636</b>	PAGE <b>3</b>	OF <b>4</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; font-weight: bold;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<p style="font-size: 18pt; font-weight: bold;">LOCATION</p> <p style="font-size: 24pt; font-weight: bold;">BAR CODE</p> <p style="font-weight: bold;">Bar code</p>	
1	E		1	documents/ CD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		150 W. Hedding St. Main Jail			0	308882		<input type="checkbox"/>
DESCRIPTION								
reports for Dorm 5C and 6B, 1-CD containing recorded statements								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Owens, Jr., Dennis A.	1695	09/24/15 1548	DET    SSM	Rivera, Elbert	1789	09/24/15 1636	4	4

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>INVESTIGATION:</b>								
2								
3 <b>On 09-11-15, I was assigned as a Detective Sergeant in the Sexual</b>								
4 <b>Assault Felony Enforcement (S.A.F.E.) Task Force within the Santa</b>								
5 <b>Clara County Sheriff's Office.</b>								
6								
7 <b>On 09-11-15 at approximately 1300 hours, I was notified by Lieutenant</b>								
8 <b>Rivera there may be some inmates at Santa Clara County Main Jail on</b>								
9 <b>the 6th floor who were possibly intimidated and felt threatened into</b>								
10 <b>changing their statements they had provided to initial</b>								
11 <b>investigators.</b>								
12								
13 <b>A group of Sheriff's Office Detectives met at the Main Jail and went</b>								
14 <b>to the 6th floor to investigate further.</b>								
15								
16 <b>Once we arrived on the 6th floor, Detective Sergeant Leonard and I</b>								
17 <b>were tasked with interviewing a group of inmates. Detective Sergeant</b>								
18 <b>Leonard and I used a digital recorder to record the interviews and</b>								
19 <b>recorded all statements given. (Please see Detective Sergeant</b>								
20 <b>Leonard's supplemental report for his interviews). The interviews</b>								
21 <b>were all done in interview room #1 on the 6th floor.</b>								
22								
23 <b>The following statements are brief summaries of recorded statements.</b>								
24								
25 <b>STATEMENTS OF W17-</b>								
26								
27 <b>On 09-11-15 at approximately 1524 hours, I met with W17- W17</b>								
28 <b>told me has been housed in dorm 6B in holding cell #19 since</b>								
29 <b>November 2014. W17- was interviewed by Sheriff's Office</b>								
30 <b>investigators a day after V01-Tyree's death. Since W17-</b>								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/25/15 750</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1253</b>	PAGE <b>1</b>	OF <b>5</b>





REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 cell 39 since August 17th. Since the initial interviews by Sheriff's			
2 Office investigators and the FBI, no one has spoken to him about the			
3 incident.			
4			
5 STATEMENTS OF W55-			
6			
7 On 09-11-15 at approximately 1538 hours, I met with W55- W55-			
8 told me arrived into dorm 6B on 09-10-15. He was in cell 45. He was			
9 not housed in 6B when V01-Tyree died. W55- told me he had read			
10 about the incident in the paper, but no one had approached him and			
11 asked anything about the case.			
12			
13 STATEMENTS OF W56-			
14			
15 On 09-11-15 at approximately 1551 hours, I met with W56-			
16 W56- told me he was housed in dorm 6B, cell 20. W-56			
17 told me had been in 6B for a week. He was not housed in 6B when			
18 V01-Tyree had died.			
19			
20 STATEMENTS OF W31-			
21			
22 On 09-11-15 at approximately 1554 hours, I met with W31-			
23 W31- told me he had been housed in dorm 6B, cell 26 for			
24 approximately one year. W31- told me he gave a statement			
25 regarding the V01-Tyree incident to the FBI. W31- told me			
26 someone had spoken to him regarding the incident approximately one			
27 week ago. W31- could not recall who the person was. I asked him			
28 what the person had asked him and he said, ¿Did I see him?¿			
29 W31- words were scrambled and some of his sentences did not			
30 make sense. I asked him to clarify whether it was a jail guard or an			
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 09/25/15 750	SHIFT/DAYS OFF DET FSS
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/25/15 1253	PAGE OF 3 5

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	inmate and W31- was not sure.							
2								
3	STATEMENTS OF W07-							
4								
5	On 09-11-15 at approximately 1557 hours, I met with W07-							
6	W07- told me he had been housed in dorm 6B in cell 36 for							
7	approximately one year. Since the initial interview by detectives, no							
8	one else had interviewed him again.							
9								
10	STATEMENTS OF W15-							
11								
12	On 09-11-15 at approximately 1559 hours, I met with W15- .							
13	W15- told me he had been in dorm 6B in cell 47 for							
14	approximately three weeks. W15- said he was in cell 29 when							
15	V01-Tyree died. Since the initial interview by detectives, no one							
16	else had interviewed him again.							
17								
18	STATEMENTS OF W48-							
19								
20	On 09-11-15 at approximately 1602 hours, I met with W48-							
21	W48- told me he was in dorm 6B in cell 48. W48- said the							
22	initial investigators interviewed him regarding the case. He said the							
23	Mercury News, civil attorneys and public defenders had also visited							
24	him, but they did not ask him about V01-Tyree's incident.							
25								
26	STATEMENTS OF W57-							
27								
28	On 09-11-15 at approximately 1613 hours, I met with W57-							
29	W57- told me he was in dorm 6B in cell 23. W57- had been							
30	in the dorm for approximately one week. He was not housed in dorm 6B							
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/25/15 750</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1253</b>	PAGE <b>4</b>	OF <b>5</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 when V01-Tyree died.

2

3 FURTHER INVESTIGATION:

4

5 After all interviews were conducted, Detective Sergeant Leonard and I

6 left the Main Jail and returned back to Sheriff's Office

7 Headquarters. Detective Sergeant Leonard transferred the audio

8 recorded interviews from the recorder to CD's.

9

10 The CD's were later submitted as evidence into the Evidence Room

11 located at Sheriff's Office Headquarters.

12

13 P.L.E.O.'s

14

15 Detective Sergeant Mah #2055 Assist, Supplemental Report

16 Detective Sergeant Leonard #1875 Assist, Supplemental Report

OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>09/25/15 750</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1253</b>	PAGE <b>5</b>	OF <b>5</b>
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REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County <b>ADDITIONAL PARTIES</b>			CASE NO. <b>15-239-0032J</b>			
		"V" = VICTIM		'R" = REPORTING PARTY			"W" = WITNESS		"O" = OTHER	
<b>O12</b>	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 <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/25/15 1306</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1542</b>	PAGE <b>1</b>	OF <b>9</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 09-11-2015, I was working as a Detective Sergeant assigned to the								
4 Investigations Division working in the Homicide/Robbery Unit. At								
5 approximately 1445 hours, Investigations Lieutenant Rivera held a								
6 briefing to discuss re-interviewing inmates housed in Module 6B at								
7 the Main Jail Facility.								
8								
9 Lieutenant Rivera said he had received information that there was an								
10 allegation of witness intimidation and/or tampering, in that								
11 correctional officers or other jail staff personnel were attempting								
12 to dissuade or get the (6B) inmates to change their statements								
13 previously given to Sheriff's Investigators, regarding the								
14 involvement of S1-Lubrin, S2-Farris, and S3-Rodriguez in V1-Tyree's								
15 death.								
16								
17 Lieutenant Rivera said he wanted all the inmates housed in Module 6B								
18 to be re-interviewed to verify if there was any truth to this								
19 rumor.								
20								
21 At approximately 1500 hours, Sergeant Brown and I, along with other								
22 Sheriff's Investigators arrived at the Main Jail Facility to conduct								
23 these interviews. Sergeant Brown and I were assigned to conduct								
24 these interviews in one of the 6th floor interview rooms. The								
25 following 5 interviews were recorded using a digital recording								
26 device. The following statements are summarized, for specific								
27 details, refer to actual recording.								
28								
29 STATEMENT OF W39-								
30								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/25/15 1306</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1542</b>	PAGE <b>2</b>	OF <b>9</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 At approximately 1510 hours, we interviewed W39-								
2 W39- said he's been housed in Module 6B for the past 3.5								
3 months and occupies cell #3, a single person cell. W39-								
4 said he was previously interviewed by Sheriff's Investigators about								
5 the V1-Tyree's death when it occurred. I asked W39- if any								
6 other person, jail staff, nurse, or inmate has asked him questions								
7 about the death investigation. W39- said, "No."								
8								
9 W39- said the inmates have commented about the investigation								
10 because they see updates on the television (news) and articles in the								
11 newspapers.								
12								
13 I asked W39- if anyone has discouraged him to talk about the								
14 incident to Sheriff Investigators and he said, "No."								
15								
16 Sergeant Brown asked how the "feeling" of the module been since the								
17 death incident. W39- said the deputies have been nicer,								
18 they've tried to give more program time, etc. Sergeant Brown asked								
19 W39- if his statement was the same (as when he first								
20 provided it) or had it changed. W39- said it was the same,								
21 he didn't add anything to it.								
22								
23 Sergeant Brown asked W39- if he was fearful for his life								
24 being locked up and he said before (his last stint) in the jail he								
25 was. W39- said he wasn't surprised something like this								
26 (V1-Tyree's death) occurred. W39- said some of these								
27 officers, "have their ways" and if you act hard or tough at them,								
28 "they're going to fuck you up." W39- said right now								
29 (regarding his current stint), he doesn't fear for his life.								
30								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/25/15 1306	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 09/25/15 1542	PAGE 3	OF 9

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 W39- did mention an incident he had with a deputy about 3.5			
2 months ago when he was housed at Main Jail South. W39-			
3 described it as a verbal altercation over his identification			
4 wristband. W39- said he and the deputy got into it and the			
5 deputy cursed at him and called him names and W39- said he			
6 said a few choice words back at the deputy. W39- said the			
7 deputy searched through his belongings and messed up a certificate			
8 W39- had earned, as well as some other things in his bin.			
9 W39- said he was handcuffed by the deputy and in his			
10 opinion, the deputy used a bit more pain compliance, but			
11 W39- didn't grieve it. W39- said another officer,			
12 named Tejada, looked out for him.			
13			
14 W39- had nothing else to add.			
15			
16 End of statement.			
17			
18 STATEMENT OF W42-			
19			
20 At approximately 1530 hours, we interviewed W42- . W42-			
21 said he's been housed in Module 6B since 08/27/2015. W42- said			
22 he currently occupies cell #29 and has a roommate, but he couldn't			
23 remember his name. I asked W42- if he was in Module 6B last			
24 week during the incident in which V1-Tyree died. W42- said he			
25 told Sergeant Brown during the first time he was interviewed, he			
26 didn't want to provide a statement without being subpoenaed.			
27			
28 I attempted to ask W42- if anyone had tried to talk with him and			
29 again he declined to give a statement without a public defender			
30 present. We asked if he knew of one he would feel comfortable			
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 09/25/15 1306	SHIFT/DAYS OFF
SUPERVISORS REVIEW Rodriguez, Daniel		ID NUMBER 1659	DATE 09/25/15 1542
PAGE 4		OF 9	

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	speaking with and W42- said,							
2								
3	W42- said if he was able to speak with a public defender first,							
4	he would agree to speak with us.							
5								
6	We told W42- would be look into it.							
7								
8	End of statement.							
9								
10	STATEMENT OF O12-							
11								
12	At approximately 1534 hours, we interviewed O12-							
13	O12- said he's been housed in Module 6B since 9/2/15 and							
14	occupies cell #31, a single person cell. O12- said no one							
15	has talked to him about the death investigation.							
16								
17	We asked O12- what he had heard (if anything) about what had							
18	occurred. O12- said he heard some guy (V1-Tyree) got the							
19	shit beaten out of him by the correctional officers.							
20								
21	O12- had no other information to provide.							
22								
23	End of statement.							
24								
25	STATEMENT OF W40-							
26								
27	W40- said he's talked to a lot of people since the death							
28	incident. W40- said he's spoken to the FBI, Sheriff							
29	Investigators, lawyers in court, etc. W40- said he's not							
30	going to make up stories, and that his statement is consistent in							
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/25/15 1306</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1542</b>	PAGE <b>5</b>	OF <b>9</b>





REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 At approximately 1603 hours, we interviewed W13- W13- said</p> <p>2 he's been housed in Module 6B for the past 1.5 years and occupies</p> <p>3 cell #38, a single person cell. W13- said he was previously</p> <p>4 interviewed by Sheriff's Investigators about the V1-Tyree's death</p> <p>5 when it occurred. I asked W13- if he spoke to anybody else about</p> <p>6 the death investigation. W13- said, "Yes. My neighbors in the</p> <p>7 unit, the person in cell #44 and W07- who lives in cell</p> <p>8 #36." I asked W13- if he spoke to any jail staff, nurse,</p> <p>9 Chaplin, or Mental Health staff, and he said, "No."</p> <p>10</p> <p>11 I asked W13- if anyone had approached him to discourage him about</p> <p>12 talking about the death incident, and he said, "No." We asked</p> <p>13 W13- if his story was the same as when he told it to a Sheriff's</p> <p>14 Investigator the day after the incident, and he said, "Yes."</p> <p>15</p> <p>16 We asked W13- about his time in Module 6B and if he's been there</p> <p>17 since the new cell doors were installed, and he said, "Yes." We</p> <p>18 asked if he had seen anyone defeat the locking mechanism on the cell</p> <p>19 door to get out and he said, "Yes." We asked W13- if he believed</p> <p>20 it happened the night of the V1-Tyree's death, and he said, "No."</p> <p>21</p> <p>22 We asked W13- to explain why he felt this way. W13- said</p> <p>23 S1-Lubrin was the type of deputy who was strict and nobody wanted to</p> <p>24 test him. He said S1-Lubrin was the type of officer who would search</p> <p>25 your things if he suspected you misbehaved. W13- said S1-Lubrin</p> <p>26 would "mess" with you and call you names.</p> <p>27</p> <p>28 W13- had no other information to provide.</p> <p>29</p> <p>30 End of statement.</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/25/15 1306</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1542</b>	PAGE <b>7</b>	OF <b>9</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>EVIDENCE :</b>
3
4 <b>I downloaded the audio interviews onto a CD and booked it into the</b>
5 <b>Sheriff's Evidence room.</b>
6
7 <b>PLEO's :</b>
8 <b>Sergeant M. Carrasco #1643-Supplemental report</b>

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>09/25/15 1306</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>09/25/15 1542</b>	PAGE <b>8</b>	OF <b>9</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
39	E		1	CD			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Sheriff Office, 55 W Younger Ave, SJ, 95110      0      308883     

DESCRIPTION      **one audio CD of W13, W39, W40, W42, and O12 interviews, conducted at the Main Jail Facility on 9/11/15 by Sgt.s Carrasco and Brown**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	09/25/15 1306		Rodriguez, Daniel	1659	09/25/15 1542	9	9

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **THE PURPOSE OF THIS REPORT IS TO ENTER A NEW ITEM OF EVIDENCE THAT**

2 **WAS CREATED BY THE CANTA CLARA COUNTY CRIME LAB.**

3 **END.**

OFFICER'S NAME <b>Durbin, Brian</b>	ID NUMBER <b>7206</b>	DATE <b>10/02/15 1533</b>	SHIFT/DAYS OFF <b>DAY SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/05/15 1508</b>	PAGE <b>1</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
40	E		1	DVD	N/A	N/A	BAR CODE

SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE	
N/A	SANTA CLARA COUNTY CRIME LAB	0	309368	<input type="checkbox"/>	Bar code

DESCRIPTION **TWO CD-R'S AND 2 DVD-R'S: ALL ELECTRONIC REPORTS & DATA FRO HE ANALYSIS OF ITEM 307541 (AA156018) & ITEM 307543 (AA156015) AS EVIDENEC COPIES. ADDITIONAL DATA**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOWING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOWING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Durbin, Brian	7206	10/02/15 1533	DAY SS	Rodriguez, Daniel	1659	10/05/15 1508	2	2

REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL		Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>	
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>				VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>			
1 THE PURPOSE OF THIS REPORT IS TO ENTER A NEW ITEM OF EVIDENCE THAT WAS							
2 CREATED BY THE SANTA CLARA COUNTY CRIME LAB.							
3 END.							
OFFICER'S NAME <b>Durbin, Brian</b>	ID NUMBER <b>7206</b>	DATE <b>10/02/15 1540</b>	SHIFT/DAYS OFF <b>DAY SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/05/15 1508</b>	PAGE OF <b>1 2</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
41	E		1	DATA TAPE BACKUP	N/A	N/A	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
N/A		SANTA CLARA COUNTY CRIME LAB				0 309369	<input type="checkbox"/>
DESCRIPTION <b>1 DATA TAPE BACKUP CONTAINING ARCHIVE DATA FOR CASEWORK FROM THE ANALYSIS OF ITEM 307769 = MICROSOFT SURFACE PRO II TABLET DEVICE = AA156022A &amp; AA156022B (NO</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Durbin, Brian	7206	10/02/15 1540	DAY SS	Rodriguez, Daniel	1659	10/05/15 1508	2	2



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **INVESTIGATION:**

2

3 On 09-28-2015, I was working as a Detective Sergeant assigned to the  
 4 Investigations Division working in the Homicide/Robbery Unit. At  
 5 approximately 1300 hours, I made contact with Custody Lieutenant Pat  
 6 Corso at the Main Jail Facility. I asked Lieutenant Corso, per  
 7 Deputy District Attorney Braker's request, I needed to collect some  
 8 of the 6th floor log books (F6-floor station, Module 6B, and Module  
 9 6B Welfare Check/Dayroom/Sundeck).

10

11 At approximately 1500 hours, Custody Sergeant Candalaria handed me the  
 12 log books I had requested earlier. I provided Sergeant Candalaria  
 13 with a property receipt for the log books and took possession of  
 14 them, and took them back Sheriff's Headquarters.

15

16 **EVIDENCE:**

17

18 I booked the log books into Evidence at the Sheriff's Evidence room.

19

20 **PLEO's:**

21 **Sergeant M. Carrasco #1643-Supplemental report**

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>10/02/15 1901</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>1</b>	OF <b>2</b>
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REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
40	E		1	Logbook			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Main Jail Facility, 150 Hedding Street, San Jose

0 309604

DESCRIPTION **one blue log book (F6), begin date of entry is on 09-01-15 through 09-28-2015**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
41	E		1	Log book			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Main Jail Facility, 150 Hedding Street, San Jose

0 309605

DESCRIPTION **one blue log book (6B) begin date of entry is on 08-27-2015 through 09-28-2015**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
42	E		1	Welfare Check book			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Main Jail Facility, 150 Hedding Street, San Jose

0 309606

DESCRIPTION **one book titled 6B Welfare Check/Dayroom & Sundeck log (September 2015)**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	10/02/15 1901		Rivera, Elbert	1789	10/07/15 1442	2	2

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County ADDITIONAL PARTIES	CASE NO. <b>15-239-0032J</b>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

<b>W43</b>	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									

<b>W45</b>	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									

<b>W46</b>	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									

<b>W47</b>	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									

<b>W50</b>	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 <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>1</b>	OF <b>32</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 <b>ATTACHMENTS:</b>			
2			
3 <b>Compact Disc containing audio of interviews with witness inmates on</b>			
4 <b>08/28/15.</b>			
5			
6 <b>SUPPLEMENTAL INVESTIGATION:</b>			
7			
8 <b>On 08/28/15, I was assisting Sergeant Carrasco with his investigation</b>			
9 <b>into this case. We had previously interviewed inmates housed in the</b>			
10 <b>6B unit at the Main Jail to obtain their statements for this</b>			
11 <b>incident, but were unable to complete all of the interviews at the</b>			
12 <b>time of our initial contact with them. At approximately 1115 hours,</b>			
13 <b>we returned to the Main Jail to complete the interviews with the</b>			
14 <b>remaining inmates.</b>			
15			
16 <b>At approximately 1127 hours, I met with a subject who identified</b>			
17 <b>himself as (W43 ) in interview room #2 on the</b>			
18 <b>sixth floor of the Main Jail. The following is a summary of the</b>			
19 <b>interview. Refer to audio recording for complete details.</b>			
20			
21 <b>(Investigator's Note: The following summary was prepared from my</b>			
22 <b>audio recording by Sheriff's Administrative Secretary</b>			
23 <b>and reviewed by me for content and accuracy. I made any necessary</b>			
24 <b>revisions.)</b>			
25			
26 <b>STATEMENT OF WITNESS 43</b>			
27			
28 <b>W43 stated he has been in unit 6B since March, going between</b>			
29 <b>cells 1, 13 and he has now been in cell 15 for about a week. He does</b>			
30 <b>take pill call on a nightly basis and saw V1 Tyree have a problem</b>			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE OF <b>2 32</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 during pill call the previous night. V1 Tyree put his pills in a cup,  2 but didn't take them. S1 Lubrin stopped V1 Tyree and looked in his  3 mouth, but didn't see anything. They then walked over to the door  4 where the nurse was handing out the medications. V1 Tyree called the  5 lady a rapist or some shit like that, which is not typical of him,  6 even though he has mental health issues. W43 also pointed out  7 that V1 Tyree said something interesting, similar to, if I take the  8 pills, are you gonna let me go? You guys gave me three release dates  9 already.</p> <p>10</p> <p>11 At this time, W43 was standing in line right behind V1 Tyree.  12 W43 heard S1 Lubrin say, Hey, don't yell at me, just open  13 your mouth, let me see, did you take your medication?</p> <p>14</p> <p>15 The nurse said No, it's in his pocket.</p> <p>16</p> <p>17 V1 Tyree pulled out a cup with the medication still inside. They made  18 him take the medication right there in front of them. V1 Tyree went  19 back to his cell and there were no more problems or violent  20 outbursts. W43 added, The guy's candor and character is  21 really just he stays to himself. He digs in the garbage. He gets  22 his, it's a schedule. He comes out, the trash can is sitting right by  23 the pillar in front of my room, right there, so I walk past him every  24 time, and that night, last night, or two nights ago, I gave him two  25 hot trays. That night we had that sweet and sour shit I don't eat.  26 So I gave it to him and like five slices of bread and two rolls.</p> <p>27</p> <p>28 W43 described V1 Tyree as someone who just keeps to himself  29 and doesn't mess to anyone. V1 Tyree talks to others in the dorm and  30 once asked a guy to dial a number on the phone to call his mom.</p>								
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 Other than that, V1 Tyree just digs in the trash and tries to get</p> <p>2 what he needs to make it in the dorm. He does not bother anyone,</p> <p>3 cause problems, and any incidents W43 can remember were</p> <p>4 always other people messing with him. W43 did say V1 Tyree</p> <p>5 would get aggravated if someone was trying to mess with him, but also</p> <p>6 said V1 Tyree was not the type of person to ever be the aggressor.</p> <p>7</p> <p>8</p> <p>9 After pill call was program time and laundry exchange. At the end of</p> <p>10 program time, S1 Lubrin went cell to cell and did his normal</p> <p>11 ¿shakedown¿ with S2 Farris. W43 said it was normal for S1</p> <p>12 Lubrin to conduct this search after clothing exchange. At first it</p> <p>13 was just S1 Lubrin and S2 Farris conducting the search and they</p> <p>14 started in Cell 2 on the top tier. They threw various contraband</p> <p>15 items out of the cells and continued down the line until they got to</p> <p>16 cell 48.</p> <p>17</p> <p>18 At first, W43 could not remember the name of the inmate in</p> <p>19 cell 48, but described him as also having social problems and mental</p> <p>20 health issues. He said the inmate usually keeps to himself, but is</p> <p>21 also known to ¿act up¿ every once in a while. As he continued to</p> <p>22 talk, W43 said he thought the person in cell 48 was named</p> <p>23 (V2 ), which I confirmed was correct.</p> <p>24</p> <p>25 W43 stated V2 began yelling when the deputies went into</p> <p>26 his cell, saying ¿Fuck that, fuck that ¿ fucking hit me¿. V2</p> <p>27 then got quiet and W43 could hear the officers talking, but</p> <p>28 he couldn't hear what they were saying. V2 then yelled ¿Okay,</p> <p>29 okay, okay¿ and totally submitted to the officers. The officers</p> <p>30 stayed in cell 48 for another 2-3 minutes, talking to V2 but</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 4	OF 32

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 didn't throw any contraband out of the cell.								
2								
3 The officers left V2 cell to continue their search. They went								
4 downstairs to the bottom tier, but didn't even bother to go in the								
5 next few cells. W43 was peeled to the door during the								
6 process to see what was being thrown out of the cells and to know								
7 what kinda shit they were tripping on because he felt it was								
8 entertainment.								
9								
10 W43 started to talk about the officers and what happened when								
11 they reached cell 39, but I happened to ask if there were still only								
12 2 of them at that time. W43 thought about it and said								
13 Officer Rodriguez (S3 Rodriguez) had actually come in and joined the								
14 other two sometime around cell 6 on the top tier. At first, S3								
15 Rodriguez had to look to see where the other 2 officers were, but								
16 once he joined up with them, they started to go through the cells								
17 rather quickly. When they reached cell 39, they went to step inside.								
18 W43 said S1 Lubrin was the first one into the cell because								
19 he is running the show and it's his house. The other two								
20 officers would look to S1 Lubrin for indications on who to shakedown								
21 because he was in charge of the unit. At cell 39, the officers went								
22 in and W43 could hear V1 Tyree screaming, Ahhh, Ahhh, Ok,								
23 Alright. W43 said he was watching TV at the time, but adds								
24 that the officers tend to rough up the . He's seen it happen								
25 a couple times and described it as being really upsetting. He								
26 stated, Sometimes, when they're shaking us down for clothes, so and								
27 fuck `em up and leave, ya know. So, it was just kinda the normal								
28 thing.								
29								
30 W43 stated he heard V1 Tyree say Please! Okay, Okay. I'm								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 5	OF 32

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 sorry, I'm sorry! and he could then hear the officers mumbling or</p> <p>2 saying something. W43 heard I'm sorry, I'm sorry! Okay,</p> <p>3 Okay! and then a BOOM. He did not know what it was, but said</p> <p>4 something hit. The officers backed out of V1 Tyree's cell, S1</p> <p>5 Lubrin turned off the light and went to shut the door. However, just</p> <p>6 before the door closed, W43 could hear S2 Farris say and we</p> <p>7 better not hear a peep outta you tonight or something along those</p> <p>8 lines. This was the end of the officers' contact with V1 Tyree.</p> <p>9</p> <p>10 W43 told me, I can't tell you how many times I've seen that</p> <p>11 kind of shit happen. I asked W43 if this kind of behavior</p> <p>12 from the officers only happened to the special management inmates.</p> <p>13 He said it definitely favors the guys that have outbursts and what</p> <p>14 not, kicking on the door, shit like that. Ya know what I mean? They</p> <p>15 deal with them in a certain manner. W43 said he has never</p> <p>16 been dealt with in that way because he can communicate and stay out</p> <p>17 of the officers' way. He described being talked to crazy, but</p> <p>18 feels this was just an effort to get him to bite and start</p> <p>19 problems.</p> <p>20</p> <p>21 W43 talked about the inmates with mental health issues and</p> <p>22 special management, stating they may take their pills or be</p> <p>23 considered but that they usually don't cause problems with</p> <p>24 anyone. He further stated, I've been in that pod for five months</p> <p>25 now, and I haven't seen anyone yet that challenges the police, or</p> <p>26 anything in that manner, you know, to deserve heavy hands, so to</p> <p>27 speak.</p> <p>28</p> <p>29 W43 estimated the officers were in cell 39 for at least 5</p> <p>30 minutes, but completed the rest of the searches in a pretty normal</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 6	OF 32



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 manner. The three officers came to his cell, but were only there  
2 less than a minute. They took his extra clothing, but stated he  
3 actually gave it to them because he was prepared for what they were  
4 looking for and that it would be easy enough to get more clothing if  
5 he needed it later. There were no further problems with any of the  
6 inmates as the officers completed their cell searches that night.  
7 The officers seemed to be talking to some of the other inmates along  
8 their search route, but W43 said it was nothing like what  
9 happened in cell 39. He stated, ¿The guy was definitely getting  
10 handled.¿ He also said he has never before seen S1 Lubrin shut off  
11 someone¿s lights when they¿re still in the room and they did not shut  
12 off the light in any of the other cells while conducting the searches  
13 that night, or at any other time.  
14  
15 After the officers checked W43 cell, he was busy putting his  
16 stuff away and did not really see what happened during the rest of  
17 the searches. W43 was watching television, but had a good  
18 view of V1 Tyree¿s door and the little window at the bottom of the  
19 door. He noticed V1 Tyree¿s cell light come back on some time after  
20 the officers left, and could see what he thought was the top of V1  
21 Tyree¿s head through the window. W43 began to think V1 Tyree  
22 was going to flood the tier since he had done so in the past. So W43  
23 turned off his own light to get a better look and see if  
24 water would start coming under V1 Tyree¿s door, but that didn¿t  
25 happen. While watching, W43 saw V1 Tyree¿s head or knee, or  
26 some other party of his body, flop to the side and not move again.  
27 This caught W43 attention, but when there was no further  
28 movement, he went back to watching TV.  
29  
30 Approximately 20 minutes later, S1 Lubrin and the other officers came

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>7</b>	OF <b>32</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 into the unit and went to V1 Tyree's cell. W43 could hear								
2 them say V1 Tyree was not moving and they opened his cell door. S1								
3 Lubrin nudged V1 Tyree a little, but he still was not moving, so S1								
4 Lubrin began to pull V1 Tyree out by his armpit area. W43								
5 heard the officer say, 'He's not fucking moving' and the commotion								
6 started with the officers trying to render aid to V1 Tyree.								
7								
8 W43 stated the nurses came in first and one of the officers								
9 began to start performing CPR on V1 Tyree. He said it was not S1								
10 Lubrin or S3 Rodriguez performing CPR, but some other officer who was								
11 trying to help V1 Tyree. Soon thereafter, the paramedics showed up								
12 and took over CPR from the officer. According to W43 the								
13 officers on scene reacted appropriately, but he did not recall how								
14 long it was until anyone started CPR on V1 Tyree.								
15								
16 I asked W43 further questions concerning what he saw happen in								
17 V1 Tyree's window prior to the officers coming back in and finding								
18 him lying on the floor. He recalled seeing the officers turn V1								
19 Tyree's cell light off and S2 Farris saying, 'and we better not hear								
20 no fucking shit out of you tonight' as they were leaving the cell.								
21 W43 did not remember seeing the light actually come back on,								
22 but thought it was on when he saw V1 Tyree falling to the floor. He								
23 again describes seeing a flesh colored, round object; either V1								
24 Tyree's head or knee, through the window. He said it came down								
25 swiftly and he wondered if V1 Tyree had been sitting 'Indian style'								
26 and trying to drown himself in the toilet. However, W43								
27 remembered the previous Wednesday, when he was helping to do the cell								
28 cleaning for inspection, that V1 Tyree was coherent. W43								
29 gave V1 Tyree a mop and freshener, and told him to clean his cell.								
30 In W43 opinion, he did not think V1 Tyree was suicidal at								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 that time. He doesn't think a guy who was trying to feed himself								
2 would be suicidal, and if he was suicidal, it was due to being								
3 traumatized by his treatment by the officers and what had just								
4 happened to him. W43 said he heard V1 Tyree pleading for								
5 his safety in there, and that he was still bothered by that because								
6 it didn't make any sense.								
7								
8 W43 believed V1 Tyree was hurt during the shakedown, because								
9 he heard him yelling Ow. That hurts! Ow! Okay, Okay! He believed								
10 V1 Tyree would only be saying these things because someone was								
11 hurting him at that time and he was in pain. Additionally, when they								
12 took V1 Tyree's body out in the sheet, W43 saw blood all over								
13 the sheet from V1 Tyree's head.								
14								
15 W43 stated V1 Tyree had not been in any altercations during								
16 the program time that would cause such pain or injuries. He even								
17 described V1 Tyree's demeanor as someone who doesn't mess with								
18 anybody". W43 had never witnessed anyone every forcefully								
19 dealing with V1 Tyree and said most people in the unit had begun to								
20 look out for V1 Tyree and give him food so he had enough to eat or								
21 soap so he could wash himself. Although V1 Tyree was incoherent some								
22 of the time, when he was coherent for a little while, he did what he								
23 needed to do to survive.								
24								
25 W43 provided information on what had occurred during the								
26 previous night's pill call. At the altercation with the nurse during								
27 pill call, W43 understood that V1 Tyree was given three prior								
28 release dates and wanted to go home, yet was still stuck in jail. He								
29 didn't want to take the pills because he previously had been and they								
30 weren't following through with the promise of releasing him.								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 9	OF 32

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 However, he took them again because he wanted to get out of custody.

2

3

4 W43 talked about V1 Tyree trying to use the phones in the unit

5 to make calls, but he would just press a bunch of buttons. V1 Tyree

6 asked another inmate to help him dial the phone to call someone, but

7 the inmate did not seem to want to help him. W43 didn't think

8 V1 Tyree ever made a phone call, but was always unsuccessfully trying

9 to press the buttons to call out.

10

11 W43 told me he did not think V1 Tyree committed suicide, but

12 said he also did not know the details of this investigation. When I

13 asked if the thought, no matter how V1 Tyree had died, whether it was

14 by suicide or some type of medical problem, if it was as of the

15 result of how he was treated by the officers, he stated,

16 "Completely." W43 said this was as of the result of his own

17 observations and the fact that he heard V1 Tyree in his cell for

18 approximately 5 minutes, screaming for the officers to stop and

19 apologizing for whatever he had done wrong. W43 did not hear

20 the officers say anything while they were in V1 Tyree's cell, but

21 also said this was because V1 Tyree was screaming so loud he would

22 not have been able to hear them. W43 only heard S2 Farris

23 yelling back at V1 Tyree as they were leaving his cell, as he had

24 stated earlier.

25

26 W43 remembered a recent incident with a homosexual inmate,

27 with a broken jaw, who was kicking his cell door at odd hours. He

28 said, "The same crew of men made him go out in the middle of the pod

29 about right here (pointing to the unit map) and slap himself and

30 apologize to the pod."

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2 <b>W43</b> stated he would not describe S1 Lubrin as being a rude			
3 guy. However, he stopped his train of thought and asked me if he			
4 could be honest. I let <b>W43</b> know I was only seeking the			
5 truth, no matter where it led the investigation or what came out of			
6 it. <b>W43</b> went on to say he had been around long enough to			
7 believe, ¿It¿s us, and you. Ya know, you guys versus us guys and			
8 stuff like that. But look, this is more humane to me. Ya know and			
9 I¿m not gonna sit here and say I didn¿t see nothing, hear nothing. I			
10 figure like this. If we can nip that in the bud; people getting			
11 treated, fuck, heaven ha¿, ya know heavy handed where people getting,			
12 ya know hurt like that. There¿ no, there¿s no, there¿s no need for			
13 you guys to do that to us.¿			
14			
15 <b>W43</b> acknowledged that inmates who get out of line should be			
16 handcuffed and dealt with accordingly. However, he did not think it			
17 was right for inmates to be suffering such injuries or pleading for			
18 their lives. <b>W43</b> said he has seen S1 Lubrin on many			
19 occasions walk people with a very high wrist twist, kind of parading			
20 the guy in front of the other inmates, taking them to their cell in			
21 pain for no reason. He also said S1 Lubrin provides good program			
22 time, gives them what their entitled to, is fair, is not like a			
23 dictator, and not anal about a lot of things. <b>W43</b> described			
24 S1 Lubrin as quiet, intelligent, and respectful, adding that ¿he¿s			
25 not a bad guy¿.			
26			
27 <b>W43</b> verified that he saw me and the other investigators in the			
28 unit earlier in the morning. He stated he watched the investigation			
29 from the start, up until the point where we finished our duties in			
30 the unit. When I asked how he thought S1 Lubrin was acting when he			
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1 came in to provide the information to the doctors and investigators  
2 in the unit during the investigation, he stated, ¿He¿s such a quiet  
3 kind of guy, it looked a little, he was a little bit kinda like  
4 `fuck¿. Ya know like, `Okay, I gotta play my role¿. But I mean it  
5 was him, that¿s him, that¿s how he is. Ya know, fuck man. I¿m gonna  
6 just tell it like it is. Dude is not completely on board with shit.  
7 Like he, he¿s doing something and then covering his shit up.¿  
8  
9 talked about one instance, during pill call, S1 Lubrin and  
10 Nurse had a situation happen and had to do paperwork for what  
11 occurred. S1 Lubrin told Nurse ¿hey, I¿m gonna give you my cell  
12 number. You call me so we can get the shit, the story, whatever, the  
13 reports right.¿ W43 doesn¿t know what the situation was, but  
14 W43 couldn¿t believe S1 Lubrin was saying that in front of  
15 people. W43 was upset with this latest incident, saying  
16 ¿we¿re in here already doing our time; we shouldn¿t have to be  
17 fucking dead, or scared. It bothers me.¿.. It¿s the same people  
18 getting their jaw broke by the same people.¿ W43 states the  
19 officers are heavy handed and doing things they were not supposed to  
20 be doing. He went on to say he knew that the officers¿ stories were  
21 not going to line up and whatever happened in that cell was going to  
22 come out because someone was going explain what occurred. W43  
23 finished this statement by saying none of the inmates had  
24 jumped, attacked, or touched V1 Tyree, or caused any injuries to him,  
25 whatsoever.  
26  
27 Again, W43 said he could not see what happened inside of V1  
28 Tyree¿s cell, but he saw the officers enter the cell and right away  
29 V1 Tyree began screaming, which lasted approximately five minutes.  
30 W43 did not hear anything further coming from V1 Tyree¿s cell

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<p>1 after the officer's left. Once he saw V1 Tyree fall to the floor, he</p> <p>2 never moved again. W43 had heard the sound of a toilet</p> <p>3 flushing and when he saw V1 Tyree on the ground he thought he must</p> <p>4 have drowned himself or something. W43 had also wondered if</p> <p>5 V1 Tyree passed out and hit his head on the toilet, which caused him</p> <p>6 to fall to the ground. W43 first reaction what that V1 Tyree</p> <p>7 had committed suicide, but as he started to think about what he had</p> <p>8 heard and how the officers reacted when they found him dead in the</p> <p>9 cell, he concluded his first thoughts may have been wrong. W43</p> <p>10 described hearing a `BOOM` sound coming from V1 Tyree's cell</p> <p>11 during this incident, but said it was a strong and solid sound,</p> <p>12 as if someone hit the bunk of the cell rather than the toilet or</p> <p>13 sink, which is more of a hallow sound.</p> <p>14</p> <p>15 W43 reiterated that S1 Lubrin is a good guy, but he did not</p> <p>16 know S2 Farris or S3 Rodriguez that well. W43 had only heard</p> <p>17 that S2 Farris was known for beating ass. W43 said S1</p> <p>18 Lubrin seemed to be worried about the inmates writing him up and</p> <p>19 complaining about him. He thought it was unprofessional of S1 Lubrin</p> <p>20 to tell the inmates he was being written up so much and wondered why</p> <p>21 he would bring it up so much if he really wanted it to stop. In W43</p> <p>22 opinion, he felt that if S1 Lubrin was conducting himself</p> <p>23 properly and not doing anything wrong, he would not have been so</p> <p>24 worried about his write ups or being moved out of the dorm because he</p> <p>25 would be able to explain his actions. S1 Lubrin had tried to give</p> <p>26 the inmates more program time in hopes that they would not submit so</p> <p>27 many write ups, which still did not make sense to W43 because</p> <p>28 he felt S1 Lubrin should not have been so worried about what was</p> <p>29 being said about him.</p> <p>30</p>								
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1	W43	talked about the time V1 Tyree was in custody and						
2		described him as being healthy. In the time V1 Tyree was in there,						
3		he ate all he could and wanted to eat all the time. V1 Tyree had dug						
4		through the trash so much for food that people had started giving him						
5		some of their extra trays and bread in an effort to help him. W43						
6		said V1 Tyree stunk and smelled like urine, but people got						
7		over that and began helping him. Eventually V1 Tyree cleaned up, cut						
8		his hair, and even cleaned up his cell with a mop on Wednesday.						
9	According to W43	V1 Tyree didn't have anything, except for						
10		the trash in his cell, but he was a human being who was just trying						
11		to make it.						
12								
13		Prior to ending our conversation, I asked W43 to think back						
14		again and try to remember at what point he saw V1 Tyree's light on in						
15	his cell. W43	confirms he thought the light was on when he						
16		saw V1 Tyree fall to the floor of the cell, and is certain the light						
17		was on when the officers pulled him out of the cell. However, he						
18		also confirmed the officers turned the light off before they left V1						
19		Tyree's cell and it remained off as they continued on with their cell						
20	searches. W43	had talked with some of the other inmates						
21		about what they saw when the Coroner's Office was on scene, but						
22		described it as not being in detail and that they did not have much						
23		of the actual information.						
24								
25	I ended my contact with W43	without any further information.						
26								
27	INVESTIGATION CONTINUED:							
28								
29	After talking to W43	Corrections Deputies had another subject						
30		standing by, waiting for an interview. At 1209 hours, I met with the						
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1 subject, who was identified as (W46 ), in								
2 interview room 2 on the sixth floor. W46 provided the								
3 following statement.								
4								
5 STATEMENT OF WITNESS 46								
6								
7 W46 provided his full name and a date of birth of . He								
8 stated he was housed in cell 7 in the 6B housing unit. He had been								
9 in unit 6B for approximately 3 weeks and verified he was housed on								
10 the bottom tier. When asked if he knew why I was there talking to								
11 him, W46 said he thought it was because someone had died in								
12 the unit.								
13								
14 I asked W46 to tell me what he knew about what happened.								
15 However, I also told him I was seeking only what he knew about the								
16 incident and I was hoping to hear a true account of what he knew.								
17 W46 seemed to understand and began to tell me what he knew of								
18 the incident.								
19								
20 W46 said he does not take pill call with the rest of the unit,								
21 but he did confirm there had been laundry service on the night of the								
22 incident. After laundry service, there was a little bit of program								
23 time for the unit. Once program was over, the inmates were locked								
24 down in their cells until a couple of the officers came in to search								
25 the cells for extra clothing. W46 did not know the names of								
26 the officers conducting the search, but verified one of them to be								
27 the officer working that unit and the other was the officer working								
28 in unit 6A. He described this second officer as being white, tall,								
29 with a muscular build (S2 Farris). There was a third officer								
30 conducting the searches, but W46 said he was unfamiliar with								
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1 this person. He described him as being Hispanic with short hair and  
2 a part on the side (S3 Rodriguez). Finally, W46 described the  
3 officer working the 6B unit as a bald, dark skinned, Filipino subject  
4 (S1 Lubrin).  
5  
6 The officers conducted their search for extra clothing, but W46  
7 did not have anything for them to collect. While they were in his  
8 cell, S1 Lubrin happened to ask W46 ¿Hey They¿re all  
9 a bunch of bitches in here, huh?¿ W46 was surprised by this  
10 and thought it was inappropriate because officers were not supposed  
11 to be talking that way about the inmates. S2 Farris and S3 Rodriguez  
12 walked out of W46 cell and S1 Lubrin stepped in right behind  
13 W46, again saying, ¿They¿re all a bunch of bitches in here,  
14 huh?¿ W46 did not want to say anything about this and did not  
15 really respond to S1 Lubrin. S1 Lubrin exited W46 cell and  
16 they shut the door.  
17  
18 W46 verified he thought he was one of the last cells to be  
19 searched. He did not recall whether or not the officer had gone into  
20 any of the other cells. W46 also did not recall hearing any  
21 altercations between the officers and any of the other inmates during  
22 the cell searches, but also said he normally just sits around inside  
23 of his cell, minding his own business.  
24  
25 W46 told me he happened to be standing near his door when the  
26 officers reached his cell for the search. However, as soon as they  
27 got there, he stepped to the side so that they could come in. He  
28 thought they were in his cell for approximately two minutes. They  
29 looked around and asked him if he had any extra clothing, but did not  
30 actually perform a search of his cell. Upon leaving, they left his

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1 lights on and walked out, continuing with the next cell.								
2								
3 W46 described the limited view of the unit from his cell, which								
4 includes portions of the officer's station and some of the cells near								
5 his area. However, he said can only see the area near the phones on								
6 the wall near cells 31 and 33, but he cannot see much passed that and								
7 definitely cannot see the corner on the opposite side of the pod.								
8								
9 W46 was able to describe V1 Tyree and said he would just walk								
10 around the unit. Most of the people there would not bother V1 Tyree,								
11 but they also did not seem to care for him much because he was a								
12 . V1 Tyree's personal hygiene and cell were not very clean,								
13 but not to the point of what he had heard V1 Tyree's cell looked like								
14 when they found him unconscious. V1 Tyree was often hungry so he								
15 would try to dig food out of the trash. If W46 saw V1 Tyree								
16 doing this, he would try to get some of his extra food and give it to								
17 him in an effort to help. W46 said V1 Tyree was not a trouble								
18 maker or confrontational, but would often do random things, which W46								
19 thought to be unusual. At times V1 Tyree would sporadically								
20 yell something out from his cell, but for the most part W46								
21 thought of him as a quiet person who kept to himself and didn't talk								
22 to many other people. W46 could not remember V1 Tyree ever								
23 having any problems or confrontations with any of the other inmates								
24 or any of the deck officers while he was there.								
25								
26 W46 stated he did not hear any verbal or physical altercations								
27 on the other side of the unit during the officer's cell searches, but								
28 said he may have been trying to go to sleep at that time. He did								
29 recall hearing some banging noises in the unit, but described								
30 everything else as fading away after that point because he was								
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1 falling asleep. W46 said he normally does not get much sleep								
2 while in custody. However, to his surprise, he got an unusually good								
3 night's sleep on that particular night and did not even know we had								
4 been in the unit to conduct this investigation in the middle of the								
5 night.								
6								
7 I asked W46 what he had heard happened the night of this								
8 incident. He said a couple of the inmates had told him the officers								
9 had went in his cell and they beat the shit out of him. W46								
10 denied anyone had told him what to say in his statement and even said								
11 someone had told him not to make a statement if he didn't know								
12 anything. W46 verified he didn't know much about what had								
13 happened, but said this was due in part to the fact that he can't see								
14 much of the other side of the unit from his cell location. The other								
15 inmates had told W46 that V1 Tyree was yelling, "Please. Stop,								
16 stop. I'm sorry", but W46 again said he did not personally								
17 hear any of this because he had been asleep the entire time.								
18								
19 I ended my contact with W46 without any further information.								
20								
21 INVESTIGATION CONTINUED:								
22								
23 After talking to W46 Corrections Deputies had another subject								
24 standing by, waiting for an interview. At 1223 hours, I met with the								
25 subject, who was identified as (W47), in								
26 interview room 2 on the sixth floor. The following is a summary of								
27 the interview. Refer to audio recording for complete details.								
28								
29 (Investigator's Note: The following summary was prepared from my								
30 audio recording by Sheriff's Office Administrative Secretary								
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1 and reviewed by me for content and accuracy. I made any								
2 necessary revisions.)								
3								
4 STATEMENT OF WITNESS 47								
5								
6 I introduced myself to W47 and asked for him to provide his								
7 full name and date of birth. W47 provided his name and a								
8 date of birth of . W47 said he was being housed in								
9 cell #27 in 6B.								
10								
11 W47 stated he got arrested on 8/5/15 and had been in same cell								
12 in 6B since then. I showed W47 a map of the 6B dorm and								
13 verified he was being housed in cell 27. W47 stated he								
14 didn't know anything about what happened, but said he just saw the								
15 officers come in and start doing CPR on V1 Tyree. One of the								
16 officers grabbed the defibrillator and they attempted to save V1								
17 Tyree.								
18								
19 W47 verified he did pill call that night, but says he didn't								
20 know V1 Tyree. W47 tried to talk to V1 Tyree one time in the								
21 yard to say hi, but every other time V1 Tyree would ignore him. So,								
22 W47 usually stayed away from him. During program time, V1								
23 Tyree would dig in the trash cans and a lot of other inmates didn't								
24 like that. W47 didn't really smell V1 Tyree, but described								
25 him as usually having all kinds of white stuff and dirt on him. W47								
26 said V1 Tyree wouldn't change his pants very often and that								
27 he was kind of dirty. V1 Tyree would talk mostly to himself, but								
28 would often ask other inmates for shots of coffee. Sometimes the								
29 inmates would give him coffee and sometimes they wouldn't. W47								
30 thought this was because of the garbage smell V1 Tyree often								
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1 had and the others didn't like that.								
2								
3 <b>47</b> never saw V1 Tyree get into altercations with the deck								
4 officer or any of the other inmates. <b>W47</b> described the deck								
5 officer that night as bald with darker skin (S1 Lubrin), but he								
6 didn't know the other officers. Just after pill call, <b>W47</b>								
7 stated he went to sleep because his meds usually knock him out.								
8								
9 <b>W47</b> verified that he participated in laundry call and got a								
10 roll of clothing. He went to program after that, watched TV and had								
11 no issues. <b>W47</b> verified that they were in lock down after								
12 program, but he couldn't remember if there was a search for extra								
13 laundry later. He again stated he was asleep and thought his cell								
14 mate might have woke him up for the extra clothing search, but he								
15 just didn't remember because his meds make him not all there;								
16 sometimes.								
17								
18 <b>W47</b> did not hear any altercations in the unit after lockdown.								
19 He later saw a white officer come in, grab a defibrillator and use it								
20 on V1 Tyree, who was lying over in the corner of the unit. <b>W47</b>								
21 did not know at the time who they were trying to help. He								
22 just remembered seeing the officers trying to do CPR, then later saw								
23 the detectives come in with their notepads and a tall white guy								
24 dressed all in black come through with a camera. <b>W47</b>								
25 cellmate seemed more concerned about what was going on, so <b>W47</b>								
26 just stepped back to his bunk and let his cell mate stand at								
27 the door to look.								
28								
29 <b>W47</b> stated that nobody has said anything about what happened.								
30 He and his cell mate get along fine, but his cell mate didn't talk to								
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1 him about what happened. All W47 knows is that somebody died								
2 in the unit.								
3								
4 I asked W47 to describe the deck officer (S1 Lubrin). W47								
5 talked about the last time he was in custody and as he was								
6 exiting his cell in 6B he knocked his head against a rail causing a								
7 cut that bled a lot. He told S1 Lubrin he needed to get stitches so								
8 S1 Lubrin took him to the nurse. The nurse just put some tape on the								
9 cut and said no stitches were needed. W47 says he has very								
10 little interaction with the officers, except just to ask them for								
11 soap or request slips. W47 states S1 Lubrin treats people								
12 fairly, treats all people the same, and doesn't seem racist; just								
13 fair.								
14								
15 W47 did not have any further information on this incident and								
16 I ended my contact with him at that time.								
17								
18 INVESTIGATION CONTINUED:								
19								
20 After talking to W47 Corrections Deputies had another subject								
21 standing by, waiting for an interview. At 1231 hours, I met with the								
22 subject, who was identified as (W45), in								
23 interview room 2 on the sixth floor. The following is a summary of								
24 the interview. Refer to audio recording for complete details.								
25								
26 (Investigator's Note: The following summary was prepared from my								
27 audio recording by Sheriff's Office Administrative Secretary								
28 and reviewed by me for content and accuracy. I made any								
29 necessary revisions.)								
30								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>21</b>	OF <b>32</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 STATEMENT OF WITNESS 45								
2								
3 I introduced myself to W45 and asked for him to provide his								
4 full name and date of birth. W45 provided his name and a								
5 date of birth of . W45 said he was being housed in								
6 cell #5 in 6B.								
7								
8 W45 stated he has been in unit 6B at the Main Jail for								
9 approximately two months. He didn't see anything that happened on								
10 that night of this incident, but heard other inmates were saying the								
11 officers were beating up during cell searches for clothing.								
12 W45 heard one inmate screaming ¿Help! Help! I¿m sorry! Stop,								
13 please!¿ and believed it to be the same gentleman who is now deceased								
14 (V1 Tyree). W45 said he has had a few good encounters with								
15 V1 Tyree, which included giving him soap and food. He thinks V1 Tyree								
16 was harmless and not the type to ¿flip out¿ and scream or yell, but								
17 that he was just a homeless man who was a little dirty. W45								
18 told me inmates always had to tell V1 Tyree to get in the shower,								
19 gave him soap, shampoo and food, and always told him not to dig in								
20 the garbage cans. W45 described V1 Tyree as a real quiet								
21 guy who normally kept to himself. The only altercation W45								
22 could remember involving V1 Tyree was the time he took some food out								
23 of the hot pocket that didn't belong to him, but otherwise he was								
24 quiet. He didn't bother anybody, didn't scream, kick the doors;								
25 nothing like that.								
26								
27 W45 said V1 Tyree did not have any problems with anybody in								
28 the unit, including S1 Lubrin. W45 remembered hearing V1								
29 Tyree yelling for help right after he heard V2 screaming and								
30 talking shit to the officers. W45 went on to say this was								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 22	OF 32



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 where the whole incident started.								
2								
3 W45 stated he thought V2 cell was upstairs in number								
4 48. He described it as being up in the corner of the second tier.								
5 V1 Tyree's cell was in one of the corners on the bottom tier. The								
6 officers started their search on the second tier just above W45								
7 cell and worked their way around to the other side of the								
8 unit. After V2 was screaming at the officers up in his cell,								
9 W45 heard V1 Tyree screaming down in his cell on the bottom								
10 tier. W45 knew V1 Tyree's voice because he had talked with								
11 him a few times. He also knew V2 voice because V2 was								
12 always talking shit and provoking people. With that, W45								
13 said he was not surprised that the officers beat ass.								
14								
15 W45 continued, stating that after he heard V1 Tyree yelling								
16 it suddenly stopped and everything was quiet. The officers continued								
17 on their search and eventually came to W45 cell. W45								
18 told me he did have extra clothing he thought they were								
19 going to take so he put it all out by the door to his cell. However,								
20 when they got to his cell, they opened the door and asked him what was								
21 going on. When he said nothing much, they just shut his door and								
22 kept going. The officers did not take his extra clothing, did not								
23 search his cell, and left his light on when they left. W45								
24 estimated the officers were in his cell for a total of approximately								
25 30 seconds before they shut the door and moved on to the next cell.								
26 The three officers were at the next cell for approximately 30 seconds								
27 and again quickly shut the door and left. They went to the last cell								
28 on their search, where they yet again were there a short time before								
29 leaving the unit. As the officers walked out of the dorm, they shut								
30 the main lights to the dorm off and left without any further								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 23	OF 32

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 interactions.								
2								
3 Approximately 45 minutes later, the dorm lights came back on and								
4 medical staff came in. W45 heard the commotion coming from								
5 the corner by V1 Tyree's cell. He could look at the reflection								
6 coming from the door to cell 11 and saw the nurses doing something.								
7 It had been quiet during the 45 minutes the officers were gone and								
8 the lights were off, so W45 did not see much outside his								
9 cell.								
10 W45 confirmed he's familiar with S1 Lubrin, but he doesn't								
11 know the other two officers. He described one of them as 'young' and								
12 thought his name was Sanchez (S3 Rodriguez). W45 could only								
13 describe the other officer as a white gentleman (S2 Farris), but he								
14 didn't know much more about him. W45 described S1 Lubrin as								
15 'cool' and 'straight up'. There had been two incidents in the dorm								
16 where inmates claimed W45 beat them up in his cell. They								
17 would say this in an effort to try to get out of that particular								
18 dorm. W45 only knew these inmates in passing, but said they								
19 were rehoused because of their claims. He has already spoken to								
20 investigators about it and S1 Lubrin asked him about it after the								
21 other inmates made their claims. However, nothing ever came of these								
22 reported incidents. W45 said S1 Lubrin is fair, 'keeps it								
23 real', but also realizes 'everybody has their favorites'. W45								
24 has never given S1 Lubrin any problems since he has been in								
25 custody and he's never seen S1 Lubrin have a bad day. W45								
26 said S1 Lubrin is always smiling, respectful, and calls people 'Sir'.								
27								
28								
29 I asked W45 what he had heard some of the other inmates say								
30 happened to V1 Tyree. He said inmates were saying the officers								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 24	OF 32

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ¿whooped his ass¿, but W45 did not personally see anything.								
2 W45 confirms that he does take pill call and did so on that								
3 night. He thought V1 Tyree took pill call as well that night, but he								
4 was not sure and definitely did not hear V1 Tyree have any problems								
5 during pill call. Again W45 said there were never any								
6 issues with V1 Tyree. He admitted V1 Tyree smelled bad sometimes,								
7 and you would have to get him some soap and tell him to get in the								
8 shower, but he always did it. V1 Tyree never talked back or got								
9 crazy with anyone in the unit. All W45 knows was that he								
10 heard V1 Tyree yelling ¿Stop, please stop, I¿m sorry,¿ and then 45								
11 minutes later he was dead. W45 did not actually see anything								
12 happen, but was certain that was what he heard.								
13								
14 W45 did not have any further information on this incident and								
15 I ended my contact with him at that time.								
16								
17 INVESTIGATION CONTINUED:								
18								
19 After talking to W45 Corrections Deputies had another								
20 subject standing by, waiting for an interview. At 1241 hours, I met								
21 with the subject, who was identified as (W50 ),								
22 in interview room 2 on the sixth floor. The following is a summary								
23 of the interview. Refer to audio recording for complete details.								
24								
25 (Investigator's Note: The following summary was prepared from my								
26 audio recording by Sheriff's Office Administrative Secretary								
27 and reviewed by me for content and accuracy. I made any								
28 necessary revisions.)								
29								
30 STATEMENT OF WITNESS 50								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>25</b>	OF <b>32</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2 I introduced myself to W50 and asked for him to provide his			
3 full name and date of birth. W50 provided his name and a date			
4 of birth of . W50 said he was being housed in cell			
5 #20 in 6B.			
6			
7 W50 stated he;d been housed in 6B approximately a week and he			
8 previously shared cell 32 with V1 Tyree. W50 said V1 Tyree;s			
9 living conditions were ;terrible;, and he had immediately told the			
10 officer in the unit that the toilet didn;t work. V1 Tyree had clogged			
11 the toilet with feces, cups, napkins, trash, and other items. V1			
12 Tyree had written all over the walls of the cell and W50 felt			
13 we could go read those writings if we wanted to know what was going			
14 on in his head. W50 had washed down the wall on one side of			
15 the cell, trying to clean it up a little, but said it was like living			
16 in a dumpster. In watching how V1 conducted himself while in custody,			
17 W50 suspected he was originally homeless and living on the			
18 streets. W50 could tell V1 Tyree was mentally ill, but said			
19 he read his Bible and W50 would read with him, which V1 Tyree			
20 liked. At first, V1 Tyree had just a few pages from the Book of			
21 Proverbs he had ripped out to keep, so W50 gave him a whole			
22 new Bible. V1 Tyree had told W50 he lost his parents and that			
23 they had died some time ago.			
24			
25 W50 described V1 Tyree;s hygiene and self-esteem as being very			
26 low. When they were housed together, W50 told V1 Tyree to stop			
27 writing on the walls, which he did because he saw W50 trying			
28 to clean it all up with Comet and a scrubbing pad. W50 said V1			
29 Tyree had some weird stuff written on the walls and described it as			
30 spiritual type things. V1 Tyree also had some type of symbol on his			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 hands, similar to a star, and he put this symbol all over the walls			
2 too.			
3			
4 W50 remembers that V1 Tyree would sneeze every day and it would			
5 always sound like he was gagging on something. V1 Tyree also said			
6 that when he swallowed, he tasted something foul in his throat.			
7 Although they got along okay while housed together, the living			
8 conditions were unbearable. W50 said V1 Tyree's personality			
9 was that of a nice guy and that he was quiet. They shared that cell			
10 for only two days and then cell 20 became available. Since the			
11 toilet in cell 32 was still not working, the deck officer moved them			
12 to cell 20, where they stayed for a day or two more. A short time			
13 later, there were more cell changes in the unit. That's when they			
14 moved V1 Tyree out to his own cell and W50 got a new cell			
15 mate.			
16			
17 W50 confirms both he and V1 Tyree took pill call, but W50			
18 didn't think V1 Tyree ever saved any of his pills. He said V1			
19 Tyree didn't keep things like normal people such as books or			
20 literature; he just had trash all over the floor, like a living dump.			
21			
22			
23 W50 took this opportunity to say he heard a lot of people were			
24 saying that the officers had killed V1 . I began to ask W50			
25 about the day of this incident and tried to get more			
26 information about that day's pill call. W50 remembered that			
27 at the evening pill call, the nurse told V1 Tyree take your meds;			
28 because he wasn't taking them. She made sure V1 Tyree took them, but			
29 that seemed to be the only issue at that time. W50 confirmed			
30 that there was program time and laundry exchange a little later, and			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 that the officers checked for extra clothing some time after that.

2 W50 had an extra towel and a ripped sheet in his cell, which

3 the officers took from him, but he stated the officers were only in

4 his cell for no more than a minute. There were only two officers

5 conducting the search of his cell, with one being S1 Lubrin and the

6 other was ¿a white guy¿ (S2 Farris). They left the lights on like

7 normal when they left and kept going down the line of cells. W50

8 watched the officers as they went along and his attention was

9 drawn to them when he heard someone in cell 46 or 48 shouting ¿Ow,

10 ow. Stop, stop, stop¿. He could see right across the way into the

11 cell and realized officers had done the same sort of wrist twist to

12 him approximately a year ago. W50 talked about there being

13 times an inmate my not hear the officer or understand what it is they

14 want. However, if the inmate doesn¿t comply or move fast enough for

15 the officer, they would ¿jump on you¿ and twist the inmates arms and

16 wrist. W50 did not think it was right for the officers to do

17 this, especially if the inmate simply didn¿t hear what it was they

18 wanted or wasn¿t paying attention, but he said the officers would

19 push the inmate into the wall and hold him there until they felt they

20 were gaining compliance or getting control of the situation. W50

21 described this being what happened to him, but he did not

22 realize he had done anything wrong.

23

24 W50 kept watching the officers as they went downstairs, but he

25 could not see the corner where V1 Tyree¿s cell was located. W50

26 said he did not hear any screaming coming from the corner

27 where V1 Tyree¿s cell was located, but also said the cell was on the

28 other side of the dorm and unless V1 Tyree was screaming really

29 loudly, he was too far away to pay attention to any sounds coming

30 from that area. Other inmates had said they heard V1 Tyree begging

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<p>1 for his life, pleading ¿Stop, I¿m sorry¿. Although W50 did not</p> <p>2 hear anything, he said you can hear through the cell walls and the</p> <p>3 person in cell 40, which was right above V1 Tyree¿s, might have been</p> <p>4 able to hear something coming from downstairs.</p> <p>5</p> <p>6 W50 said there was something else that caught his attention</p> <p>7 during this time. He said that as the officers were finishing with</p> <p>8 their checks for extra clothing, they had 4 or 5 bins, with the lids</p> <p>9 detached, and two mattresses out in the middle of the dorm. One</p> <p>10 officer was carrying the two mattresses and the other was carrying</p> <p>11 the bins. As they were leaving, they threw the lids to the bins</p> <p>12 right in the middle of the floor, kicked the bins and the mattresses</p> <p>13 over to the hallway leading into the dorm and ¿snuck out¿.</p> <p>14</p> <p>15 W50 said the officers were gone approximately 45 minutes.</p> <p>16 During this time, W50 was reading or watching TV in his cell.</p> <p>17 When they came back, just S1 Lubrin came in and started checking the</p> <p>18 cells. W50 doesn¿t remember what order S1 Lubrin went in, but</p> <p>19 said he seemed to go straight to V1 Tyree¿s cell, open the door, pull</p> <p>20 V1 Tyree out, check to see if he was breathing, and called the</p> <p>21 medical staff. W50 said some people seem to panic while some</p> <p>22 people seem to react to what¿s happening. W50 said S1 Lubrin</p> <p>23 reacted by trying to help V1 Tyree and save his life, which was what</p> <p>24 he would expect any normal human to do. When S1 Lubrin pulled V1</p> <p>25 Tyree out of his cell, his shirt was on, but his pants were coming</p> <p>26 down as he was being dragged. S1 Lubrin tried to start performing</p> <p>27 CPR on V1 Tyree, but from what W50 could see V1 Tyree was</p> <p>28 already dead at that point.</p> <p>29</p> <p>30 I asked W50 if V1 Tyree had ever tried to or ever talked about</p>								
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LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 wanting to hurt himself, but W50 says he did not. V1 Tyree								
2 seemed to have some type of a medical issue because of the choking								
3 sounds he made when he sneezed and his complaints of his throat being								
4 raw when he swallowed. Even though V1 Tyree lived alone in that								
5 little stinky, dirty cell, W50 was certain he was not								
6 suicidal. Proof of this was that V1 Tyree was always hungry and W50								
7 felt people who want to die don't worry about food. V1 Tyree								
8 was always asking people for bread and coffee because he wanted to								
9 eat. V1 Tyree previously told W50 he was 31 years old and that								
10 he was homeless, which he wasn't proud of, but he was not suicidal								
11 and didn't want to hurt himself.								
12								
13 W50 said he was sorry for what happened and he hoped the best								
14 for the investigation, but he did not really have much more								
15 information than that since he could not see what was going on from								
16 his cell location. I ended my contact with W50 at that								
17 time.								
18								
19 INVESTIGATION CONTINUED:								
20								
21 I ended my interviews with the witness inmates at that time. I later								
22 downloaded all audio files of these interviews onto Compact Disc. I								
23 submitted one copy of this CD as an attachment to this supplemental								
24 report.								
25								
26 EVIDENCE:								
27								
28 I packaged a second CD containing the audio recordings of the								
29 interviews with witness inmates conducted on 08/28/15. I submitted								
30 this CD as evidence to the Sheriff's Headquarters Evidence Room.								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/06/15 944	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 30	OF 32



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>INVESTIGATION CONTINUED:</b>
3
4 <b>This investigation is ongoing.</b>
5
6 <b>PLEOS:</b>
7
8 <b>Sergeant J Brown #1688 ; Supplemental Report</b>

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/06/15 944</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>31</b>	OF <b>32</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E		1	CD		Audio	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Main Jail, 150 W Hedding St, San Jose, Ca 95110      0     

**DESCRIPTION**    1 - Compact disc containing interviews conducted with witness inmates 43, 46, 47, 45, and 50, by Sgt Brown on 08/28/15, on the 6h floor of the Main Jail.

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **INVESTIGATION:**

2

3 On 10-06-2015, I was working as a Detective Sergeant assigned to the  
 4 Investigations Division working in the Homicide/Robbery Unit. At  
 5 approximately 1000 hours, I made telephone contact with Custody  
 6 Lieutenant Pat Corso at the Main Jail Facility and asked if he could  
 7 retrieve Module 6B Welfare check and Dayroom/Sundeck Log book for  
 8 August 2015 (specifically the dates from 08/27/15 through  
 9 08/31/2015)

10  
 11 At approximately 1100 hours, I arrived at the Main Jail Facility and  
 12 retrieved the log book I had requested from Lt. Corso. I provided a  
 13 property receipt for the 6B Welfare check log book and returned to  
 14 the Sheriff's Office and booked it into the Evidence Room.  
 15

16 **EVIDENCE:**

17

18 I booked the log book into Evidence at the Sheriff's Evidence room.  
 19

20 **PLEO's:**

21 **Sergeant M. Carrasco #1643-Supplemental report**

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>10/06/15 1513</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>1</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> 5150 / 8102 W and I	<input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	-----------------------------------------------------------------------------------------	-------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  BAR CODE  Bar code	
43	E		1	Welfare check log book				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Main Jail Facility, 150 W. Hedding Street, SJ 95110			0	309607		<input type="checkbox"/>
DESCRIPTION <b>Module 6B, Welfare Check and Dayroom/Sundeck Log Book (August 2015; dates range from 08/27/15 to 08/31/2015)</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
---------------------------------------------------------	---------------------------	--------------

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
--------------------------------------	------	---------	------

WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
--------------------------	---------------	-------------	--------------------

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	10/06/15 1513		Rivera, Elbert	1789	10/07/15 1442	2	2

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 INVESTIGATION:								
2								
3 On 09-05-15, I was assigned as a Detective Sergeant in the Sexual								
4 Assault Felony Enforcement (S.A.F.E.) Task Force within the Santa								
5 Clara County Sheriff's Office. I was tasked with assisting Detective								
6 Sergeant Carrasco with a homicide, which involved S01-Lubrin,								
7 S02-Farris and S03-Rodriguez.								
8								
9 On 09-05-15, according to jail logs from Santa Rita Jail in Alameda								
10 County, S01-Lubrin was visited by his wife, O07- while								
11 he was in custody. Detective Sergeant Cortez obtained recorded jail								
12 conversations from Santa Rita Jail. Detective Sergeant Cortez								
13 listened to the conversations and later notified me about a								
14 conversation that had taken place between O07- and S01-Lubrin.								
15								
16 On 09-05-15 at 1800 hours, the following jail conversation was heard								
17 between S01-Lubrin and O07- S01-Lubrin told O07- multiple								
18 times, ¿Carbonite.¿ O07- asked him, ¿What about it?¿								
19								
20 S01-Lubrin replied, ¿I need you to cancel it.¿								
21								
22 S01-Lubrin told O07- it was an online hard drive backup service.								
23 He again told her, ¿Just cancel it.¿ O07- asked him for the								
24 password to the account.								
25								
26 S01-Lubrin said, ¿It should be the same password, but it¿s registered								
27 under my email. So just cancel it. Try to email them, say cancel my								
28 trial, also the DocuSign. Try to cancel if you can.								
29								
30 O07- replied, ¿DocuSign and Carbonite.¿								
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 10/07/15 1431	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/07/15 1442	PAGE 1	OF 14

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	Based on my training and experience, I know Carbonite is an online							
3	cloud or cloud-based backup service where a user can backup their							
4	files to a remote location. I also know DocuSign is a company that							
5	facilitates the electronic signature of documents (eSignature), which							
6	is an electronic indication of intent to agree to or approve the							
7	contents of a document.							
8								
9	Several email addresses associated with S01-Lubrin were:							
10								
11								
12								
13	On 09-10-15, I sent a preservation request addressed to Carbonite							
14	and had Carbonite preserve account notes, cloud							
15	content and backups relating to the above listed emails.							
16								
17	On 09-10-15, I sent a preservation request addressed to DocuSign							
18	and had DocuSign preserve account information							
19	and content relating to the above listed emails.							
20								
21	On 09-16-15, I obtained a search warrant signed by the Honorable Judge							
22	Alcala which authorized the search of Carbonite for information							
23	related to the above email addresses. I executed the search warrant							
24	by sending a copy of the signed search warrant to							
25	.							
26								
27	On 09-16-15, I obtained a search warrant signed by the							
28	which authorized the search of DocuSign for information							
29	related to the above email addresses. I executed the search warrant							
30	by sending a copy of the signed search warrant to .							
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 10/07/15 1431	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/07/15 1442	PAGE 2	OF 14

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2								
3								
4	<b>DOCUSIGN:</b>							
5								
6	<b>On 09-23-15, I received a response from DocuSign Legal Compliance in</b>							
7	<b>response to the search warrant that was sent on 09-16-15.</b>							
8								
9	<b>DocuSign information associated a recipient account with the email</b>							
10	<b>address of _____, which was created on 08-03-15 at</b>							
11	<b>0848 hours.</b>							
12								
13	<b>The signer of the received document was ¿The Gray Area Creative Team.¿</b>							
14	<b>According to the DocuSign record, the email addressed was</b>							
15	<b>_____. I recognized this email address as an email</b>							
16	<b>address that had been used by S01-Lubrin in mobile device text</b>							
17	<b>messages.</b>							
18								
19	<b>The IP address associated with the account was</b>							
20								
21	<b>On 09-01-15 at approximately 1718 hours, a document was sent from</b>							
22	<b>Jereh C Lubrin, _____ to Dwight Lubrin,</b>							
23	<b>_____. The document was also copied to the following</b>							
24	<b>email addresses:</b>							
25								
26	<b>_____ and</b>							
27	<b>_____ I sent a preservation letter to</b>							
28	<b>Yahoo to preserve the _____ email address. I also sent</b>							
29	<b>a preservation letter to Google to preserver the</b>							
30	<b>_____ email address.</b>							
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>3</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2	I recognized the first email address of _____ to be a							
3	top level domain name .mil (military) email address assigned to the							
4	United States Marine Corp (USMC). The first portion of the email							
5	address referred to the 23rd Marine Regiment, which was located at							
6	.							
7								
8	On 09-24-15, Detective Sergeant Cortez and I went to the 23rd Marine							
9	Regiment building located at _____. We met							
10	with _____, who was a Gunnery Sergeant and second in command							
11	at the building at the time.							
12								
13	I asked him if he was familiar with the email address of _____							
14	. _____ told me the email address was a							
15	group email owned by the S1 Administrators within the building. He							
16	walked Detective Sergeant Cortez and I over to the S1 Administrators							
17	area. While I was there, I was shown the original email that was							
18	sent from _____ via DocuSign to the							
19	_____ email address. The original email appeared to							
20	be related to Proof of Residency for the United States Marine Corps.							
21	There was an image file of S01-Lubrin's California driver's license							
22	attached to the email. _____ explained to us Marines needed							
23	to annual provide proof of residency in order to continue receiving							
24	military benefits.							
25								
26	I asked _____ if he recognized the email address of _____							
27	. _____ told me he recognized the email							
28	address and it belonged to _____, who was a Staff Sergeant at							
29	the same Marine Regiment. _____ was on vacation in Florida							
30	at the time. _____ contacted _____ via phone call							
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 10/07/15 1431	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/07/15 1442	PAGE 4	OF 14



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 on speakerphone. answered the phone call. I asked him  
2 about an email that was sent to him on 09-01-15 by DocuSign from  
3 . remembered the email. He  
4 located the email on his mobile device and opened it. I asked him to  
5 describe the contents of the email to me. He verified the email sent  
6 to him was related to Proof of Residency. told me he  
7 would be returning to work in a week and that he would contact me to  
8 provide a copy of the email to me.  
9  
10 Detective Cortez and I left the Marine Regiment Building and returned  
11 to Sheriff's Office Headquarters.  
12  
13 I printed a copy of the documents provided to me by DocuSign and later  
14 submitted them as evidence into the Evidence Room located at  
15 Sheriff's Office Headquarters.  
16  
17 CARBONITE  
18  
19 On 09-25-15, I received an email from Carbonite's legal department in  
20 response to the search warrant that was sent on 09-16-15.  
21  
22 The following was received from Carbonite:  
23  
24 Account Information:  
25  
26 Name on Account: Jereh C. Lubrin  
27  
28 Billing Address on the last credit card used:  
29  
30

OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>5</b>	OF <b>14</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	<b>Account Information: The account was created on August 26, 2015 and</b>							
2	<b>expires on December 10, 2016.</b>							
3								
4	<b>The computer has 7.988GB of data backed up to Carbonite's servers.</b>							
5								
6	<b>The user has 535GB pending backup.</b>							
7								
8	<b>The account first logged in on 08-26-15 at 00:41:53 hours from an IP</b>							
9	<b>address of .</b>							
10								
11	<b>The last account login for backup was on 09-21-15 at 12:18:41 from the</b>							
12	<b>same IP address of .</b>							
13								
14	<b>This was the same IP address that DocuSign had recorded on their</b>							
15	<b>records as well. I recognized the email address of</b>							
16	<b> was the same email address S01-Lubrin had been</b>							
17	<b>using on several of his other accounts.</b>							
18								
19	<b>Carbonite sent a .txt file named Existing File Folders.txt. This</b>							
20	<b>appeared to be a list of all files that had been uploaded to</b>							
21	<b>Carbonite servers for backup. Because Carbonite backups are</b>							
22	<b>encrypted, they were not able to provide the actual files or file</b>							
23	<b>content, only a list of files backed up to their servers.</b>							
24								
25	<b>I saved the information received from Carbonite onto a CD. I later</b>							
26	<b>submitted the CD as evidence into the Evidence Room located at</b>							
27	<b>Sheriff's Office Headquarters.</b>							
28								
29	<b>PINGER:</b>							
30								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>6</b>	OF <b>14</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 During an analysis of S02-Farris, data extracted (Mobilyze) from his			
2 mobile device , I discovered a text conversation			
3 sent:			
4			
5 On 08-28-15 at 15:22:16 hours, from to S02-Farris,			
6 device: This is Lubrin			
7			
8 On 08-28-15 at 15:22:19 hours, from to S02-Farris: ;)			
9			
10 On 08-28-15 at 15:26:38 hours, from to S02-Farris: If			
11 fell asleep dude!! Did you call captain already. I left a message.			
12			
13 I used an online database to look up the phone number of .			
14 I discovered the phone number was associated with Pinger, Inc. I know			
15 based on my training and experience, Pinger is a company that makes			
16 free apps that users can download onto mobile devices. These apps			
17 allow users to send, send, text for free. Users can also get a free			
18 phone number for use.			
19			
20 On 09-15-15, I sent a preservation request addressed to Pinger			
21 and had Pinger preserve account			
22 information and content relating to the phone number of			
23 .			
24			
25 On 09-22-15, I obtained a search warrant signed by the			
26 which authorized the search of Pinger for information related			
27 to the phone number of . I executed the search warrant by			
28 sending a copy of the signed search warrant to			
29 .			
30			
OFFICER'S NAME Mah	ID NUMBER 2055	DATE 10/07/15 1431	SHIFT/DAYS OFF DET FSS
SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/07/15 1442	PAGE OF 7 14

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 On 09-22-15, I received a response to my search warrant I had executed  
2 earlier to Pinger.  
3  
4 Pinger Legal Compliance emailed me the following .pdf files relating  
5 to call details and account information:  
6  
7 1) .pdf  
8  
9 2) CT Sheet1.pdf  
10  
11 3) CDR Sheet1.pdf  
12  
13 The .pdf was a document with the header  
14 information of Pinger Customer Information Sheet  
15  
16 Android ID:  
17  
18 IP Address:  
19  
20 Captured To Our Servers Logs On: 2015-08-28 15:17:26 (GMT)  
21  
22 Pinger Phone Number:  
23  
24 Pinger Username:  
25  
26 Pinger Account ID:  
27  
28 Date Account Created: 2015-08-28 15:17:26 (GMT)  
29  
30 Name:

OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>8</b>	OF <b>14</b>
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1								
2	<b>Third Party Email Address:</b>							
3								
4	<b>Verified Y/N: No</b>							
5								
6	<b>Based on the above information, I know that the Android ID of</b>							
7	<b>is either an ESN or MEID of an Android device that</b>							
8	<b>was used to create this Pinger account. I sent a preservation letter</b>							
9	<b>to Google in order to preserve the records of the device information</b>							
10	<b>stored on Google servers.</b>							
11								
12	<b>During an initial search of S01-Lubrin's residence, there were no</b>							
13	<b>Android devices located.</b>							
14								
15	<b>According to Pinger records, the account was created on 2015-08-28</b>							
16	<b>15:17:26 (GMT). This account was created after the death of</b>							
17	<b>V01-Tyree.</b>							
18								
19	<b>The CT Sheet1.pdf contained the following</b>							
20	<b>conversation (text) records:</b>							
21	<b>ConversationId timeStarted lastMessage address</b>							
22								
23	<b>3850336765 8/28/15 15:19 8/28/15 15:19</b>							
24								
25	<b>3850336765 8/28/15 15:19 8/28/15 15:19</b>							
26								
27	<b>3850339621 8/28/15 15:21 8/28/15 15:21</b>							
28								
29	<b>3850339621 8/28/15 15:21 8/28/15 15:21</b>							
30								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>9</b>	OF <b>14</b>

REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>			
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>					
1	3850341321	8/28/15	15:21	8/28/15	15:21			
2								
3	3850341321	8/28/15	15:21	8/28/15	15:21			
4								
5	3850342249	8/28/15	15:22	8/28/15	15:22			
6								
7	3850342249	8/28/15	15:22	8/28/15	15:22			
8								
9	3850355229	8/28/15	15:28	8/28/15	15:28			
10								
11	3850355229	8/28/15	15:28	8/28/15	15:28			
12								
13	3850358917	8/28/15	15:30	8/28/15	15:30			
14								
15	3850358917	8/28/15	15:30	8/28/15	15:30			
16								
17	3850362749	8/28/15	15:31	9/10/15	2:57			
18								
19	3850362749	8/28/15	15:31	9/10/15	2:57			
20								
21	3850366681	8/28/15	15:33	8/28/15	15:33			
22								
23	3850366681	8/28/15	15:33	8/28/15	15:33			
24								
25	3850407097	8/28/15	15:52	8/28/15	15:52			
26								
27	3850407097	8/28/15	15:52	8/28/15	15:52			
28								
29	3852385753	8/29/15	8:19	8/29/15	8:19			
30								
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>10</b>	OF <b>14</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1	<b>3852385753 8/29/15 8:19 8/29/15 8:19</b>
2	
3	<b>3857102821 8/31/15 15:26 8/31/15 15:26</b>
4	
5	<b>3857102821 8/31/15 15:26 8/31/15 15:26</b>
6	
7	<b>3857742785 8/31/15 19:38 8/31/15 19:38</b>
8	
9	<b>3857742785 8/31/15 19:38 8/31/15 19:38</b>
10	
11	<b>3857744557 8/31/15 19:39 8/31/15 19:39</b>
12	
13	<b>3857744557 8/31/15 19:39 8/31/15 19:39</b>
14	
15	<b>3858111597 8/31/15 22:02 8/31/15 22:02</b>
16	
17	<b>3858111597 8/31/15 22:02 8/31/15 22:02</b>
18	
19	<b>Conversation number matched the time and date of S02-Farris</b>
20	<b>and the Pinger account conversation on S02-Farris; text messages.</b>
21	
22	<b>CDR Sheet1.pdf contained call records to and</b>
23	<b>from the number. There were 21 calls either made or</b>
24	<b>received. The last call received was on 09-02-15. S01-Lubrin was</b>
25	<b>arrested on 09-03-15.</b>
26	
27	<b>The Call Data Records below are sorted by: From Address, To Address,</b>
28	<b>Start Time UTC, End Time UTC</b>
29	
30	<b>2015-08;28 18:19:50 2015;08;28 18:19:56</b>

OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>11</b>	OF <b>14</b>
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REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>			
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>			VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>					
1								
2			2015-08-28 18:27:03	2015-08-28 18:27:09				
3								
4			2015-08-28 18:32:46	2015-08-28 18:35:28				
5								
6			2015-08-28 18:37:16	2015-08-28 18:37:20				
7								
8			2015-08-28 18:41:48	2015-08-28 18:41:52				
9								
10			2015-08-28 18:54:46	2015-08-28 18:54:46				
11								
12			2015-08-28 19:59:14	2015-08-28 20:39:22				
13								
14			2015-08-28 22:25:49	2015-08-28 22:25:49				
15								
16			2015-08-28 23:47:52	2015-08-28 23:48:03				
17								
18			2015-08-30 17:34:17	2015-08-30 17:34:23				
19								
20			2015-08-31 22:02:17	2015-08-31 22:02:32				
21								
22	<b>RESTRICTED</b>		2015-08-31 22:02:44	2015-08-31 22:05:26				
23								
24	<b>RESTRICTED</b>		2015-09-01 02:52:21	2015-09-01 02:52:27				
25								
26			2015-09-01 03:09:51	2015-09-01 03:11:35				
27								
28			2015-09-01 03:36:42	2015-09-01 03:37:23				
29								
30			2015-09-01 03:58:41	2015-09-01 03:59:58				
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>	PAGE <b>12</b>	OF <b>14</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	2015-09-01 04:04:29 2015-09-01 04:05:28		
3			
4	RESTRICTED 2015-09-01 04:11:51 2015-09-01 04:13:43		
5			
6	RESTRICTED 2015-09-02 00:05:12 2015-09-02 00:05:20		
7			
8	2015-09-02 00:05:28 2015-09-02 00:06:29		
9			
10	RESTRICTED 2015-09-02 23:26:54 2015-09-02 23:26:58		
11			
12	FURTHER INVESTIGATION:		
13			
14	I saved the information received from Pinger onto a CD. I later		
15	submitted the CD as evidence into the Evidence Room located at		
16	Sheriff's Office Headquarters.		
17			
18	Further investigation will be conducted in order to identify the phone		
19	numbers either called or received from S01-Lubrin's Pinger account.		
20			
21	END OF REPORT		
22			
23	Detective Sergeant Mah #2055 Assist, Supplemental Report		
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>10/07/15 1431</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>		ID NUMBER <b>1789</b>	DATE <b>10/07/15 1442</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E		1	Media			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		55 West Younger Avenue, San Jose				0 311045	<input type="checkbox"/>
DESCRIPTION (1) CD containing Search warrant returns from Pinger, Carbonite, Docusign							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Mah	2055	10/07/15 1431	DET FSS	Rivera, Elbert	1789	10/07/15 1442	14	14

REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County ADDITIONAL PARTIES		CASE NO. <b>15-239-0032J</b>				
		"V" = VICTIM		'R" = REPORTING PARTY		"W" = WITNESS		"O" = OTHER		
<b>V02</b>	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 checked="" type="checkbox"/> INJURY <input type="checkbox"/> SART <input type="checkbox"/> BLOOD <input type="checkbox"/> URINE <input checked="" type="checkbox"/> PHOTOGRAPH <input type="checkbox"/> STUDENT										

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/08/15 1257</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>1</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 ATTACHMENTS:								
2								
3 Compact Disc containing audio recording of interview with V2 .								
4								
5 SUPPLEMENTAL INVESTIGATION:								
6								
7 On 08/28/15, I was assisting Sergeant Carrasco with his investigation								
8 into this incident. We were conducting interviews with potential								
9 witness inmates at the Main Jail, Dorm 6B. At approximately 1321								
10 hours, I met with a subject who identified himself as (V2								
11 ) in interview room #2 on the sixth floor of the Main Jail. The								
12 following is a summary of the interview. Refer to audio recording								
13 for complete details.								
14								
15 STATEMENT OF VICTIM 2								
16								
17 V2 provided his full name and a date of birth of . He								
18 stated he was housed in cell 48 in the 6B housing unit. He had been								
19 in cell 48 for approximately 3 nights, but stated he was previously								
20 housed in cell 22 for approximately 2 months. Using a map of the 6B								
21 dorm, V2 was able to verify the location of cell 48 within the								
22 dorm, on the top tier.								
23								
24 V2 stated he knew I was there to talk with him about the								
25 incident from 08/26/15. He went on to say he was ¿attacked by three								
26 C.O.¿s¿ on that night and described the ¿Mongolian¿ officer slapping								
27 him in the mouth when they came to his cell for a search. V2								
28 told me this officer then told him he was lucky he was only slapped								
29 with a hand instead of being hit with a baton, which was what the								
30 officer really wanted to do.								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 2	OF 15

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	I stopped V2 and said I wanted to go back a little further to							
3	talk about the events of that night. I asked V2 if he							
4	participated in pill call within the dorm and he said he had been							
5	taking pills since back in 1995, including taking his medication on							
6	the night of this incident. I pointed out the location of V2							
7	cell within the unit and asked if he would have been able to see							
8	everything that happened during pill call on the night of this							
9	incident. V2 said he could see everyone taking their pills on							
10	that particular night. With this information, I tried to find out if							
11	V2 knew V1 Tyree, but he said he did not.							
12								
13	V2 went on to talk about a problem he was having with the inmate							
14	who stayed in cell 3 (W39 ). W39 confronted							
15	V2 about two stamps they had previously negotiated a deal for.							
16	V2 already owed W18 three stamps and had just repaid him							
17	those stamps; therefore he did not have any more. This upset W39							
18	and they had a small verbal argument about it. V2							
19	locked himself down as a result of this argument, which took place							
20	during program time.							
21								
22	I again stopped V2 and asked for further clarification about							
23	program and laundry exchange. V2 said laundry exchange and							
24	program time happened at the same time. Everyone had come out of							
25	their cells for program and laundry exchange. The altercation							
26	between V2 and W39 happened during this program							
27	and laundry time. V2 tried to explain to W39 that							
28	he needed more time to come up with the two stamps he owed him							
29	because he had just repaid W18 W39 seemed to							
30	get upset by this because it had been approximately 2 weeks that V2							
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/08/15 1257</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>3</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	owed him the stamps. Again, V2	tried to explain that he						
2	would repay the two stamps he owed, but he needed more time because							
3	he had just given three stamps to W18	. When this argument						
4	escalated, V2	went back to his cell, shut his door, and locked						
5	himself down.							
6								
7	Approximately 2 hours later, when everyone was now locked down, the							
8	officers came back into the unit to start a cell search. V2							
9	did not know the officers names, but described one of them as being							
10	¿Mongolian¿ or ¿Asian¿ with a bald head (S1 Lubrin), one was a ¿white							
11	guy¿ who was working in 6A (S2 Farris), and the third was a ¿Hispanic							
12	man¿ who was working in 6C (S3 Rodriguez). The three officers							
13	conducted their searches of the cells and came to V2	cell						
14	last.							
15								
16	When the officers came to V2	cell, S1 Lubrin told him to sit						
17	down. Once V2	was sitting down, S1 Lubrin asked, ¿What you						
18	banging on my door for?¿ As soon as V2	went to answer, S1						
19	Lubrin hit V2	on this mouth with his fist. S1 Lubrin then told						
20	V2	he was lucky he used his hand and did not hit him with his						
21	baton instead. In an effort to not show any type of retaliation, V2							
22	looked down to the ground. As he was looking down, S3							
23	Rodriguez came up and hit him on the top of the head. One of the							
24	officers began to tell V2	he should try to fight W39						
25	instead of locking himself down in this cell. V2							
26	tried to tell the officers he was not there looking for problems and							
27	he didn;t want to get into any fights. S3 Rodriguez began to call V2							
28	a coward and told him he was going to be on program with							
29	everyone in the unit so he might as well start fighting instead of							
30	locking himself down.							
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 4	OF 15

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1			
2 The officers grabbed V2 put him in a headlock, and began to			
3 twist his arms. V2 thought they were trying to handcuff him			
4 and take him out of his cell, but he was trying to apologize for			
5 whatever he had done to upset them. V2 said he was having a			
6 hard time talking because of the amount of force that was being used			
7 on him, but told them ¿Please stop!¿ The officers continued to			
8 ¿manipulate¿ V2 but eventually stopped. Upon leaving his			
9 cell, the officers went downstairs and approximately 10 minutes			
10 later, to cell 39 (V1 Tyree¿s cell). V2 could hear V1 Tyree			
11 screaming for help as the officers were dealing with him and said			
12 they were ¿attacking him¿.			
13			
14 I tried to ask V2 how it was he knew the officers were attacking			
15 V1 Tyree. He said he knows V1 Tyree also took medication during pill			
16 call. V2 then refocused on my question and said he heard V1			
17 Tyree screaming, ¿Ahhh, help, help!¿ As I continued to ask V2			
18 questions about this, he began to talk about a possible ¿ritual¿			
19 going on the in the unit. He described trying to go to sleep after			
20 the officers were in his cell. However, when he woke up and looked			
21 out of his door, he saw they were using a bunch of ¿machines¿ in the			
22 dorm and thought it was related to what had happened to him in his			
23 cell.			
24			
25 V2 stated he could not see anything from his cell, but again			
26 said he heard V1 Tyree screaming for help. Although he could not see			
27 what was going on in V1 Tyree¿s cell, he looked out of his door and			
28 noticed there were officers walking around in the corner of the unit			
29 near V1 Tyree¿s cell. V2 described being humiliated after what			
30 the officers had done to him so he tried to go to sleep.			
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 Approximately an hour later, he looked out of his door and saw the</p> <p>2 people downstairs trying to use machines to revive V1 Tyree, which</p> <p>3 was what he thought was the ¿ritual¿ he was speaking of.</p> <p>4</p> <p>5 V2 agreed when I said it sounded like the officers had been</p> <p>6 ¿physical¿ with him. When I asked if he thought the officers were</p> <p>7 ¿physical¿ with V1 Tyree or if it was just V1 Tyree screaming, he</p> <p>8 said it sounded like it was both physical and screaming. V2</p> <p>9 felt that someone would be screaming, like V1 Tyree was screaming,</p> <p>10 because the officers were using force on them.</p> <p>11</p> <p>12 I let V2 know I had heard from some of the other inmates that he</p> <p>13 had talked about being ¿slapped¿ by the officers. I then used my</p> <p>14 hands to demonstrate a slapping motion. V2 stopped me and said</p> <p>15 he was not slapped, as I was demonstrating, but that the officers hit</p> <p>16 him with their fists. Still using my hands, I demonstrated the sound</p> <p>17 of a fist punching something and asked if that was the sound he heard</p> <p>18 coming from V1 Tyree¿s cell when he was screaming for help. V2</p> <p>19 said he could not be sure whether or not he heard a sound similar to</p> <p>20 my demonstration and said it would be hard for him to hear that since</p> <p>21 he was on the top tier and over in the corner near the shower. V2</p> <p>22 also said he could not hear any loud ¿Booms¿ because of his</p> <p>23 location and the fact that when the incident with V1 Tyree started he</p> <p>24 was still lying on his bunk trying to sleep.</p> <p>25</p> <p>26 I asked V2 about the lighting in the unit, as well as about the</p> <p>27 lighting in his cell. He said when he went to sleep just after the</p> <p>28 officers left his cell, the lights in the unit were still on. V2</p> <p>29 said he never saw the lights in the unit ever go off and</p> <p>30 recalled them being on when he woke up to find the people and</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/08/15 1257</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>6</b>	OF <b>15</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 machines working on V1 Tyree downstairs. V2 had turned the</p> <p>2 light in his cell off to go to sleep, but said the officer's left it</p> <p>3 on when they left his cell after assaulting him.</p> <p>4</p> <p>5 When asked if he knew what happened to V1 Tyree, V2 told me he</p> <p>6 got killed. I asked V2 if he knew who killed V1 Tyree, but he</p> <p>7 said he did not. V2 had only heard from some of the other</p> <p>8 inmates that V1 Tyree had been attacked. To follow up on this, I</p> <p>9 asked V2 how he knew V1 Tyree had actually died. He paused for</p> <p>10 a second, but then again told me about the ritual he saw with the</p> <p>11 machines as the people were trying to help V1 Tyree. V2 then</p> <p>12 saw what he thought were federal's walking around the unit all</p> <p>13 night, with all of the lights on, and thought there was some type of</p> <p>14 investigation. I verified V2 was talking about seeing</p> <p>15 detectives in suits walking around the unit when he was talking about</p> <p>16 federal's, but then again asked how he knew V1 Tyree had passed</p> <p>17 away. V2 told me he actually didn't know V1 Tyree had died</p> <p>18 until the next day when someone in the unit had told him. V2</p> <p>19 further thought someone must have died because cell 39 had been</p> <p>20 destroyed and they had to move everyone out in order to clean it</p> <p>21 up.</p> <p>22</p> <p>23 V2 and I began to talk about problems he may have been having</p> <p>24 with S1 Lubrin. He said he has known S1 Lubrin for approximately 10</p> <p>25 years, but it has always been from interactions while he was in</p> <p>26 custody in the 6B dorm. S1 Lubrin has given V2 a lot of</p> <p>27 problems while he has been in custody. He described an incident</p> <p>28 where S1 Lubrin rubbed his face in a pile of feces that was in V2</p> <p>29 cell and repeatedly punched him with his fist. V2 said</p> <p>30 S1 Lubrin grabbed him by the hair, put his face down into the feces,</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 7	OF 15

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 and rubbed it around. This happened approximately one month ago when</p> <p>2 V2 wanted to move to a different cell. V2 told me this</p> <p>3 incident took place in a holding cell and as a result of this</p> <p>4 incident he lost commissary and visit privileges for two weeks. V2</p> <p>5 was locked down in the holding cell for 6 hours and thought S1</p> <p>6 Lubrin was upset at the fact that he went to the bathroom in the</p> <p>7 holding cell when there is no toilet there for him to use. He then</p> <p>8 talked about another incident where the officer in 6A put him in the</p> <p>9 holding cell and left him there from 9 pm until 5 am. V2 said</p> <p>10 he has been taken from his cell and put into a holding cell many</p> <p>11 times, only to stay there for extended periods of time.</p> <p>12</p> <p>13 V2 told me he does not think S1 Lubrin likes him and talked</p> <p>14 about how S1 Lubrin continues to put force on me. V2 said S1</p> <p>15 Lubrin punches him all of the time and others have been known to call</p> <p>16 S1 Lubrin a tyrant and an antagonist. When I asked who says</p> <p>17 those things about S1 Lubrin, all he could say was a lot of people.</p> <p>18 V2 thought S1 Lubrin treated him different than he would treat</p> <p>19 some of the other inmates and did not think many people actually</p> <p>20 liked S1 Lubrin because of how he treats others.</p> <p>21</p> <p>22 I also asked V2 to talk about S2 Farris. He didn't have much to</p> <p>23 say about S2 Farris, but did talk about how he comes to his cell with</p> <p>24 S1 Lubrin and just destroys it. V2 thinks S1 Lubrin and S2</p> <p>25 Farris don't like him and tend to pick on him because they believe he</p> <p>26 helped El Chapa escape from custody in Mexico. V2 denies</p> <p>27 knowing El Chapa and said he has nothing to do with the escape, but</p> <p>28 the officers seem to think he is involved and therefore pick on him.</p> <p>29 V2 finds it insulting that the officers would accuse him of</p> <p>30 such things and thinks they are playing with my head.</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 8	OF 15

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 <b>V2</b> stated he does not give the officers in the unit any								
3 <b>problems.</b> He denied yelling at them, calling them names, or								
4 <b>confronting them in any way.</b> He tries to be sincere with everyone he								
5 <b>comes across in the jail.</b> In the past, <b>V2</b> has asked <b>S1 Lubrin</b>								
6 <b>to speak to the commissary personnel</b> because he has been in lockdown								
7 <b>and can't see them like everyone else.</b> <b>S1 Lubrin</b> tells <b>V2</b> he								
8 <b>has to wait for everyone else to finish with commissary</b> before he can								
9 <b>get his turn.</b> However, once everyone is done, <b>S1 Lubrin</b> lets the								
10 <b>commissary cart leave</b> without letting <b>V2</b> contact them. <b>V2</b>								
11 <b>thinks S1 Lubrin is dishonest</b> and does not come through with								
12 <b>the promises he makes.</b> <b>V2</b> tries not to retaliate for these								
13 <b>things the officers do to him</b> because he is afraid they will put him								
14 <b>in a holding cell,</b> which he does not like. However, after this								
15 <b>incident he now thinks they will just start using force</b> on him while								
16 <b>he is in his cell.</b>								
17								
18 <b>V2</b> went on to tell me he had been sitting on his bunk, reading a								
19 <b>book,</b> when the officers came into his cell. As is standard								
20 <b>procedure,</b> he stood up and put his hands behind his back so that he								
21 <b>could stand against the wall</b> for the cell search. However, when the								
22 <b>officers came in,</b> they told him to sit back down on his bunk. <b>V2</b>								
23 <b>sat back down</b> thinking <b>S1 Lubrin</b> was going to talk to him.								
24 <b>Suddenly, S1 Lubrin just icked me in my mouth</b> with his fist. <b>V2</b>								
25 <b>said his lip did not bleed,</b> but there was a little swelling and								
26 <b>pain to the side of his mouth</b> as a result of the punch. Although <b>S1</b>								
27 <b>Lubrin did not personally hit V2</b> again, he threw him up against								
28 <b>the wall and twisted his arms</b> as <b>S2 Farris</b> put him in a headlock. <b>S3</b>								
29 <b>Rodriguez had slapped V2</b> on the top of the head before that,								
30 <b>which caused pain to V2</b> head, but did not leave any type of								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/08/15 1257</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>9</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 mark or bleed at all. The officers tried to throw V2 to the</p> <p>2 ground, but he was trying to resist being taken to the ground. As a</p> <p>3 result, they pushed him onto the bed and tried to put him in</p> <p>4 handcuffs. V2 begged for the officers to stop, including</p> <p>5 asking them to just handcuff him and stop, but they said they would</p> <p>6 do whatever they wanted and not what he told them. V2 tried as</p> <p>7 hard as he could to comply with what the officers wanted and felt if</p> <p>8 he resisted or let them put him in handcuffs, that they would put him</p> <p>9 into a holding cell and make him stay there for at least 8 hours.</p> <p>10</p> <p>11 V2 had tried to ask S1 Lubrin why he hit him in the mouth, but</p> <p>12 S1 Lubrin said, ¿You don't ask questions. I am the one that talks.</p> <p>13 You're lucky I didn't hit you with my baton.¿ S1 Lubrin then pulled</p> <p>14 out his baton and showed it to V2. V2 described the</p> <p>15 baton as being black, approximately 10 inches long, with a rounded</p> <p>16 portion on the end similar to a ball.</p> <p>17</p> <p>18 I had previously noticed some bruising to V2 arms and started</p> <p>19 to ask about it. I pointed to a bruise on V2 right wrist and</p> <p>20 asked what had happened. V2 told me all of the bruising I was</p> <p>21 noticing was as a result of the incident he was describing to me with</p> <p>22 S1 Lubrin, S2 Farris, and S3 Rodriguez. V2 said the bruise on</p> <p>23 his wrist occurred when the officers were twisting his wrist up</p> <p>24 against the wall. The bruises on his forearms and shoulders were</p> <p>25 from where officers slammed him up against the wall. V2 then</p> <p>26 pointed out a couple of large abrasions on his legs and knees. He</p> <p>27 told me he sustained these injuries when the officers threw him from</p> <p>28 the wall onto his bed and his banged his legs on the metal frame</p> <p>29 that's on the side of the bunk. In all, V2 said he had a total</p> <p>30 of seven bruises over various parts of his body as a result of the</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 10	OF 15



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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<p>1 mentality and shared the same thoughts, which was why they got</p> <p>2 attacked in the same way. V2 described himself as being in the</p> <p>3 mental health system for many years and that he seemed to understand</p> <p>4 V1 Tyree because of it. V2 recalled one occasion where he</p> <p>5 actually went out to court with V1 Tyree and V1 Tyree happened to get</p> <p>6 into a fight because someone had called him a . V2</p> <p>7 tried to reason with V1 Tyree by saying this was no reason to get</p> <p>8 into a physical altercation and possibly get hurt. Once the officers</p> <p>9 separated V1 Tyree and the other inmate, they were all put in</p> <p>10 separate cells to avoid further problems. V2 said the other</p> <p>11 inmate had started that altercation by calling V1 Tyree a and</p> <p>12 pushing him, but V1 Tyree did not initially fight back. The other</p> <p>13 inmate continued to push V1 Tyree and he eventually had to defend</p> <p>14 himself.</p> <p>15</p> <p>16 V2 told me V1 Tyree never did anything to bother anyone else.</p> <p>17 He said V1 Tyree would go to the trash can to look for food and often</p> <p>18 asked others for coffee. People seemed to be generous to V1 Tyree</p> <p>19 because he was such a ¿good man¿ and everyone like him. V2</p> <p>20 said V1 Tyree was ¿unclean¿ and like a ¿pig pen¿, but he thought this</p> <p>21 was part of V1 Tyree¿s mentality. Other than the altercation V2</p> <p>22 previously spoke of, he never saw V1 Tyree have any other</p> <p>23 fights or problems with other inmates. V1 Tyree seemed to listen to</p> <p>24 other people when they would talk to him and try to give him advice</p> <p>25 or guidance; therefore he was never in much trouble in the dorm.</p> <p>26 This included instructions from the officers who were working the</p> <p>27 dorm. V2 said V1 Tyree seemed to always do whatever the</p> <p>28 officers asked him to do and they didn¿t have any problems.</p> <p>29</p> <p>30 V2 seemed to think that V1 Tyree would also lock himself down in</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 10/08/15 1257	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/10/15 1622	PAGE 12	OF 15

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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<p>1 his cell if there was to be any problems in the unit. However, he</p> <p>2 also said V1 Tyree never had any problems during program times or</p> <p>3 with any of the nurses during pill call. V2 was unaware of V1</p> <p>4 Tyree ever trying to check his pills and thought he always took</p> <p>5 them when asked. In V2 opinion, V1 Tyree seemed to be a</p> <p>6 very happy person and did not seem to be depressed in any way.</p> <p>7</p> <p>8 V2 said he had heard from other people that V1 Tyree had passed</p> <p>9 away, but he did not know it for sure. He again said he was not sure</p> <p>10 what happened because he was asleep and only remembers the ritual</p> <p>11 with all of the medical machines, as well as the subsequent</p> <p>12 investigation. V2 wanted to wish V1 Tyree well, wherever he</p> <p>13 was, and said he had sympathy for V1 Tyree's family. V2 then</p> <p>14 happened to ask, "So, I guess I won't see him again?" and said he</p> <p>15 thought V1 Tyree and his family would have the right to seek to hold</p> <p>16 those responsible for what happened accountable.</p> <p>17</p> <p>18 I told V2 I was sorry about what had happened to his friend V1</p> <p>19 Tyree. V2 looked at me and asked, "He's dead?" When I said</p> <p>20 that he was, V2 stopped and started to cry, saying "See, things</p> <p>21 like this just happen and it's not fair, ya know. Why do innocent</p> <p>22 people have to die?" V2 talked about wanting justice for V1</p> <p>23 Tyree and said he just wanted the best for V1 Tyree and his family.</p> <p>24 V2 said he has been depressed over the situation, scared for</p> <p>25 his own safety, and said he realized he is part of the jail system</p> <p>26 and that he needs protection. He described thinking there was a</p> <p>27 better life out there for him and that should have been the life for</p> <p>28 V1 Tyree. I assured V2 that we would continue to investigate</p> <p>29 this incident and make every effort to determine what happened to him</p> <p>30 and V1 Tyree.</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/08/15 1257</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>13</b>	OF <b>15</b>

REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL		Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>	
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>				VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>			
1							
2 <b>INVESTIGATION CONTINUED:</b>							
3							
4 <b>After speaking to V2 , I contacted Deputy Breit, who was waiting</b>							
5 <b>by the 6th floor officer's station, to see if he had a digital camera</b>							
6 <b>to take photographs of V2 injuries. Deputy Breit was able to</b>							
7 <b>retrieve a digital camera and take a set of digital photographs of V2</b>							
8 <b>and his injuries. See Deputy Breit's supplemental report for</b>							
9 <b>further information on the digital photos.</b>							
10							
11 <b>Once we had completed speaking to V2 and photographing his</b>							
12 <b>injuries, he was sent back to his cell and I cleared the Main Jail.</b>							
13							
14							
15 <b>EVIDENCE:</b>							
16							
17 <b>I later placed the audio recording of my interview with V2 onto</b>							
18 <b>two compact discs. I submitted one disc as an attachment to this</b>							
19 <b>supplemental report. I packaged the second copy of the disc</b>							
20 <b>containing my interview with V2 and submitted it as evidence to</b>							
21 <b>the Sheriff's Office Headquarters Evidence Room.</b>							
22							
23 <b>INVESTIGATION CONTINUED:</b>							
24							
25 <b>This investigation is ongoing.</b>							
26							
27 <b>PLEOS:</b>							
28							
29 <b>Sergeant J Brown #1688 ; Supplemental Report</b>							
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>10/08/15 1257</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE OF <b>14 15</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E		1	CD		Photo	
SERIAL NUMBER		LOCATION COLLECTED		VALUE	LOC CODE	PROCESS EVIDENCE	

DESCRIPTION		<b>1 - Compact Disc containing audio recording of interview with V2 at the Main Jail, by Sgt J Brown on 08/28/15.</b>					
		Main Jail, 150 W Hedding St, San Jose, Ca 95110		0		<input type="checkbox"/>	

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
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1 SUPPLEMENTAL REPORT			
2			
3			
4 INVESTIGATION CONTINUED			
5			
6 Sheriff's Office Intelligence Analyst (IA) conducted a			
7 secondary analysis of the mobile device data extraction report			
8 related to Rafael RODRIGUEZ' cellular phone . IA			
9 located and informed me of the following series of web searches from			
10 the morning of Michael Tyree's death:			
11			
12 8/27/2015 at 3:36:23 p.m. UTC (8:36:23 a.m. PST), the following			
13 subject matter was searched on the web using Rafael RODRIGUEZ'			
14 cellular phone: "if you get punches in the arm pit will you poop?"			
15			
16 8/27/2015 at 3:37:12 p.m. UTC (8:37:12 a.m. PST), the following			
17 subject matter was searched on the web using Rafael RODRIGUEZ'			
18 cellular phone: "can you die if someone punches you in the arm pit"			
19			
20 8/27/2015 at 3:37:31 p.m. UTC (8:37:31 a.m. PST), the following forum			
21 was viewed on Rafael RODRIGUEZ' cellular phone: Punched in the			
22 stomach questions - National Novel Writing Month			
23			
24 8/27/2015 at 3:40:54 p.m. UTC (8:40:54 a.m. PST), the following forum			
25 was viewed on Rafael RODRIGUEZ' cellular phone: "Projectile Vomiting			
26 just prior to death" - allnurses.com			
27			
28 8/27/2015 at 3:41:36 p.m. UTC (8:41:36 a.m. PST), the following			
29 subject matter was searched on the web using Rafael RODRIGUEZ'			
30 cellular phone: "body throw up and poop when dead"			
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>10/13/15 1034</b>	SHIFT/DAYS OFF <b>II FSS</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/13/15 1045</b>	PAGE OF <b>1 2</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL INVESTIGATION:								
2								
3 On 9/9/15, while reviewing S2 Farris; mobile data device extraction								
4 reports, I noticed a communication between S1 Lubrin and S2 Farris								
5 talking about meeting at the Willow Glen Starbucks on 8/28/15.								
6								
7 Minnesota Avenue is a northbound-southbound city street, which								
8 intersects with Lincoln Avenue. Starbucks is located on the								
9 north-east corner of the intersection.								
10								
11 On 9/10/15 at 1130 hours, Sergeant Cortez and I went to the Starbucks								
12 located at 1402 Lincoln Avenue in the city of San Jose and spoke to								
13 the manager, . told me the video								
14 surveillance system was broken in January 2015. The camera system								
15 was recently repaired on September 4, 2015.								
16								
17 Located on the south-east corner of the intersection is Chase Bank,								
18 which is located at 1402 Lincoln Avenue. Sergeant Cortez and I								
19 walked around the perimeter of the bank and did not see any visible								
20 video surveillance cameras on the exterior of the building. Sergeant								
21 Cortez and I met with the branch manager who verified that there								
22 aren't any exterior cameras on the north side of the building. The								
23 branch manager also confirmed that there were not cameras inside of								
24 the bank that face towards Starbucks.								
25								
26 Sergeant Cortez and I went into the following surrounding businesses								
27 that do not have any video surveillance cameras that face								
28 Starbucks;								
29								
30 -Pizza My Heart, located at 1350 Lincoln Avenue,								
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>10/13/15 1345</b>	SHIFT/DAYS OFF <b>DET SSM</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>1</b>	OF <b>2</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 -Opa Tac-Oh, located at 1384 Lincoln Avenue,			
2 -Dolcetto, located at 1399 Lincoln Avenue, and			
3 -Barre3, located at 1395 Lincoln Avenue.			
4			
5 On 9/10/15 at 1200 hours, Sergeant Cortez and I contacted the manager			
6 at the Minnesota Market located at 1093 Minnesota Avenue. Minnesota			
7 Market is located east of Starbucks. The main drive way to Minnesota			
8 Market is the main access point to the parking lot for the business			
9 and restaurants located on Minnesota Avenue. I saw exterior			
10 surveillance cameras located on the east wall that face north into			
11 the parking area. From the parking lot, several alleys are			
12 pedestrian access point to the various businesses and restaurants on			
13 Minnesota Avenue.			
14			
15 The manager at Minnesota Market attempted to save all of the camera			
16 footage between 8/27/15 and 8/29/15; however, it would not save onto			
17 a USB drive. The manager allowed me to attempt to save the footage,			
18 but I was unable to save the footage either. The manager allowed me			
19 to review the camera footage from 8/27/15 and 8/29/15. I did not see			
20 anyone matching the description of S1 Lubrin or S2 Farris walk past			
21 the camera's field of view.			
22			
23 PLEO:			
24			
25 Sergeant Leonard #1875-Supplemental report			
OFFICER'S NAME <b>Leonard</b>	ID NUMBER <b>1875</b>	DATE <b>10/13/15 1345</b>	SHIFT/DAYS OFF <b>DET SSM</b>
SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE OF <b>2 2</b>

REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
44	E		1	BD-R			
SERIAL NUMBER		LOCATION COLLECTED <b>SANTA CLARA COUNTY CRIME LABORATORY</b>			VALUE <b>0</b>	LOC CODE <b>309744</b>	
DESCRIPTION <b>T/S MANILA ENVELOPE CONTAINING ONE BD-R CONTAINING ALL ELECTRONIC REPORTS AND DATA FOR THE ANALYSIS OF ITEM # 307769=MICROSOFT PRO 2 TABLET DEVICE =</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
45	E		1	DIGITAL TAPE			
SERIAL NUMBER		LOCATION COLLECTED <b>SANTA CLARA COUNTY CRIME LABORATORY</b>			VALUE <b>0</b>	LOC CODE <b>309745</b>	
DESCRIPTION <b>LAB2: FORENSIC BACKUP OF ITEM 307555 SAVED ON DIGITAL TAPE</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
46	E		1	CD			
SERIAL NUMBER		LOCATION COLLECTED <b>SANTA CLARA COUNTY CRIME LABORATORY</b>			VALUE <b>0</b>	LOC CODE <b>309746</b>	
DESCRIPTION <b>LAB1: FTK EXAMINATION REPORT FOR MACBOOK PRO (ITEM 307555) SANVED ON ONE CD</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE <input type="checkbox"/> FOLLOWING NAMED PERSON	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
---------------------------------------------------------	---------------------------	--------------

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME <b>Miller, Robert</b>	ID NUMBER <b>7192</b>	DATE <b>10/16/15 1136</b>	SHIFT/DAYS OFF <b>SS</b>	SUPERVISORS REVIEW <b>Helms, James</b>	ID NUMBER <b>1866</b>	DATE <b>10/19/15 959</b>	PAGE <b>1</b>	OF <b>1</b>
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REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County ADDITIONAL PARTIES			CASE NO. <b>15-239-0032J</b>					
"V" = VICTIM				"R" = REPORTING PARTY			"W" = WITNESS		"O" = OTHER			
W59	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)			<input type="checkbox"/> STATE OF CA.		RACE	M F	DOB	AGE	HT	WT	
	<b>Evans Corey</b>					INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____						
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE												
ADDRESS			CITY/STATE			ZIP		PHONE		DL NUMBER		STATE
BUSINESS NAME/SCHOOL NAME AND ADDRESS			CITY/STATE			ZIP		PHONE		SSN		
<b>Sheriff's Office, 55 W. Younger Ave.</b>			<b>San Jose Ca</b>			<b>95110</b>		<b>(408) 808-4400</b>				
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 <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>1</b>	OF <b>12</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2								
3	<b>ATTACHEMENTS:</b>							
4								
5	<b>1CD with Audio statements from W59 Evans</b>							
6								
7	<b>SUPPLEMENTAL INVESTIGATION:</b>							
8								
9	On 9/17/2015 at about 1930 hours, I reviewed a search warrant signed							
10	by _____ on 9/15/2015. The search warrant ordered the							
11	search of W59 Evans looking for and seizing and then searching the							
12	contents of any electronic devices including cellular phones.							
13								
14	At about 2000 hours, Detective Weeks and I drove to the residence of							
15	W59 Evans. I introduced us to W59 Evans and advised him that we had							
16	a search warrant ordering the search and seizure of his cellular							
17	phone. W59 Evans said he understood and handed his iPhone 6, which							
18	he had on his person, to me. I took custody of the iPhone, and							
19	switched it into airplane mode.							
20								
21	I asked W59 Evans if he would come to the Sheriff's Office							
22	Headquarters to talk to us regarding any calls or texts that may have							
23	been sent or received on his mobile phone. W59 Evans said he would							
24	meet us at headquarters.							
25								
26	Detective Weeks and I drove back to headquarters. I handed the iPhone							
27	6 to Detective Sergeant Leonard, who began the mobile device data							
28	download using the Cellebrite machine.							
29								
30	At about 2130 hours, W59 Evans arrived on the third floor of the							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>2</b>	OF <b>12</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 Sheriff's Headquarters. Detective Weeks and I walked W59 Evans back								
2 to the third floor interview room #2. W59 Evans provided the								
3 following statements to Detective Weeks and I.								
4								
5 STATEMENTS OF W59 COREY EVANS:								
6								
7 The interview was recorded with digital video. I also used my								
8 digital audio recorder to document the conversation. This is a								
9 summary of the interview, for complete details refer to the digital								
10 recordings.								
11								
12 W59 Evans said he worked on B Team, which was the dayshift team that								
13 relieved D Team on the night V1 Tyree died.								
14								
15 On 8/27/2015 at the beginning of his shift (0600 hours) W59 Evans said								
16 he received a pass down of information, in person on the 6th floor,								
17 from S2 Farris. S2 Farris told W59 Evans there was an inmate death								
18 that occurred in 6B. S2 Farris told W59 Evans that the inmate died								
19 of natural causes. S2 Farris told W59 Evans that he would likely								
20 have a lot of people on his floor as a result of the death.								
21								
22 S2 Farris then sent a text to W59 Evans at about 0900 hours, asking if								
23 they determined the cause of death. W59 Evans texted back to S2								
24 Farris the fact that he did not know what was going on. S2 Farris								
25 then sent a text to W59 Evans saying, "That guy was a meaning								
26 V1 Tyree was mentally ill. W59 Evans said he could not remember the								
27 text communications verbatim, so he was paraphrasing what was said.								
28								
29								
30 W59 Evans said he was assigned to 6A, but went into 6B to assist with								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>3</b>	OF <b>12</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 feeding. W55 Cuilla was assigned to 6B. While W59 Evans was helping								
2 W55 Cuilla serve breakfast, he saw W55 Cuilla talking to inmate								
3 workers. W59 Evans noticed that W55 Cuilla was looking at the								
4 inmates with wide eyes, like a deer caught in the headlights look.								
5 W55 Cuilla then told W59 Evans the inmates just told him something								
6 that he had to report.								
7								
8 S2 Farris continued sending texts to W59 Evans during late morning and								
9 into the early afternoon. S2 Farris asked numerous questions like,								
10 ¿Update¿, and ¿What¿s going on?¿ S2 Farris also called W59 Evans								
11 several times. W59 Evans was working his dorm and did not answer the								
12 calls from S2 Farris. W59 Evans stopped responding to the texts from								
13 S2 Farris as the texts progressed into the shift. W59 Evans said he								
14 received the texts and calls as late as about 1400 hours, from S2								
15 Farris. W59 Evans said this was unusual for two reasons. One, 1400								
16 hours, is very late in the shift and someone working the midnight								
17 shift who was returning again for the next midnight shift, should be								
18 sleeping. And two, S2 Farris did not normally ask this many questions								
19 about and events while he was off duty. W59 Evans thought this was								
20 unusual and did not want to get caught up in whatever was going on.								
21								
22								
23 W59 Evans said they were relieved at about 1800 hours, and he left the								
24 deck and building. W59 Evans drove home. While W59 Evans was								
25 driving home S2 Farris called him on his mobile phone. W59 Evans did								
26 not answer the first call, however, S2 Farris called again. W59								
27 Evans answered and S2 Farris asked why he hadn;t answered his calls.								
28								
29								
30 W59 Evans said he usually deleted text messages to make it easier to								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>4</b>	OF <b>12</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 manage the volume of texts. However, W59 Evans thought it was</p> <p>2 unusual how S2 Farris asked for information about the death so</p> <p>3 insistentlly. Days later, W59 Evans spoke with Custody Sergeant</p> <p>4 Roland and told her about the text messages and calls S2 Farris had</p> <p>5 made during the morning after Tyree's death. Custody Sergeant Roland</p> <p>6 said the messages were not a part of the investigation and were not</p> <p>7 needed.</p> <p>8</p> <p>9 W59 Evans then talked about an incident that occurred about six weeks</p> <p>10 prior to the V1 Tyree's death.</p> <p>11 W59 Evan explained, about six weeks ago he provided pass down</p> <p>12 information to S2 Farris during shift change. W59 Evans told S2</p> <p>13 Farris he was having a problem with an inmate named W59</p> <p>14 Evans could not remember first name. W59 Evans said inmate</p> <p>15 was upset about not coming out of his cell for program time.</p> <p>16 W59 Evans said they may have been locked down for cleaning, or a</p> <p>17 facility lock down for other reasons. S2 Farris later that same day,</p> <p>18 texted W59 Evans advising he took care of the problem with S2</p> <p>19 Farris further explained in texts to W59 Evans the fact that they did</p> <p>20 a cell search and 'Twisted' up.</p> <p>21</p> <p>22 W59 Evans said he does not check to see if a custody deputy completes</p> <p>23 an ER to document their use of force, so he does not know if S2</p> <p>24 Farris completed a report. W59 Evans said he checked inmate</p> <p>25 and looked him over for injuries during his next shift. W59 Evans</p> <p>26 did not notice any injuries on inmate W59 Evans regularly</p> <p>27 looks at the inmates housed in his dorm because he wants to know if</p> <p>28 inmates are fighting in his dorm. This helps him manage the dorm.</p> <p>29</p> <p>30 I asked W59 Evans if he had worked with S1 Lubrin. W59 Evans said he</p>								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 10/19/15 1258	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/27/15 715	PAGE 5	OF 12

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 only interacted with S1 Lubrin during pass down between shifts. They  
2 only worked opposite shifts, never together on the same shift. W59  
3 Evans said S1 Lubrin was a goofy guy, he did not expect this to  
4 happen to him. W59 Evans then commented on the fact that Lubrin used  
5 his O.C. spray a lot, so he did not think he used physical force very  
6 often.  
7  
8 I asked W59 Evans if he worked with S2 Farris. W59 Evans said he and  
9 Farris were in the academy together. When they finished their  
10 training program, they were both assigned to Elmwood. S2 Farris was  
11 on night shift and W59 Evans was on day shift. They only interacted  
12 during pass down between shifts.  
13  
14 W59 Evans said S3 Rodriguez was also in their academy, and he had not  
15 worked on the same team as S3 Rodriguez. W59 Evans worked dayshift  
16 when S3 Rodriguez worked midnight shift. W59 Evans would interact  
17 with S3 Rodriguez during pass down only. W59 Evans said he did not  
18 hang out with either, S2 Farris or S3 Rodriguez. W59 Evans said they  
19 invited him to go shooting in the past; however, he was not into  
20 shooting, so he declined. W59 Evans then mentioned the fact that he  
21 did not hang out with S2 Farris or S3 Rodriguez during the academy.  
22  
23  
24 I asked W59 Evans about a text that he may have received on his phone.  
25 I told him the text was said something about Custody Deputy Barrera  
26 being heavy handed. W59 Evans said he could not remember the text.  
27 W59 Evans said, ;but If I did get it, then it;s gonna be from uhh,  
28 between Farris and I.;  
29  
30 W59 Evans said he does not think he sent it, because he does not work

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>6</b>	OF <b>12</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 on the same team as Custody Deputy Barrera. I asked W59 Evans if he								
2 know Custody Deputy Barrera to be heavy handed. W59 Evans said he								
3 heard Custody Deputy Barrera was a, ¿Hot head.¿ Meaning he has a								
4 short temper. W59 Evans said Custody Deputy Barrera had a few use of								
5 force incidents, however, he did not have firsthand knowledge, so he								
6 could not say if they were or were not justified.								
7								
8 W59 Evans did not provide any further information related to this								
9 case.								
10								
11 SUPPLEMENTAL INVESTIATION CONTINUED:								
12								
13 On 9/21/15 W59 Evans called me at my office regarding the status of								
14 his mobile phone. I told W59 Evans we were still downloading data								
15 from the phone, and further advised it was likely going to take								
16 longer than anticipated. W59 Evans said he completed an Employee¿s								
17 Report documenting a conversation with an inmate last week. The								
18 inmates name was W51 . W59 Evans said W51 told him								
19 another inmate entered V1 Tyree¿s cell prior to the Custody Deputies								
20 entering the cell.								
21								
22 I asked W59 Evans if he could come into the Sheriff¿s Office								
23 Headquarters to talk with me about this conversation with W51 .								
24 W59 Evans agreed, and met me in the third floor Investigations lobby.								
25 Detective Sergeant Leonard and I walked W59 Evans back to interview								
26 room #2. We recorded the interview using digital video, and I used								
27 my digital audio recorder to document the conversation. This is a								
28 summary of the statements, for complete details refer to the digital								
29 audio and video.								
30								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 10/19/15 1258	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/27/15 715	PAGE 7	OF 12

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 STATEMENTS OF W59 COREY EVANS:								
2								
3 W59 Evans said W51 was in his dorm in the past. W59 Evans said								
4 he had a good rapport with W51 and as a result, W51								
5 trusted him and would tell him information on occasion. On 9/05/15								
6 W59 Evans was moving W51 into 6B. While W59 Evans was								
7 escorting W51 into the dorm, he asked to talk. W51 told								
8 W59 Evans that inmates knew how to defeat the locks on floors 5 and								
9 6. Some inmates know how to get out from inside a locked door, and								
10 how to get back into a locked door.								
11								
12 W51 told W59 Evans he saw an unknown inmate enter V1 Tyree's								
13 cell on 9/26/15 at about 2230 hours, which was the end of their								
14 program time. S1 Lubrin told the inmates in the dorm to lock down,								
15 the unknown inmate stayed in V1 Tyree's cell. After lockdown, S1								
16 Lubrin left the dorm. W51 could hear sounds coming from V1								
17 Tyree's cell. W51 told W59 Evans the unknown inmate was								
18 rapping V1 Tyree and holding his mouth shut.								
19								
20 W51 told W59 Evans later in the evening, S1 Lubrin, S2 Farris,								
21 and S3 Rodriguez entered the dorm to perform cell searches. Upon								
22 their entry into the dorm, the unknown inmate exited V1 Tyree's cell								
23 by defeating the lock, and snuck back to his assigned cell. The								
24 unknown inmate defeated the locking mechanism on his assigned cell								
25 and entered it without the custody deputies noticing him.								
26								
27 I asked W59 Evans where was W51 cell in relation to V1								
28 Tyree's cell. W59 Evans said he did not know the exact location of V1								
29 Tyree's cell; however, W51 was in cell 24 which is on the								
30 second floor. W59 Evans further explained the fact that cell 24 does								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 10/19/15 1258	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/27/15 715	PAGE 8	OF 12

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 not have a good view of the dorm because there is a pillar blocking</p> <p>2 its view. W59 Evans did not know the exact location of V1 Tyree's</p> <p>3 cell, but knew the general location of his cell. W59 Evans knew the</p> <p>4 view was blocked by the second tier floor.</p> <p>5</p> <p>6 I asked W59 Evans if W51 provided a description of the unknown</p> <p>7 inmate. W59 Evans said W51 was not able to provide any</p> <p>8 description, which made him feel the information was not credible.</p> <p>9</p> <p>10 W51 told W59 Evans he did not initially report this incident,</p> <p>11 because he did not want to be labeled a snitch. W51 spoke with</p> <p>12 W59 Evans for about 30 seconds relaying this information in a brief</p> <p>13 manner. W51 did not want to spend too much time talking with</p> <p>14 W59 Evans because the other inmates would notice if he was gone for</p> <p>15 too long.</p> <p>16</p> <p>17 W59 Evans said suffered from mental health issues, and he was not</p> <p>18 sure if this information was credible or not.</p> <p>19</p> <p>20 I asked W59 Evans to go over the events that took place when he</p> <p>21 relieved S2 Farris on 8/27/15, on the 6th floor.</p> <p>22</p> <p>23 W59 Evans said on 8/27/15 at the beginning of his shift he received</p> <p>24 pass down information at the beginning of his shift on the 6th floor.</p> <p>25 W59 Evans does not remember what information was passed down about</p> <p>26 his dorm, 6A, because of the events that occurred in 6B. W59 Evans</p> <p>27 was told there was a death in 6B, and they were speculating it was an</p> <p>28 overdose. V1 Tyree's body had been removed, however, there was blood</p> <p>29 and feces still on scene and needed to be cleaned up. He was also</p> <p>30 told breakfast had not been served yet. Breakfast is usually served</p>								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>9</b>	OF <b>12</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 at about 0400 hours.								
2								
3 W59 Evans entered his dorm, 6A, performed his inmate count and welfare								
4 checks and then entered 6B to help W55 Cuilla serve breakfast. W59								
5 Evans estimated the time to be about 0630 to 0700 when he entered 6B								
6 to assist W55 Cuilla. While W59 Evans was assisting W55 Cuilla with								
7 the feeding of 6B, he saw inmate workers talking with W55 Cuilla.								
8 W59 Evans noticed W55 Cuilla looked surprised. W59 Evans said he								
9 looked like a deer caught in the headlights. W55 Cuilla told W59								
10 Evans that the inmates had just told him something that he thinks he								
11 needs to report.								
12								
13 W59 Evans then told me, later that same morning several custody								
14 deputies including W59 Evans and W55 Cuilla were talking at the 6th								
15 floor station. W55 Cuilla told the custody deputies at the floor								
16 station some of what the inmates told him. W55 Cuilla told the								
17 custody deputies S1 Lubrin, S2 Farris, and S3 Rodriguez entered the								
18 dorm to conduct searches for extra clothing. They entered V1 Tyree's								
19 cell and inmates had heard V1 Tyree screaming. "Stop, I'm sorry." The								
20 yelling stopped and the three exited the cell.								
21								
22 I asked W59 Evans which custody deputies were with him during this								
23 conversation. W59 Evans told me he could not remember which custody								
24 deputies were with him at the time of this conversation. They had								
25 been moved from their normal positions after the death, and were not								
26 working with their usual partners.								
27								
28 I asked W59 Evans to continue talking about what occurred next in the								
29 shift. W59 Evans said he remembers they were locked down for the								
30 shift because of the death; however, they still had to serve food and								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 10/19/15 1258	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/27/15 715	PAGE 10	OF 12



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 other basic tasks. W59 Evans said he continued receiving texts from</p> <p>2 S2 Farris. He could not remember the texts verbatim, however they</p> <p>3 were questions and statements like, call me, what's going on, have</p> <p>4 they determined the cause of death. W59 Evans continued receiving</p> <p>5 texts and calls into the early afternoon. W59 Evans did not answer</p> <p>6 the calls or texts after he learned what the inmates had told W55</p> <p>7 Cuilla.</p> <p>8</p> <p>9 At about 1800 hours, they conducted shift change. S2 Farris asked W59</p> <p>10 Evans why he hadn't answered the phone. W59 Evans told him he was</p> <p>11 too busy. W59 Evans left the 6th floor and then the building to drive</p> <p>12 home. While driving home, S2 Farris called him again. W59 Evans</p> <p>13 answered the phone and S2 Farris asked him again why he hadn't</p> <p>14 answered his calls. S2 Farris told W59 Evans, he could have gone out</p> <p>15 on the sundeck to answer the call and talk to him. W59 Evans again</p> <p>16 told S2 Farris they were busy. Evans ended the call within about a</p> <p>17 minute and that was the last time he communicated with S2 Farris.</p> <p>18</p> <p>19 W59 Evans returned to his next shift and responded to the 6th floor</p> <p>20 again. Upon arrival at the 6th floor, W59 Evans saw that a different</p> <p>21 group of custody deputies were working. They told him S1 Lubrin, S2</p> <p>22 Farris, and S3 Rodriguez were placed on administrative leave.</p> <p>23</p> <p>24 I asked W59 Evans when he contacted his supervisor about the calls and</p> <p>25 texts. W59 Evans thought for a moment and he was not exactly sure.</p> <p>26 He knew it was after they were placed on administrative leave but he</p> <p>27 could not remember exactly when. As W59 Evans thought about it more,</p> <p>28 he remembered the thing that prompted him to report it was when they</p> <p>29 were arrested for murder. For that reason, W59 Evans believed he</p> <p>30 talked to his supervisor on Wednesday or Thursday September second or</p>								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>11</b>	OF <b>12</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>third.</b>								
2								
3 <b>W59 Evans reported the calls and texts to Custody Sergeant Roland.</b>								
4 <b>Custody Sergeant Roland told him it was not related to the</b>								
5 <b>investigation so he did not need to report it. W59 Evans deleted the</b>								
6 <b>texts after that conversation with Custody Sergeant Roland.</b>								
7								
8 <b>I asked W59 Evans if he performed iCloud or computer backups with his</b>								
9 <b>iPhone. W59 Evans said he used his computer to perform backups;</b>								
10 <b>however, his iPhone was set to back up regularly upon connection with</b>								
11 <b>his home WiFi. W59 Evans explained how his phone has already updated</b>								
12 <b>the backup with recent phone data, which means the texts he deleted</b>								
13 <b>(between W59 Evans and S2 Farris) are not stored on his back up. He</b>								
14 <b>verify this when he restored his replacement phone. His replacement</b>								
15 <b>phone also shows the texts to S2 Farris as deleted.</b>								
16								
17 <b>W59 Evans did not provide any additional information related to this</b>								
18 <b>case.</b>								
19								
20 <b>PHYSICAL EVIDENCE:</b>								
21								
22 <b>After talking with W59 Evans, I transferred the digital audio to a CD</b>								
23 <b>and attached it to this report. I transferred a copy of the digital</b>								
24 <b>audio to a second CD and booked it into evidence.</b>								
25								
26 <b>PLEOS:</b>								
27								
28 <b>Sergeant Glatz #1697 Supplemental Report</b>								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>10/19/15 1258</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>12</b>	OF <b>12</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 ATTACHMENT:								
2								
3 1.CD Copy of Control Photographs								
4								
5 SUPPLEMENTAL INVESTIGATION:								
6								
7 I am a detective who works as a Crime Scene Investigation (CSI)								
8 detective as a collateral duty. On 10/21/2015 at approximately 0930								
9 hours, Sergeant Carrasco requested I take control photographs of								
10 Correctional Deputy Lubrin's, Farris' and Rodriguez' duty belts.								
11 These items were booked under Detective Weekes #1994's supplemental								
12 report as evidence items #4, 5 and 6.								
13								
14 At approximately 1015 hours, I obtained evidence items #4, 5 and 6								
15 from the Sheriff's Office Headquarters Evidence Room and took them to								
16 the Sheriff's Office CSI Lab, also located at Sheriff's Office								
17 Headquarters. I observed each of the three evidence bags had								
18 previously been opened by the Santa Clara Crime Lab as evidenced by a								
19 cut in each bag that had been taped closed with 'crime lab' labeled								
20 tape. At approximately 1030 hours, I opened evidence item #4,								
21 Correctional Deputy Lubrin's duty belt and accessories.								
22								
23 I laid each item in the evidence bag onto a table. With a department								
24 issued digital camera I took digital photographs of each item from								
25 this bag of evidence. Each item is documented in the following								
26 photograph log:								
27								
28 CONTROL PHOTOGRAPHS OF EVIDENCE ITEM #4 (CORRECTIONAL DEPUTY LUBRIN'S								
29 DUTY BELT AND ACCESSORIES):								
30								
OFFICER'S NAME Carroll, David	ID NUMBER 2022	DATE 10/21/15 1641	SHIFT/DAYS OFF li FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/27/15 715	PAGE 1	OF 8

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	DSC_0122-DSC_0126: Overall photograph of duty belt, OC (Oleoresin							
2	Capsicum) spray belt holder containing OC spray, packset radio belt							
3	holder, duty belt buckle, belt holder for CPR mask, 1 pair of							
4	handcuffs, Santa Clara County "2174" key, flashlight, yawara stick							
5	and yawara stick duty belt holder, belt flashlight holder, folded							
6	white piece of paper from crime lab investigation.							
7								
8	DSC_0127-DSC_0128: Black in color "basket weave" style duty belt.							
9								
10	DSC_0129-DSC_0136: 1 pair of 'Smith & Wesson' brand handcuffs,							
11	handcuffs have "SCC DOC" and "NORIEGA" emblazoned on them.							
12								
13	DSC_0137-DSC_0141: 1 silver duty belt buckle.							
14								
15	DSC_0142-DSC_0150: Black in color duty belt holder. Holder contains 1							
16	CPR microshield and 1 pair of blue latex gloves.							
17								
18	DSC_0151-DSC_0152: Duty belt packset radio holder.							
19								
20	DSC_0153-DSC_0157: Black in color "Streamlight" brand "Stinger" model							
21	flashlight.							
22								
23	DSC_0158-DSC_0163: Black in color "basket weave" style duty belt							
24	holder containing 1 black in color yawara stick.							
25								
26	DSC_0164-DSC_0165: Close up photographs of each end of the yawara							
27	stick.							
28								
29	DSC_0166-DSC_0172: Black in color "basket weave" style duty belt							
30	pepper spray holder containing one 3.3 ounce can of "Sabre Red" 10%							
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>10/21/15 1641</b>	SHIFT/DAYS OFF <b>li FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>2</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 oleoresin capsicum OC spray, expiration date of 03/2020.								
2								
3 DSC_0173-DSC_0175: Black in color "basket weave" style duty belt								
4 flashlight holder.								
5								
6 DSC_0176-DSC_DSC_0181: One gold colored "2174" Santa Clara County								
7 Sheriff's Office key.								
8								
9 DSC_0182-DSC_0185: Overall photographs of front and back of crime lab								
10 butcher paper that was packaged inside evidence item #4.								
11								
12 SUPPLEMENTAL INVESTIGATION CONTINUED:								
13								
14 At approximately 1300 hours, I placed each of the items I removed from								
15 evidence bag #4 back into the bag and taped and sealed the bag								
16 closed.								
17								
18 At approximately 1300 hours, I opened evidence bag #5, Correctional								
19 Deputy Farris' duty belt and accessories. I took digital control								
20 photographs of each item in the bag which are documented in the								
21 following photographs:								
22								
23 CONTROL PHOTOGRAPHS OF EVIDENCE ITEM #5 (CORRECTIONAL DEPUTY FARRIS'								
24 DUTY BELT AND ACCESSORIES) :								
25								
26 DSC_0186-DSC_0188: Overall photograph of duty belt, flashlight,								
27 flashlight holder, four duty belt keepers, duty belt buckle, OC spray								
28 belt holder, OC spray, handcuffs case, folded white piece of paper								
29 from crime lab investigation.								
30								
OFFICER'S NAME Carroll, David	ID NUMBER 2022	DATE 10/21/15 1641	SHIFT/DAYS OFF li FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 10/27/15 715	PAGE 3	OF 8

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	DSC_0189-DSC_0193: Black in color "basket weave" style duty belt.							
2								
3	DSC_0194-DSC_0199: Black in color "Streamlight" brand "Stinger" model							
4	flashlight.							
5								
6	DSC_0200-DSC_0202: Black in color "basket weave" style duty belt							
7	flashlight holder.							
8								
9	DSC_0203-DSC_0208: Silver colored duty belt buckle.							
10								
11	DSC_0209-DSC_0212: Four (4) duty belt keepers.							
12								
13	DSC_0213-DSC_0219: Black in color "basket weave" style handcuffs case							
14	containing one pair of "Peerless" brand handcuffs, "10833" is etched							
15	into the handcuffs (Farris' badge number).							
16								
17	DSC_0220-DSC_0231: Black in color "basket weave" style duty belt OC							
18	spray case containing one 3.3 ounce can of "Sabre Red" brand 10%							
19	oleoresin capsicum OC spray. Expiration date of 12/2019.							
20								
21	DSC_0232-DSC_0234: White butcher paper left in bag #5 from Crime Lab							
22	investigation.							
23								
24	SUPPLEMENTAL INVESTIGATION CONTINUED:							
25								
26	At approximately 1340 hours, I concluded taking control photographs of							
27	Deputy Farris' duty belt and accessories and placed each item back							
28	into evidence bag #5.							
29								
30	At approximately 1340 hours, I opened evidence bag #6, Deputy							
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>10/21/15 1641</b>	SHIFT/DAYS OFF <b>li FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>4</b>	OF <b>8</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 Rodriguez' duty belt and accessories. I took control photographs of								
2 each item in this evidence bag. Each item is described in the								
3 following photograph log:								
4								
5 CONTROL PHOTOGRAPHS OF EVIDENCE ITEM #6 (CORRECTIONAL DEPUTY								
6 RODRIGUEZ' DUTY BELT AND ACCESSORIES):								
7								
8 DSC_0235-DSC_0236: Overall photographs of duty belt, inner belt,								
9 yawara belt holder, flashlight, duty belt keepers, handcuff case,								
10 duty belt flashlight holder, duty belt OC spray holder, duty belt								
11 radio packset holder, duty belt CPR mask holder, duty belt metal								
12 clip, folded white paper from crime lab investigation.								
13								
14 DSC_0237- DSC_0238: Black in color "basket weave" style duty belt.								
15								
16 DSC_0239-DSC_0241: Black in color "basket weave" style inner belt.								
17								
18 DSC_0242-DSC_0245: Black in color "basket weave" style duty belt								
19 handcuffs case.								
20								
21 DSC_0246-DSC_0250: Black in color "Streamlight" brand "Stinger" model								
22 flashlight.								
23								
24 DSC_0251-DSC_0256: Silver in color duty belt buckle.								
25								
26 DSC_0257-DSC_0263: Black in color duty belt CPR mask holder containing								
27 one (1) CPR mask.								
28								
29 DSC_0264-DSC_0273: Black in color "basket weave" style duty belt OC								
30 spray holder containing one (1) 3.3 ounce can of "Sabre Red" 10%								
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>10/21/15 1641</b>	SHIFT/DAYS OFF <b>li FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>5</b>	OF <b>8</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 oleoresin capsicum OC spray. Expiration date of 10/2018.								
2								
3 DSC_0274-DSC_0275: Four black in color duty belt keepers.								
4								
5 DSC_0276-DSC_0277: One black in color duty belt radio packset holder.								
6								
7								
8 DSC_0278-DSC_0280: Black in color "basket weave" style duty belt								
9 flashlight holder.								
10								
11 DSC_0281-DSC_0283: Black in color duty belt metal clip.								
12								
13 DSC_0284-DSC_0291: Black in color "basket weave" style yawara duty								
14 belt holder containing one black in color yawara stick.								
15								
16 DSC_0292-DSC_0293: Close up photographs of each end of the yawara								
17 stick.								
18								
19 DSC_0294-DSC_0298: White sheet of butcher paper used by crime lab as								
20 part of their investigation.								
21								
22 SUPPLEMENTAL INVESTIGATION CONTINUED:								
23								
24 At approximately 1430 hours, I concluded photographing each item in								
25 evidence item #6. I taped and sealed evidence items #5 and #6 closed.								
26 I booked evidence items #4, 5 and 6 back into an evidence locker at								
27 Sheriff's Office Headquarters.								
28								
29 I copied my photographs onto two CD's. I submitted one copy into an								
30 evidence locker at Sheriff's Office Headquarters, I provided the								
OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>10/21/15 1641</b>	SHIFT/DAYS OFF <b>li FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>6</b>	OF <b>8</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 <b>second copy to Sergeant Carrasco.</b>
2
3 <b>PLEO:</b>
4
5 <b>Detective Carroll #2022 - Supplemental Report</b>

OFFICER'S NAME <b>Carroll, David</b>	ID NUMBER <b>2022</b>	DATE <b>10/21/15 1641</b>	SHIFT/DAYS OFF <b>li FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>7</b>	OF <b>8</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
----------------------------------------------------------	--------------------------------------------------	----------	---------------------------------	----------------------------------------

SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
------------------------------------------------------------------------------------------------------------------	--

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	F01	1	CD	N/A	N/A	
SERIAL NUMBER				LOCATION COLLECTED		VALUE	LOC CODE
N/A				55 W Younger Avenue/Sheriff's Office Headquarters		0	310374
DESCRIPTION <b>CD containing digital control photographs of Lubrin, Farris and Rodriguez' duty belts.</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
--------------------	-------	-------------------------------------------

RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY <input type="checkbox"/> FOLLOWING NAMED PERSON
-------------	---------------------------------------------------------------------------------------------------------------------------------

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY	DATE
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carroll, David	2022	10/21/15 1641	ii FSS	Rivera, Elbert	1789	10/27/15 715	8	8

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 10/21/2015, I was working as a Detective Sergeant assigned to the								
4 Homicide/Robbery Unit of the Investigations Division. At								
5 approximately 1700 hours, I drafted a search warrant to obtain buccal								
6 swab samples from S2-Rodriguez. The search warrant was signed by								
7 of the Santa Clara County Superior Court.								
8								
9 On 10/22/2015, at approximately 2025 hours, I along with Detective								
10 Sergeant Omori, arrived at S2-Rodriguez' residence,								
11 to serve the warrant. A female answered the								
12 door and identified herself as S2-Rodriguez' sister and said he was								
13 not home, but at church. We asked if she could call him on his cell								
14 phone and inquire what time he would return.								
15								
16 After calling him, she said he would return in 15 minutes, so we								
17 waited outside on the front porch.								
18								
19 At approximately 2035 hours, S2-Rodriguez returned home and we								
20 informed him about the search warrant to obtain a DNA sample from								
21 him. I also provided him a copy of the search warrant. S2-Rodriguez								
22 invited us into his home to obtain the sample.								
23								
24 I put latex gloves on my hands and opened a sterile cotton tipped								
25 applicator and obtained one DNA buccal swab sample from the inside								
26 portion of S2-Rodriguez left cheek and one DNA buccal swab sample								
27 from the inside of his right cheek.								
28								
29 I placed each independent samples in a two independent envelopes and								
30 marked them accordingly. I then placed the two envelopes into one								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>10/22/15 2009</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>10/27/15 715</b>	PAGE <b>1</b>	OF <b>3</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
44	E		2	DNA buccal swabs			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
DESCRIPTION							
one DNA buccal swab from Rodriguez left cheek and one DNA buccal swab from Rodriguez right cheek. Obtained by Sgt. Carrasco on 10/22/15							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY	DATE
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	10/22/15 2009		Rivera, Elbert	1789	10/27/15 715	3	3

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 11/03/2015, I was working as a Detective Sergeant assigned to the								
4 Homicide/Robbery Unit of the Investigations Division. At								
5 approximately 0800 hours, I drafted a search warrant to obtain buccal								
6 swab samples from S1-Lubrin. At approximately 1135 hours, the search								
7 warrant was signed by of the Santa								
8 Clara County Superior Court.								
9								
10 On 11/06/2015, at approximately 1120 hours, I arrived on the second								
11 floor of the Sheriff's Headquarters Building located at 55 West								
12 Younger Avenue in the city of San Jose. I met with , an								
13 outsourced investigator who is in charge of handling the internal								
14 affairs investigation against all three defendants.								
15								
16 escorted me into a private room where S1-Lubrin was seated								
17 at a table with his attorney, . I introduced myself and								
18 informed her I was one of the criminal investigators assigned to this								
19 investigation, and had a warrant to obtain a DNA reference sample								
20 from S1-Lubrin. I provided her a copy of the search warrant.								
21								
22 advised S1-Lubrin about the DNA reference sample and asked if								
23 he could hold the swab and obtain the sample himself instead of me.								
24 I said that would be perfectly acceptable.								
25								
26 I put latex gloves on my hands and opened a sterile cotton tipped								
27 applicator and provided one swab to S1-Lubrin who placed the swab								
28 inside of his left cheek to obtain a sample. Once S1-Lubrin was								
29 done, I collected the buccal swab sample and placed it into a								
30 pre-designated coin envelope with hand written words that said,								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>11/06/15 1208</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>1</b>	OF <b>3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 "Buccal Swab-Left Cheek; Jereh Lubrin." I repeated this process to  
2 obtain one additional sample from S1-Lubrin's right cheek and also  
3 packaged it the same way (in a separate coin envelope).  
4  
5 I provided my business card to \_\_\_\_\_ and she also provided one of  
6 hers to me.  
7  
8 I left the private room at approximately 1125 hours.  
9  
10 EVIDENCE:  
11  
12 I booked the DNA buccal swab samples into the Sheriff's Evidence  
13 Room.  
14  
15 PLEO's:  
16 Sgt. M. Carrasco #1643-supplemental

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>11/06/15 1208</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/10/15 1622</b>	PAGE <b>2</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; font-weight: bold;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
47	E		1	DNA buccal swabs			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION	<b>one DNA reference sample (buccal swab-right cheek) from S1-Lubrin &amp; One DNA reference sample (buccal swab-left cheek) from S1-Lubrin. Sample taken on 11/06/15</b>

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	11/06/15 1208		Rivera, Elbert	1789	11/10/15 1622	3	3



REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County <b>ADDITIONAL PARTIES</b>		CASE NO. <b>15-239-0032J</b>					
		"V" = VICTIM		'R" = REPORTING PARTY		"W" = WITNESS		"O" = OTHER			
<b>W60</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)			<input type="checkbox"/> STATE OF CA.		RACE	M F	DOB	AGE	HT	WT
	<b>Aguilar Andrew</b>					INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE											
ADDRESS			CITY/STATE		ZIP	PHONE		DL NUMBER		STATE	
<b>Santa Clara County Sheriff's Office</b>											
BUSINESS NAME/SCHOOL NAME AND ADDRESS			CITY/STATE		ZIP	PHONE		SSN			
<b>Main Jail / 150 W. Hedding Street</b>			<b>San Jose, CA</b>		<b>95110</b>	<b>(408) 808-4400</b>					
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 <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>11/11/15 2112</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/16/15 1339</b>	PAGE <b>1</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County SUSPECT PAGE	CASE NO. <h1 style="margin:0;">15-239-0032J</h1>
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<input checked="" 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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<b>S# 02</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) <b>Farris Matthew Thomas</b>	RACE	M F	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	CITY/STATE	ZIP	PHONE	PHOTO ID#
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DL NUMBER	STATE	SSN	CITE#	CEN
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CLOTHING <b>Santa Clara County Sheriff's Office uniform</b>	UNIQUE IDENTIFIERS (CI#)
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<table style="width:100%; border-collapse: collapse;"> <tr> <td style="width:15%;"> <b>HAIR STYLE</b>  <input type="checkbox"/> AFRO  <input type="checkbox"/> BALD/SHAVED  <input type="checkbox"/> BRAIDED  <input type="checkbox"/> COLLAR  <input type="checkbox"/> CREW CUT  <input type="checkbox"/> LONG  <input type="checkbox"/> PONY TAIL  <input type="checkbox"/> PUNK  <input type="checkbox"/> SHORT  <input type="checkbox"/> GLASSES  <input type="checkbox"/> GLASSES  <input type="checkbox"/> SUNGLASSES         </td> <td style="width:15%;"> <b>HAIR TYPE</b>  <input type="checkbox"/> RECEDING  <input type="checkbox"/> STRAIGHT  <input type="checkbox"/> WAVY/CURLY  <input type="checkbox"/> WIG/TOUPEE  <input type="checkbox"/> ACCENT  <input type="checkbox"/> LISP  <input type="checkbox"/> STUTTER  <input type="checkbox"/> HANDED  <input type="checkbox"/> LEFT  <input type="checkbox"/> RIGHT         </td> <td style="width:15%;"> <b>FACIAL HAIR</b>  <input type="checkbox"/> BEARD  <input type="checkbox"/> CLEAN SHAVEN  <input type="checkbox"/> FU MAN  <input type="checkbox"/> GOATEE  <input type="checkbox"/> LOWER LIP  <input type="checkbox"/> MUSTACHE  <input type="checkbox"/> SIDE BURNS  <input type="checkbox"/> UNSHAVEN  <input type="checkbox"/> CLOTHING  <input type="checkbox"/> CAP/HAT  <input type="checkbox"/> GLOVES  <input type="checkbox"/> MASK         </td> <td style="width:15%;"> <b>BUILD</b>  <input type="checkbox"/> HEAVY  <input type="checkbox"/> MEDIUM  <input type="checkbox"/> MUSCULAR  <input type="checkbox"/> POT BELLY  <input type="checkbox"/> SMALL  <input type="checkbox"/> THIN  <input type="checkbox"/> TEETH  <input type="checkbox"/> GOLD  <input type="checkbox"/> MISSING  <input type="checkbox"/> ROTTEN  <input type="checkbox"/> SILVER         </td> <td style="width:15%;"> <b>COMPLEXION</b>  <input type="checkbox"/> ACNE/POCKED  <input type="checkbox"/> DARK  <input type="checkbox"/> FRECKLED  <input type="checkbox"/> LIGHT  <input type="checkbox"/> MEDIUM  <input type="checkbox"/> APPEARANCE  <input type="checkbox"/> BODY ODOR  <input type="checkbox"/> DISGUISE  <input type="checkbox"/> UNKEMPT/DIRTY  <input type="checkbox"/> WELL GROOMED  <input type="checkbox"/> ADD'L, SEE NARRATIVE         </td> <td style="width:15%;"> <b>WEAPONS</b>  <input type="checkbox"/> CUTTING INST.  <input type="checkbox"/> HANDS / FEET  <input type="checkbox"/> REVOLVER  <input type="checkbox"/> RIFLE  <input type="checkbox"/> SEMI-AUTO  <input type="checkbox"/> SHOTGUN  <input type="checkbox"/> SIMULATED  <input type="checkbox"/> UNKNOWN  <input type="checkbox"/> OTHER: _____         </td> </tr> </table>	<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <input type="checkbox"/> APPEARANCE <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER: _____	<b>SCARS, MARKS, TATTOOS ETC.</b> CODE:      LOC: DESC: <input type="checkbox"/> ADD'L, SEE NARRATIVE CODE: S=SCARS M=MARKS P=PIERCING T=TATTOO MB=MISSING BODY PTS.
<b>HAIR STYLE</b> <input type="checkbox"/> AFRO <input type="checkbox"/> BALD/SHAVED <input type="checkbox"/> BRAIDED <input type="checkbox"/> COLLAR <input type="checkbox"/> CREW CUT <input type="checkbox"/> LONG <input type="checkbox"/> PONY TAIL <input type="checkbox"/> PUNK <input type="checkbox"/> SHORT <input type="checkbox"/> GLASSES <input type="checkbox"/> GLASSES <input type="checkbox"/> SUNGLASSES	<b>HAIR TYPE</b> <input type="checkbox"/> RECEDING <input type="checkbox"/> STRAIGHT <input type="checkbox"/> WAVY/CURLY <input type="checkbox"/> WIG/TOUPEE <input type="checkbox"/> ACCENT <input type="checkbox"/> LISP <input type="checkbox"/> STUTTER <input type="checkbox"/> HANDED <input type="checkbox"/> LEFT <input type="checkbox"/> RIGHT	<b>FACIAL HAIR</b> <input type="checkbox"/> BEARD <input type="checkbox"/> CLEAN SHAVEN <input type="checkbox"/> FU MAN <input type="checkbox"/> GOATEE <input type="checkbox"/> LOWER LIP <input type="checkbox"/> MUSTACHE <input type="checkbox"/> SIDE BURNS <input type="checkbox"/> UNSHAVEN <input type="checkbox"/> CLOTHING <input type="checkbox"/> CAP/HAT <input type="checkbox"/> GLOVES <input type="checkbox"/> MASK	<b>BUILD</b> <input type="checkbox"/> HEAVY <input type="checkbox"/> MEDIUM <input type="checkbox"/> MUSCULAR <input type="checkbox"/> POT BELLY <input type="checkbox"/> SMALL <input type="checkbox"/> THIN <input type="checkbox"/> TEETH <input type="checkbox"/> GOLD <input type="checkbox"/> MISSING <input type="checkbox"/> ROTTEN <input type="checkbox"/> SILVER	<b>COMPLEXION</b> <input type="checkbox"/> ACNE/POCKED <input type="checkbox"/> DARK <input type="checkbox"/> FRECKLED <input type="checkbox"/> LIGHT <input type="checkbox"/> MEDIUM <input type="checkbox"/> APPEARANCE <input type="checkbox"/> BODY ODOR <input type="checkbox"/> DISGUISE <input type="checkbox"/> UNKEMPT/DIRTY <input type="checkbox"/> WELL GROOMED <input type="checkbox"/> ADD'L, SEE NARRATIVE	<b>WEAPONS</b> <input type="checkbox"/> CUTTING INST. <input type="checkbox"/> HANDS / FEET <input type="checkbox"/> REVOLVER <input type="checkbox"/> RIFLE <input type="checkbox"/> SEMI-AUTO <input type="checkbox"/> SHOTGUN <input type="checkbox"/> SIMULATED <input type="checkbox"/> UNKNOWN <input type="checkbox"/> OTHER: _____		
<b>UNDER THE INFLUENCE</b> <input type="checkbox"/> Alcohol <input type="checkbox"/> Simulant (Cocaine, Methamphetamines, etc.) <input type="checkbox"/> Depressant (Heroin, etc.) <input type="checkbox"/> Other: _____							

OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>11/11/15 2112</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/16/15 1339</b>	PAGE OF <b>2 6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 ATTACHMENTS:								
2								
3 1. CD-R containing the digitally recorded video of W60 Aguilar's								
4 interview on November 11, 2015 (begins at 48 minutes, 30 seconds of								
5 recording).								
6								
7 2. CD-R containing the digitally recorded audio statement of W60								
8 Aguilar on November 11, 2015 (begins at 43 minutes, 48 seconds).								
9								
10 HISTORICAL BACKGROUND:								
11								
12 Sergeant Roy Leonard has been conducting ongoing analysis of cellular								
13 phones seized earlier in this investigation. One of these cellular								
14 phones belonged to S02 Matthew Thomas Farris, an iPhone 6 Plus (IMEI:								
15 IMSI: , assigned cellular phone								
16 number: ).								
17								
18 On November 4, 2015, Sergeant Roy Leonard notified me of the discovery								
19 of the following text message sent from S02 Matthew Thomas Farris'								
20 cellular phone to phone number , saved in the phones								
21 contact list as "Scc Sgt Aguilar", on August 28, 2015, at 08:45:32								
22 (GMT):								
23								
24 "Hey its Farris, if you can call me I would appreciate it. Not doing								
25 so good."								
26								
27 INTERVIEW OF W60 SERGEANT ANDREW AGUILAR ON NOVEMBER 11, 2015:								
28								
29 The following is factually accurate, but not a complete recitation of								
30 everything W60 Andrew Aguilar said. For W60 Aguilar's entire								
OFFICER'S NAME <b>Singleton, Joshua</b>	ID NUMBER <b>1904</b>	DATE <b>11/11/15 2112</b>	SHIFT/DAYS OFF <b>II FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/16/15 1339</b>	PAGE <b>3</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 statement, refer to the digital video surveillance and audio</p> <p>2 recording that were subsequently transferred onto CD-R's and booked</p> <p>3 into evidence as items #1 and 2, respectively.</p> <p>4</p> <p>5 Investigator's note: the information pertinent to this portion of</p> <p>6 the investigation does not begin until 48 minutes, 30 seconds of the</p> <p>7 recorded video interview (evidence item #1) and 43 minutes, 48</p> <p>8 seconds of the recorded audio statement (evidence item #2). All of</p> <p>9 the recordings up to those points involved another unrelated case.</p> <p>10</p> <p>11</p> <p>12 On November 11, 2015, at approximately 7:30 p.m., Lt. Elbert Rivera</p> <p>13 and I interviewed W60 Santa Clara County Sheriff's Office</p> <p>14 Correctional Sergeant Andrew Aguilar at Sheriff's Office</p> <p>15 Headquarters, located at 55 W. Younger Avenue, San Jose, California,</p> <p>16 in reference to the above text message sent from S02 Matthew Thomas</p> <p>17 Farris' cellular phone.</p> <p>18</p> <p>19 W60 Sergeant Andrew Aguilar confirmed his phone number was not</p> <p>20 , but actually [last digit off by one number].</p> <p>21 W60 Sergeant Andrew Aguilar stated on the night S02 Matthew Thomas</p> <p>22 Farris was walked off the job, S02 Matthew Thomas Farris asked him</p> <p>23 for his phone number. W60 Sergeant Andrew Aguilar stated he did not</p> <p>24 feel comfortable providing S02 Matthew Thomas Farris his phone number</p> <p>25 because he did not think it would be proper to have communications</p> <p>26 with him while he was on administrative leave pending the outcome of</p> <p>27 the criminal and administrative investigations. W60 Sergeant Andrew</p> <p>28 Aguilar stated he therefore intentionally provided S02 Matthew Thomas</p> <p>29 Farris an incorrect phone number [one digit off; his correct phone</p> <p>30 number is ]. W60 Sergeant Andrew Aguilar confirmed he</p>								
OFFICER'S NAME Singleton, Joshua	ID NUMBER 1904	DATE 11/11/15 2112	SHIFT/DAYS OFF II FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/16/15 1339	PAGE 4	OF 6



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

W6	Aguilar Andrew Santa Clara County Sheriff's Office	<input type="checkbox"/> STATE OF CA.	Res: RPh: BPh: (408) 808-4400 Bus: 150 W. Hedding St., San Jose, CA 95110	Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E	W60	1	Recorded interview			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>Item #1: CD-R containing the digitally recorded video of W60 Aguilar's interview on November 11, 2015 (begins at 48 minutes, 30 seconds of recording).</b>							
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		55 W. Younger Avenue, San Jose, CA 95110			0	311366	<input type="checkbox"/>
<b>LOCATION</b>  <b>BAR CODE</b>  Bar code							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
2	E	W60	1	Recorded audio			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

DESCRIPTION <b>Item #2: CD-R containing the digitally recorded audio statement of W60 Aguilar on November 11, 2015 (begins at 43 minutes, 48 seconds).</b>		SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	PROCESS EVIDENCE
		55 W. Younger Avenue, San Jose, CA 95110			0	311367	<input type="checkbox"/>		

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/>	PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/>	FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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RELEASE TO:	NAME	ADDRESS	CITY	DATE
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Singleton, Joshua	1904	11/11/15 2112	II FSS	Rivera, Elbert	1789	11/16/15 1339	6	6



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 of his left cheek and I collected the cotton swab from him and placed  
2 it into a coin envelope with the markings indicating (left cheek).  
3  
4 After I collected the two DNA reference samples, I left  
5 office.  
6  
7 The meeting ended at approximately 1210 hours.  
8  
9 EVIDENCE:  
10  
11 I booked the two DNA reference samples at the end of my shift into the  
12 Sheriff Evidence Room.  
13  
14 End of report.  
15  
16 Investigation on-going.  
17  
18 PLEO's:  
19 Sergeant M. Carrasco #1643-Supplemental report

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>11/13/15 2311</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/16/15 1025</b>	PAGE <b>2</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION
48	E		2	DNA buccal swab			BAR CODE

SERIAL NUMBER	LOCATION COLLECTED	VALUE	LOC CODE	PROCESS EVIDENCE
		0	311785	<input type="checkbox"/>

DESCRIPTION **one DNA reference sample (buccal swab) from S2-Farris left cheek; one DNA reference sample (buccal swab) from S2-Farris right cheek. Collected by Sgt. Carrasco on 11/13/15**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME      ADDRESS      CITY      DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY      AND
---------------------------------------------------------	---------------------------	-----------------------

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
---------------------------------------------------------	-----------------------	-------------

<input type="checkbox"/> RELEASE TO:	NAME      ADDRESS      CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED

I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME      ADDRESS      CITY      DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	11/13/15 2311		Rivera, Elbert	1789	11/16/15 1025	3	3

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 SUPPLEMENTAL INVESTIGATION:								
2								
3 On 9/18/15 I reviewed the search warrant signed by								
4 on 9/15/52015, which ordered the search of Eddie Barrera, Corey								
5 Evans, Christian Wilton, and Saiyad Hussain, to locate and seize								
6 mobile devices. The warrant then ordered the search of the mobile								
7 devices seized, to locate data related to this investigation. The								
8 following mobile devices were located:								
9								
10 W59 Evans - Apple iPhone 6 IMEI								
11 O13 Barrera- Apple iPhone 6+, IMEI								
12 O15 Wilton- Apple iPhone 6 IMEI								
13 O12 Hussain- Samsung Galaxy Note 3 IMEI								
14								
15 On 9/18/2015 I connected W59 Evans mobile device to the Cellebrite. I								
16 attempted to download the mobile device data, Apple iPhone 6 IMEI								
17 . The Cellebrite failed to download any data. I								
18 attempted to conduct both a logical download, and a file system								
19 download. Both failed and no data was downloaded.								
20								
21 I connected O13 Barrera's mobile device to the Cellebrite. I								
22 attempted to download the data from O13 Barrera's Apple iPhone 6+,								
23 IMEI I attempted to conduct a Cellebrite logical								
24 download, however, the download failed. There was no data downloaded								
25 from this device.								
26								
27 I connected O15 Wilton's mobile device to the Cellebrite. I attempted								
28 to download the device data from his Apple iPhone 6 IMEI								
29 I attempted to conduct a Cellebrite file system								
30 download. The Cellebrite failed to download any data from this								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1336	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 12/24/15 1133	PAGE 1	OF 2



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>ATTACHMENTS:</b>							
3								
4	On 11/3/2015 I received a Blu-Ray disc from Detective Sergeant Mah. I							
5	placed the disc in my computer and reviewed the file contents. I saw							
6	the disc contained mobile device download data for S3 Rodriguez, cell							
7	phone. I saw the disc contained multiple downloads from the Santa							
8	Clara County Crime Lab. I saw there were mobile device download							
9	reports by the following programs:							
10								
11	XRY							
12	Cellebrite Logical							
13	Cellebrite Physical Extraction							
14	Cellebrite SIM Extraction							
15								
16	I reviewed the data downloads and learned the following:							
17								
18	PHONE ANALYSIS GALAXY NOTE 4 ESN	S3 RODRIGUEZ:						
19								
20	XRY MOBILE DEVICE DOWNLOAD:							
21								
22	I reviewed the XRY mobile device download and learned the following							
23	information:							
24								
25	<b>IMAGES:</b>							
26								
27	There were thousands of images contained in this report. The pictures							
28	appeared to be mostly family, friends, cars, and internet							
29	downloads.							
30								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>twt</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>1</b>	OF <b>18</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 I located IMG\_20141023\_205656.jpg

2

3 This image displayed S3 Rodriguez and his wife, O14 . S3

4 Rodriguez was wearing a red baseball hat with the letter W visible on

5 the front, a blue bandanna covering his nose and the lower portion of

6 his face, and he was displaying the sign, ¿W¿ with his right hand.

7 The picture looked like someone took a picture of a laptop computer,

8 that was displaying the digital picture on its screen.

9

10 VIDEOS:

11

12 There were many videos, I reviewed the videos and saw that they were

13 mostly family videos, friends, and web advertisements. None of the

14 videos appeared to be related to this investigation.

15

16 SMS:

17

18 The XRY report appeared to be similar to the Cellebrite Logical

19 download. For instance, both reports had 1402 SMS messaged

20 documented on their respective reports, and both documented the first

21 and last messages as follows:

22

23 Oldest

24 5/24/2015 2005P:25 ¿ Sent ¿ ) ¿Let's chat on Hangouts!

25 [https://plus.google.com/hangouts/app/conversation?pi=1030930177867699](https://plus.google.com/hangouts/app/conversation?pi=103093017786769928574&sec=ZCvAqxQJxuMgaLiBX4v6VE2oZC3UEg&tid=SPcLidTcU7MAI_4dEPOLOxTif)

26 [28574&sec=ZCvAqxQJxuMgaLiBX4v6VE2oZC3UEg&tid=SPcLidTcU7MAI\\_4dEPOLOxTif](https://plus.google.com/hangouts/app/conversation?pi=103093017786769928574&sec=ZCvAqxQJxuMgaLiBX4v6VE2oZC3UEg&tid=SPcLidTcU7MAI_4dEPOLOxTif)

27 KY¿

28

29 Most Recent

30 8/29/2015 2115:25 ¿ Read ¿¿Can you give me a call asap?

OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1353	SHIFT/DAYS OFF twt	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 12/21/15 1457	PAGE 2	OF 18
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 Dress code for written exam.;			
2			
3 I reviewed the XRY SMS messages and looked for messages related to			
4 this investigation that had not been downloaded by the other download			
5 programs. I did not locate any newly downloaded messages.			
6			
7 MMS:			
8			
9 I reviewed the MMS messages and looked for information that was not			
10 identified in the other mobile device downloads. I saw the following			
11 MMS messages related to this investigation:			
12			
13	Date/Time UTC	Sent/Read	Name Message Attachment
14			
15	8/29/2015 08:28:17 AM	Read	Farris Picture
16	8/29/2015 12:09:46 AM	Read	Lubrin 10-8
17	8/29/2015 12:09:46 AM	Read	Lubrin Ok going
18	8/29/2015 12:07:47 AM	Read	Farris meet at Starbucks on
19	willow and Lincoln ave		
20			
21	8/29/2015 12:06:55 AM	Read	Lubrin meet at Starbucks on willow and
22	Lincoln ave		
23			
24	8/29/2015 12:06:55 AM	Read	Lubrin Driving now.
25	8/29/2015 12:06:47 AM	Read	Lubrin Where we going
26	8/28/2015 11:26:07 PM	Read	Lubrin Where we meeting. About to
27	get my paperwork		
28			
29	I did not locate any other MMS messages related to this		
30	investigation.		
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1353	SHIFT/DAYS OFF twt
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 12/21/15 1457	PAGE OF 3 18

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
--------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------

1

2 **CALL LOG:**

3

4 **I saw there were 500 calls documented on the XRY mobile device**

5 **download report. The calls related to this investigation are listed**

6 **below:**

7

8 Date/Time UTC	From	Type	Duration
-----------------	------	------	----------

9

10 8/29/2015 2:14:55 AM	Unk	Dialed	00:06:17
-------------------------	-----	--------	----------

11 8/29/2015 1:20:24 AM	Reyes	Received	00:10:05
-------------------------	-------	----------	----------

12 8/29/2015 1:12:45 AM	Farris	Received	00:00:19
-------------------------	--------	----------	----------

13 8/29/2015 1:06:04 AM	Farris	Dialed	00:00:25
-------------------------	--------	--------	----------

14 8/29/2015 12:41:25 AM	Farris	Received	00:00:15
--------------------------	--------	----------	----------

15 8/29/2015 12:35:38 AM	Lubrin	Received	00:00:21
--------------------------	--------	----------	----------

16 8/29/2015 12:31:08 AM	Lubrin	Dialed	00:00:12
--------------------------	--------	--------	----------

17 8/29/2015 12:26:57 AM	Farris	Received	00:02:06
--------------------------	--------	----------	----------

18 8/29/2015 12:12:13 AM	Unk	Dialed	00:08:30
--------------------------	-----	--------	----------

19 8/29/2015 12:08:59 AM	Unk	Dialed	00:03:05
--------------------------	-----	--------	----------

20 8/29/2015 12:04:16 AM	Tran	Received	00:02:54
--------------------------	------	----------	----------

21 8/28/2015 11:59:53 PM	Unk	Rejected	
--------------------------	-----	----------	--

22 8/28/2015 11:53:58 PM	Lubrin	Dialed	00:01:36
--------------------------	--------	--------	----------

23 8/28/2015 11:52:46 PM	Unk	Dialed	00:00:28
--------------------------	-----	--------	----------

24 8/28/2015 11:38:25 PM	Lubrin	Dialed	00:00:02
--------------------------	--------	--------	----------

25 8/28/2015 11:33:21 PM	Unk	Dialed	00:03:41
--------------------------	-----	--------	----------

26 8/28/2015 11:28:44 PM	Tran	Dialed	00:00:01
--------------------------	------	--------	----------

27 8/28/2015 11:28:04 PM	Tran	Dialed	00:00:01
--------------------------	------	--------	----------

28 8/28/2015 11:26:27 PM	Unk	Received	00:01:15
--------------------------	-----	----------	----------

29 8/28/2015 11:26:00 PM	Farris	Dialed	00:00:01
--------------------------	--------	--------	----------

30 8/28/2015 11:25:43 PM	Unk	Dialed	00:00:11
--------------------------	-----	--------	----------

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>twt</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>4</b>	OF <b>18</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	8/28/2015 11:25:26 PM	Unk Dialed	00:00:00					
2	8/28/2015 10:54:20 PM	Farris Dialed	00:00:01					
3	8/28/2015 10:14:58 PM	Lubrin Dialed	00:01:31					
4	8/28/2015 10:11:13 PM	Farris Dialed	00:00:00					
5	8/28/2015 10:09:07 PM	Farris Dialed	00:00:00					
6	8/28/2015 9:54:18 PM	Farris Dialed	00:00:00					
7	8/28/2015 9:49:03 PM	Farris Dialed	00:00:00					
8	8/28/2015 9:45:45 PM	Lubrin Received	00:02:59					
9	8/28/2015 9:32:24 PM	Unk Dialed	00:00:28					
10	8/28/2015 9:28:18 PM	Unk Dialed	00:00:00					
11	8/28/2015 9:27:37 PM	Unk Missed						
12	8/28/2015 9:11:10 PM	Unk Missed						
13	8/28/2015 9:06:24 PM	Farris Dialed	00:00:57					
14	8/28/2015 8:50:35 PM	Unk Received	00:15:37					
15	8/28/2015 8:33:49 PM	Unk Dialed	00:00:46					
16	8/28/2015 8:15:08 PM	Unk Received	00:00:49					
17	8/28/2015 8:04:28 PM	Thomas Missed						
18	8/28/2015 7:16:26 PM	Farris Dialed	00:00:23					
19	8/28/2015 7:14:06 PM	Farris Dialed	00:00:01					
20	8/28/2015 6:59:31 PM	Unk Missed						
21	8/28/2015 6:34:32 PM	Rik rok Bro Received	00:00:10					
22	8/28/2015 6:33:12 PM	Rik Rok Bro Received	00:00:06					
23	8/28/2015 6:03:16 PM	Cpt. Heilman Dialed	00:00:28					
24	8/28/2015 6:01:47 PM	Farris Received	00:01:16					
25	8/28/2015 5:22:22 PM	T O Llamas Dialed	00:23:14					
26	8/28/2015 4:58:45 PM	Unk Missed						
27	8/28/2015 1:00:32 PM	Thomas Missed						
28	8/28/2015 12:45:53 AM	Unk Missed						
29	8/28/2015 12:23:12 AM	Shettleworth Received	00:03:32					
30	8/27/2015 11:25:53 PM	Farris Received	00:00:18					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>twt</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>5</b>	OF <b>18</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	8/27/2015 9:58:34 PM	Rik Rok Bro	Dialed 00:00:11					
2	8/27/2015 9:37:04 PM	Rik Rok Bro	Dialed 00:00:14					
3	8/27/2015 9:28:52 PM	Leslie	Received 00:04:20					
4	8/27/2015 9:27:37 PM	Leslie	Missed					
5	8/27/2015 9:04:33 PM	Unk	Rejected					
6	8/27/2015 9:04:08 PM	Farris	Received 00:01:14					
7	8/27/2015 9:01:39 PM	Rik Rok Bro	Dialed 00:00:16					
8	8/27/2015 7:56:04 PM	Unk	Missed					
9	8/27/2015 7:06:01 PM	Unk	Missed					
10	8/27/2015 6:16:46 PM	Unk	Missed					
11	8/27/2015 4:31:52 PM	Unk	Missed					
12	8/27/2015 3:59:45 PM	Unk	Missed					
13	8/26/2015 11:04:26 PM	Unk	Missed					
14	8/26/2015 8:03:05 PM	Unk	Missed					
15								
16	<b>WEB SEARCHES:</b>							
17								
18	I searched the XRY report and did not locate web browsing, web							
19	history, or bookmarks.							
20								
21	<b>SUPPLEMENTAL INVESTIGATION CONTINUED:</b>							
22								
23	After reviewing the XRY report for S1 Rodriguez, mobile device, I							
24	reviewed the Cellebrite Logical Download provided by the Santa Clara							
25	County Crime Lab.							
26								
27	<b>CELLEBRITE LOGICAL - GALAXY NOTE 4 ESN</b>		<b>S3 RODRIGUEZ:</b>					
28								
29	<b>IMAGES:</b>							
30								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>tw</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>6</b>	OF <b>18</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 I reviewed the images and saw there was over a thousand pictures. I								
2 reviewed the pictures and noticed they were mostly pictures of what								
3 appeared to be family, friends, vehicles, and web pictures.								
4								
5 I located IMG_20141023_205656.jpg								
6 This image displayed S3 Rodriguez and his wife, O14 . S3								
7 Rodriguez was wearing a red baseball hat with the letter W visible on								
8 the front, a blue bandanna covering his nose and the lower portion of								
9 his face, and he was displaying the sign, ¿W¿ with his right hand.								
10 The picture looked like someone took a picture of a laptop computer,								
11 that was displaying the digital picture on its screen. The meta data								
12 shows this picture was taken on 12/27/2014.								
13								
14 This appears to be one of the pictures I saw on S3 Rodriguez¿ MacBook								
15 Pro.								
16								
17 VIDEOS:								
18								
19 I reviewed the videos and saw there were over one hundred videos. I								
20 reviewed the videos and noticed they were mostly videos of what								
21 appeared to be family, friends, vehicles, and web advertisements. I								
22 did not see any videos related to this investigation.								
23								
24 SMS:								
25								
26 I compared the Cellebrite logical SMS report from the Santa Clara								
27 County Crime lab to the initial Cellebrite logical SMS report that								
28 was generated. I noticed both reports had similar information. Both								
29 documented 1402 SMS messages. Both documented similar information in								
30 the time and date stamps, to and from labels, and the message								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>tw</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>7</b>	OF <b>18</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James
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1 content. For instance, both documented the following first and last  
2 messages as follows:

3

4 SMS# Date/Time (GMT-7) To/From Sent/Read Message

5

6 1402 29/08/2015 09:15:25 Jandro Read Can you give me a call  
7 asap? Dress code for written exam.

8

9 1 24/05/2015 20:05:27 JD My Baby Read Let's chat on Hangouts!

10 <https://>

11 [plus.google.com/hangouts/app/conversation?pi=103093017786769928574&se](https://plus.google.com/hangouts/app/conversation?pi=103093017786769928574&se)  
12 [c=ZCvAqxQJxuMgaLiBX4v6VE2oZC3UEg&tid=SPcLidTcU7MAI\\_4dEPOLOxTifKY](https://plus.google.com/hangouts/app/conversation?pi=103093017786769928574&se)

13

14 I did not locate any new SMS messages related to this  
15 investigation.

16

17 MMS:

18

19 I reviewed the MMS messages and compared the Cellebrite logical  
20 download from the Santa Clara County Crime Lab with the initial  
21 Cellebrite logical download. I noticed both logical downloads had 48  
22 MMS messages. I noticed both downloads had the following messages as  
23 the first and last MMS message:

24

25 MMS #Date/Time GMT -7 From/To Sent/Read Attachment

26

27 1 29/08/2015 01:28:17 Farris Read IMG\_3089.png

28 48 25/04/2015 07:16:21 Unk Read Hey Mohammed, It was great seeing  
29 you this weekend! So, I was able to look more into the discount that  
30 we can offer for our friends and family and it's mostly hotels, but

OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1353	SHIFT/DAYS OFF twt	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 12/21/15 1457	PAGE 8	OF 18
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 you can book discount packages. Here is the information: Just visit:  
2 The discount code is: You can also  
3 get Package Discounts through Classic Vacations. Classic Vacations is  
4 a premier provider of vacations for discerning travelers offering a  
5 full line of tailored vacation components  
6  
7 I reviewed the MMS messages and I did not locate any new messages that  
8 were related to this investigation.  
9

10 CALL LOGS:  
11  
12 I reviewed the call logs on the Cellebrite logical download from the  
13 Santa Clara County Crime Lab. I compared the report to the initial  
14 Cellebrite logical download. I noticed the both reports showed 14  
15 incoming calls, 36 outgoing calls, and 26 missed calls. I compared  
16 the call logs and observed they both reported similar information as  
17 related to date and times of calls, who the calls were from or to,  
18 and the duration of the calls. I did not see any new calls in the  
19 call log that provided information related to this investigation.  
20

21 WEB SEARCHES:  
22  
23 I did not locate any information related to web searches or web  
24 history on this Cellebrite logical download.  
25

26 CELLEBRITE FILE SYSTEM-GALAXY NOTE 4 IMEI S3  
27 RODRIGUEZ:  
28

29 I reviewed the Cellebrite file system download from the Santa Clara  
30 County Crime Lab. I compared the Cellebrite file system download

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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 from the Santa Clara County Crime Lab to the initial Cellebrite file  
 2 system download. I noticed the both downloads provided similar  
 3 information. I compared the two downloads looking for new  
 4 information related to this investigation.

5  
 6 **DOCUMENTS:**

7  
 8 I reviewed the documents folder and did not locate any documents or  
 9 files related to this investigation.

10  
 11 **IMAGES:**

12  
 13 I reviewed the images and saw there was over a thousand pictures. I  
 14 reviewed the pictures and noticed they were mostly pictures of what  
 15 appeared to be family, friends, vehicles, and web pictures. I did  
 16 not see any pictures that were related to this investigation.

17  
 18 **VIDEOS:**

19  
 20 I reviewed the videos and saw there were numerous videos. The videos  
 21 did not appear to be related to this investigation.

22  
 23 **SMS:**

24  
 25 I reviewed the SMS messages downloaded from this mobile device. I saw  
 26 the following SMS messages that were related to this investigation:

27  
 28 # From/ To Sent/Read Date/Time(UTC-7) Message  
 29  
 30 4 Farris Read 8/29/2015 1:27:58 AM That guy we saw today

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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 was raffi torres the sharks player								
2								
3 27 Brackett Read 8/28/2015 6:22:52 PM I cant release any								
4 documents, contact union and they will go thru proper chanel for								
5 you								
6								
7 67 Farris Read 8/28/2015 5:08:20 PM Ill be there prolly 30								
8 mins as i am prolly done here in 15								
9								
10 71 Farris Read 8/28/2015 4:56:24 PM Lets meet at starbucks								
11 in willow								
12 73 Farris Read 8/28/2015 4:56:12 PM Ok sounds good								
13 74 Farris Sent 8/28/2015 4:56:06 PM OK I am going to head								
14 home for a bit and then we'll meet when u r 98								
15								
16 76 Farris Unk 8/28/2015 4:56:04 PM OK I am going to head								
17 home for a bit and then we'l								
18								
19 77 Farris Read 8/28/2015 4:56:02 PM Did u have to sit in a								
20 bed?								
21 79 Farris Read 8/28/2015 4:53:53 PM In a bed here prolly 98								
22 in 10-15 mins								
23 80 Farris Unk 8/28/2015 4:53:38 PM I am 10-98								
24 81 Farris Unk 8/28/2015 4:53:29 PM NA I AM OUTSIDE AND U?								
25 82 Farris Unk 8/28/2015 4:53:17 PM U in a bed?								
26 83 Farris Unk 8/28/2015 4:51:19 PM Just left house								
27 84 Brackett Sent 8/28/2015 4:47:17 PM Sergeant Brackett it's								
28 Rodriguez, is there any possible way I can receive a copy of the								
29 report I gave to you?								
30								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>tw</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>11</b>	OF <b>18</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	86	Farris	Unk	8/28/2015	4:25:46 PM	10-97		
2	88	Farris	Unk	8/28/2015	3:56:53 PM	Dont leave		
3	89	Farris	Unk	8/28/2015	3:49:50 PM	Can one of u guys call		
4	me							
5	90	Farris	Unk	8/28/2015	3:48:32 PM	Come to the emergency		
6	room and tell them u had a t							
7								
8	91	Farris	Unk	8/28/2015	3:47:50 PM	Rod im 10-49 there		
9	leaving in 10							
10	92	Farris	Unk	8/28/2015	3:18:05 PM	Yes		
11	93	Farris	Unk	8/28/2015	3:17:56 PM	Santa clara?		
12	94	Farris	Unk	8/28/2015	3:16:52 PM	OK bro I am at Kaiser		
13	95	Farris	Unk	8/28/2015	3:15:38 PM	Im busy with lawyers rod		
14	ill call u back							
15	96	Lubrin	Unk	8/28/2015	3:14:32 PM	@ Kaiser		
16	97	Lubrin	Unk	8/28/2015	2:45:38 PM	Haha		
17	98	Lubrin	Unk	8/28/2015	2:42:30 PM	Where u at		
18	105	Tran	Unk	8/28/2015	8:31:35 AM	When u get a chance 1021		
19	ur home phone or another							
20								
21	107	Tran	Unk	8/28/2015	8:31:15 AM	Thank u bro I appreciate		
22	it I'm good							
23	108	Tran	Unk	8/28/2015	8:30:42 AM	Welfare check on u bro		
24	117	Tran	Unk	8/28/2015	6:18:08 AM	Still up Rod		
25	118	Thomas	Unk	8/28/2015	6:02:17 AM	Bro hit me up when u get		
26	a chance							
27	154	Farris	Unk	8/27/2015	2:34:16 PM	Okay 4:00 colemen, whats		
28	the place called?							
29								
30	155	Lubrin	Unk	8/27/2015	2:12:07 PM	I am down		
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1353	SHIFT/DAYS OFF twt	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 12/21/15 1457	PAGE 12	OF 18

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	156	Farris Unk	8/27/2015 2:12:06 PM I am down					
2	157	Farris Unk	8/27/2015 2:06:31 PM The one closer to HQ					
3	158	Farris Unk	8/27/2015 2:06:23 PM Lets meet up in the big					
4	county lot at 4?							
5	159	Farris Unk	8/27/2015 2:05:53 PM Lucky! Sounds good					
6								
7								
8	MMS:							
9								
10	I reviewed the MMS messages and saw that there were 234 messages in							
11	this mobile device download.							
12								
13	I saw that the last MMS message, 234 did not have a date and							
14	timestamp.							
15								
16	The oldest MMS message with a date and time stamp was #200. This							
17	message was an incoming message from an unknown number on 4/25/2015							
18	07/:16:21 AM (UTC-7).							
19								
20	The most recent MMS message was #1. This message was an incoming							
21	message sent from Farris on 8/29/2015 at 01:28:17. The message had							
22	an image attached to it.							
23								
24	This mobile device download has many more MMS messages downloaded							
25	compared to prior Cellebrite downloads. This mobile device download							
26	has 234 MMS messages compared to 48 on the Cellebrite logical							
27	download.							
28								
29	The most recent messages have the same information about meeting in							
30	willow glen at Starbucks. The messages are as follows:							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>twf</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>13</b>	OF <b>18</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1					
2	<b>#</b>	<b>From</b>	<b>Data/ Time(UTC-7)</b>	<b>Sent/Read</b>	<b>Message</b>
3	<b>1</b>	<b>Farris</b>	<b>8/29/2015 01:28:17 AM</b>	<b>Read</b>	<b>Image attached</b>
4	<b>3</b>	<b>Lubrin</b>	<b>8/29/2015 05:09:58 PM</b>	<b>Read</b>	<b>10-8</b>
5	<b>5</b>	<b>Lubrin</b>	<b>8/29/2015 05:09:46 PM</b>	<b>Read</b>	<b>Ok going</b>
6	<b>10</b>	<b>Lubrin</b>	<b>8/29/2015 05:06:55 PM</b>	<b>Read</b>	<b>Driving now.</b>
7	<b>13</b>	<b>Lubrin</b>	<b>8/29/2015 05:46:47 PM</b>	<b>Read</b>	<b>Where we going</b>
8	<b>15</b>	<b>Lubrin</b>	<b>8/29/2015 04:26:07 PM</b>	<b>Read</b>	<b>Where we meeting. About to</b>
9					<b>get my paperwork</b>
10					
11	<b>16</b>	<b>Lubrin</b>	<b>8/28/2015 03:29:09 PM</b>	<b>Unknown</b>	
12	<b>17</b>	<b>Lubirin</b>	<b>8/27/2015 04:26:05 PM</b>	<b>Unknown</b>	
13	<b>18</b>	<b>Lubrin</b>	<b>8/27/2015 02:48:25 PM</b>	<b>Unknown</b>	
14	<b>19</b>	<b>Farris</b>	<b>8/27/2015 02:36:33 PM</b>	<b>Unknown</b>	
15	<b>20</b>	<b>Lubrin</b>	<b>8/27/2015 02:36:33 PM</b>	<b>Unknown</b>	
16	<b>21</b>	<b>Lubrin</b>	<b>8/27/2015 02:27:52 PM</b>	<b>Unknown</b>	
17	<b>22</b>	<b>Lubrin</b>	<b>8/27/2015 02:27:06 PM</b>	<b>Unknown</b>	
18	<b>23</b>	<b>Farris</b>	<b>8/27/2015 02:27:06 PM</b>	<b>Unknown</b>	
19	<b>24</b>	<b>Lubrin</b>	<b>8/27/2015 02:12:57 PM</b>	<b>Unknown</b>	
20	<b>25</b>	<b>Lubrin</b>	<b>8/27/2015 02:09:00 PM</b>	<b>Unknown</b>	
21	<b>26</b>	<b>Lubrin</b>	<b>8/27/2015 02:07:03 PM</b>	<b>Unknown</b>	
22	<b>27</b>	<b>Farris</b>	<b>8/27/2015 02:05:37 PM</b>	<b>Unknown</b>	
23	<b>28</b>	<b>Lubrin</b>	<b>8/27/2015 02:05:37 PM</b>	<b>Unknown</b>	
24	<b>29</b>	<b>Lubrin</b>	<b>8/27/2015 01:38:44 PM</b>	<b>Unknown</b>	
25	<b>30</b>	<b>Lubrin</b>	<b>8/27/2015 01:23:21 PM</b>	<b>Unknown</b>	
26	<b>31</b>	<b>Jandro</b>	<b>8/26/2015 07:35:36 PM</b>	<b>Unknown</b>	
27	<b>32</b>	<b>Jandro</b>	<b>8/26/2015 07:35:24 PM</b>	<b>Unknown</b>	
28					
29	<b>Note: the messages with Unknown had no listed attachment and no</b>				
30	<b>message in the message section.</b>				

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2								
3	<b>CALL LOGS:</b>							
4								
5	I reviewed the call logs and saw that there were 535 incoming,							
6	outgoing, and missed calls downloaded from this mobile device.							
7								
8	I saw that the oldest call was an incoming call on 7/24/2005 at							
9	08:22:12 PM (UTC-7.) it was documented as a deleted call.							
10								
11	I saw that the most recent call was a missed call from Jandro on							
12	8/29/2015 at 09:11:15 AM (UTC-7.)							
13								
14	I reviewed the call logs near the time of the event and observed the							
15	following incoming, outgoing and missed calls that are related to							
16	this investigation.							
17								
18	<b>Call#</b>	<b>Type</b>	<b>To/From Date/Time (UTC-7) Duration</b>					
19								
20	10	Incoming	Farris 8/28/2015 6:12:45 PM 00:00:19					
21	13	Outgoing	Farris 8/28/2015 6:06:04 PM 00:00:25					
22	19	Incoming	Farris 8/28/2015 5:41:25 PM 00:00:15					
23	22	Incoming	Lubrin 8/28/2015 5:35:38 PM 00:00:21					
24	24	Outgoing	Lubrin 8/28/2015 5:31:08 PM 00:00:12					
25	27	Incoming	Farris 8/28/2015 5:26:57 PM 00:02:06					
26	33	Incoming	Tran 8/28/2015 5:04:16 PM 00:02:54					
27	35	Outgoing	Lubrin 8/28/2015 4:53:58 PM 00:01:36					
28	37	Outgoing	Lubrin 8/28/2015 4:38:25 PM 00:00:02					
29	40	Outgoing	Tran 8/28/2015 4:28:44 PM 00:00:01					
30	42	Outgoing	Tran 8/28/2015 4:28:04 PM 00:00:01					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>twt</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>15</b>	OF <b>18</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1	44	Outgoing	Farris	8/28/2015	4:26:00	PM	00:00:01
2	47	Outgoing	Farris	8/28/2015	3:54:20	PM	00:00:01
3	48	Outgoing	Lubrin	8/28/2015	3:14:58	PM	00:01:31
4	49	Outgoing	Farris	8/28/2015	3:11:13	PM	00:00:00
5	50	Outgoing	Farris	8/28/2015	3:09:07	PM	00:00:00
6	53	Outgoing	Farris	8/28/2015	2:54:18	PM	00:00:00
7	54	Outgoing	Farris	8/28/2015	2:49:03	PM	00:00:00
8	55	Incoming	Lubrin	8/28/2015	2:45:45	PM	00:02:59
9	64	Outgoing	Farris	8/28/2015	2:06:24	PM	00:00:57
10	68	Missed	Thomas	8/28/2015	1:04:28	PM	00:00:00
11	69	Outgoing	Farris	8/28/2015	12:16:26	PM	00:00:23
12	70	Outgoing	Farris	8/28/2015	12:14:06	PM	00:00:01
13	77	Incoming	Farris	8/28/2015	11:01:47	AM	00:01:16
14	78	Outgoing	Llamas	8/28/2015	10:22:22	AM	00:23:14
15	80	Missed	Llamas	8/28/2015	6:00:32	AM	00:00:00
16	86	Incoming	Shettleworth	8/27/2015	5:23:12	PM	00:03:32
17	87	Incoming	Farris	8/27/2015	4:25:53	PM	00:00:18
18	96	Incoming	Farris	8/27/2015	2:04:08	PM	00:01:14
19							
20							
21	<b>WEB SEARCHES:</b>						
22							
23	I reviewed the web history and saw that there were 8445 items						
24	downloaded from this mobile device. I reviewed the items and						
25	observed the following items that were related to this						
26	investigation:						
27							
28	#98, 8/27/2015, 8:41:46 AM(UTC-7) Google Search ; body throw up and						
29	poop when dead						
30	<a href="https://www.google.com/search?ie=UTF-8&amp;client=ms-android-hms-tmobile-u">https://www.google.com/search?ie=UTF-8&amp;client=ms-android-hms-tmobile-u</a>						

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>tw</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE <b>16</b>	OF <b>18</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1	<b>s&amp;source=android-browser&amp;q=body+throw+up+and+poop+when+dead#q=throw+up</b>		
2	<b>+and+poop+when+dead</b>		
3			
4	<b>99, 8/27/2015, 8:41:36 AM(UTC-7) Google Search -- body throw up and</b>		
5	<b>poop when dead</b>		
6	<b>https://www.google.com/search?ie=UTF-8&amp;client=ms-android-hms-tmobile-u</b>		
7	<b>s&amp;source=android-browser&amp;q=body+throw+up+and+poop+when+dead</b>		
8			
9	<b>100, 8/27/2015, 8:41:18 AM(UTC-7) Ask A Vet-- Pug pooped blood,</b>		
10	<b>vomited and then</b>		
11	<b>http://www.askavetquestion.com/answer_np.php?id=3182-pug-died-after-po</b>		
12	<b>oping-blood</b>		
13			
14	<b>101, 8/27/2015, 8:40:54 AM(UTC-7) allnurses -- Projectile Vomiting</b>		
15	<b>just prior to death</b>		
16	<b>http://allnurses.com/hospice-nursing/projectile-vomiting-just-230053.h</b>		
17	<b>tml</b>		
18			
19	<b>102, 8/27/2015, 8:37:59 AM(UTC-7) Google search --</b>		
20	<b>https://www.google.com/search?site=&amp;source=hp&amp;ei=YiffVfSnIMyyoQT21rf4D</b>		
21	<b>A&amp;q=can+you+die+if+someone+punches+you+in+the+armpit&amp;oq=can+you+die+fr</b>		
22	<b>om+punches+to+you&amp;gs_l=mobile-gws</b>		
23	<b>hp.1.0.0i22i30.1781579.1795846.0.1801102.36.31.2.6.6.0.996.9850.0j5j3</b>		
24	<b>j9j4j3j2.26.0....0...1c.1.64.mobile-gws-hp..19.17.3448.3.SYDv06hHG0k#q</b>		
25	<b>=can+you+die+if+someone+punches+you+in+the+rib</b>		
26			
27	<b>103, 8/27/2015, 8:37:31 AM(UTC-7) National Novel Writing Month--</b>		
28	<b>Punched in the stomach questions</b>		
29	<b>http://nanowrimo.org/forums/reference-desk/threads/166970</b>		
30			
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1353</b>	SHIFT/DAYS OFF <b>twf</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1457</b>	PAGE OF <b>17 18</b>



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>SUPPLEMENTAL INVESTIGATION:</b>							
3								
4	<b>On 9/5/2015 at about 1400 hours, I was working as a Detective</b>							
5	<b>Sergeant. I was assigned to our Investigative Services Division.</b>							
6	<b>Detective Sergeant Mah contacted me and asked that I assist with this</b>							
7	<b>investigation. Detective Sergeant Leonard gave me a USB drive with</b>							
8	<b>mobile device data files. Detective Sergeant Leonard asked that I</b>							
9	<b>assist with the analysis of data obtained from a data download of two</b>							
10	<b>mobile devices.</b>							
11								
12	<b>I reviewed a copy of a search warrant that was signed by</b>							
13	<b>on 8/31/2015. This search warrant ordered the</b>							
14	<b>search of numerous mobile devices. I specifically noted the search</b>							
15	<b>warrant ordered the search of two Samsung Galaxy Note 4 mobile</b>							
16	<b>devices with the following serial numbers:</b>							
17								
18								
19								
20								
21	<b>Both of these mobile devices were seized from S3 Rodriguez.</b>							
22								
23	<b>Using my desktop computer, I reviewed the file system on the USB</b>							
24	<b>drive. I saw that there were two mobile device data downloads. One</b>							
25	<b>mobile device data download was from a Samsung Galaxy Note 4 (serial</b>							
26	<b>number ,) and the second was from a Samsung Galaxy Note 4</b>							
27	<b>(serial number .)</b>							
28								
29	<b>DATA DOWNLOAD SAMSUNG GALAXY NOTE 4 SERIAL # S3</b>							
30	<b>RODRIGUEZ:</b>							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>1</b>	OF <b>34</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>I reviewed both the Cellebrite file system download and the Cellebrite</b>							
3	<b>logical download.</b>							
4								
5	<b>CELLEBRITE FILE SYSTEM:</b>							
6								
7	<b>This is a summary of the Cellebrite file system download, for complete</b>							
8	<b>details; refer to the Cellebrite file system report.</b>							
9								
10	<b>IMAGES:</b>							
11								
12	<b>I viewed the image folder and saw there were thousands of different</b>							
13	<b>types of images contained within the folder. I viewed the images and</b>							
14	<b>saw that the images were family pictures, cars, and various types of</b>							
15	<b>web images from internet sites. I viewed the thumbnail versions of</b>							
16	<b>the pictures within this folder. It appeared none of the pictures</b>							
17	<b>provided evidence or information about this case.</b>							
18								
19	<b>VIDEOS:</b>							
20								
21	<b>I reviewed the video folder and saw there were over one hundred video</b>							
22	<b>files. I viewed the video files and saw that most were family videos</b>							
23	<b>and web videos of advertisements and similar things. It appeared none</b>							
24	<b>of the videos provided evidence or information about this case.</b>							
25								
26	<b>CALL LOGS:</b>							
27								
28	<b>I reviewed the call log and saw there were 527 calls logged. The</b>							
29	<b>oldest call in the call log was numbered 527 and provided the</b>							
30	<b>following information:</b>							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>2</b>	OF <b>34</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1

2 **#527, Incoming, From ¿unknown ID, (no date or time stamp) , duration**

3 **of 00:00:00.**

4

5 **Calls 523 through 527 did not have any date or time stamp.**

6

7 **Call 522 had date and time stamp information:**

8 **Incoming, From ¿456¿, 12/28/14 01:41:18(UTC+0)., duration 00:00:00**

9

10 **The most recent call was call #1, the details are as follows:**

11

12 **Call 1, missed, from ¿Jandro¿, 8/29/2015 04:11:15(UTC+0)., duration**

13 **00:00:00**

14

15 **I reviewed the call log and narrowed my focus to calls that occurred**

16 **near the timeframe of this incident and I looked for calls to or from**

17 **S2 Farris and S1 Lubrin.**

18

19

20 **Call # In/Outgoing From/To Date/time(UTC+0) Duration**

21

22 **96 Incoming Farris 8/27/2015 09:04:08 00:01:14**

23 **87 Incoming Farris 08/27/2015 11:25:53 00:00:18**

24 **77 Incoming Farris 08/28/2015 06:01:47 00:01:16**

25 **70 Outgoing Farris 08/28/2015 07:14:06 00:00:01**

26 **69 Outgoing Farris 08/28/2015 07:16:26 00:00:23**

27 **64 Outgoing Farris 08/28/2015 09:26:24 00:00:57**

28 **55 Incoming Lubrin 08/28/2015 09:45:45 00:02:59**

29 **54 Outgoing Farris 8/28/2015 09:49:03 00:00:00**

30 **53 Outgoing Farris 08/28/2015 06:54:18 00:00:00**

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>3</b>	OF <b>34</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	50	Outgoing	Farris 08/28/2015 10:09:07 00:00:00					
2	49	Outgoing	Farris 08/28/2015 10:11:13 00:00:00					
3	48	Outgoing	Lubrin 08/28/2015 10:14:58 00:01:31					
4	47	Outgoing	Farris 08/28/2015 10:54:20 00:00:01					
5	44	Outgoing	Farris 08/28/2015 11:26:00 00:00:01					
6	37	Outgoing	Lubrin 08/28/2015 11:38:25 00:00:02					
7	35	Outgoing	Lubrin 08/28/2015 12:53:58 00:01:36					
8	27	Incoming	Farris 08/29/2015 12:26:57 00:02:06					
9	24	Outgoing	Lubrin 08/29/2015 12:31:08 00:00:12					
10	22	Incoming	Lubrin 08/29/2015 12:35:38 00:00:21					
11	19	Incoming	Farris 08/29/2015 12:41:25 00:00:15					
12	13	Outgoing	Farris 08/29/2015 01:06:04 00:00:25					
13	10	Incoming	Farris 08/29/2015 01:12:45 00:00:19					
14								
15								
16								
17	After reviewing the call log, I reviewed the MMS Messages. I saw that							
18	there were 166 total MMS messages documented. I focused my search to							
19	the date and time around the incident. I then specifically looked							
20	for messages sent to or from S2 Farris or S1 Lubrin. This is a							
21	summary of the MMS log:							
22								
23	MMS#	From	Date/Time (UTC+0)					
24	Note: there was no text in any title or body							
25								
26	26	Lubrin	8/26/2015 07:10:13					
27	23	Lubrin	8/27/2015 08:23:21					
28	22	Lubrin	8/27/2015 08:38:44					
29	21	Lubrin	8/27/2015 09:05:37					
30	20	Farris	8/27/2015 09:05:37					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>4</b>	OF <b>34</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1	19	Lubrin	8/27/2015	09:07:03
2	18	Lubrin	8/27/2015	09:09:00
3	17	Lubrin	8/27/2015	09:12:57
4	16	Lubrin	8/27/2015	09:27:06
5	15	Farris	8/27/2015	09:27:06
6	14	Lubrin	8/27/2015	09:27:52
7	13	Farris	8/27/2015	09:36:33
8	12	Lubrin	8/27/2015	09:36:33
9	11	Lubrin	8/27/2015	09:48:25
10	10	Lubrin	8/27/2015	11:26:05
11	09	Lubrin	8/28/2015	10:29:09
12	08	Lubrin	8/28/2015	11:26:07
13	07	Lubrin	8/29/2015	12:06:47
14	06	Lubrin	8/29/2015	12:06:55
15	05	Lubrin	8/29/2015	12:07/47
16	04	Farris	8/29/2015	12:07:47
17	03	Lubrin	8/29/2015	12:09:46
18	02	Lubrin	8/29/2015	12:09:58
19	01	Farris	8/29/2015	08:28:17
20				
21	After reviewing the MMS log, I reviewed the SMS log. I saw there was			
22	460 SMS messages downloaded from the mobile device. The most recent			
23	message was sent on 8/29/2015 at 04:15:25. The oldest message was			
24	dated 12/4/2014 at 01:23:39. I reviewed the messages and listed the			
25	message details that contained information related to this case, they			
26	are as follows:			
27				
28	#	To/From	Date/Time (UTC+0)	Message
29				
30	105	From Farris	8/27/2015 09:05:53PM	Lucky! Sounds good

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>5</b>	OF <b>34</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1	104	From Farris	8/27/20159:06:23PM Lets meet up in the big county					
2	lot at 4?							
3	103	From Farris	8/27/20159:06:31PM The one closer to HQ					
4	102	To Farris	8/27/20159:12:06PM I am down					
5	101	To Lubrin	8/27/20159:12:07PM I am down					
6	100	From Farris	8/27/20159:34:16PM Okay 4:00 colemen, whats the					
7	place called?							
8								
9	99		8/28/201512:20:13AM Tha k u baby for all u did for me					
10	today. Just a Li							
11								
12	95		8/28/20154:19:30AM Thank u brotha my bad was doing a					
13	report with sgt							
14								
15	79	From Thomas	8/28/20151:02:17PM Bro hit me up when u get a					
16	chance							
17	78	From Tran	8/28/20151:18:08PM Still up Rod					
18	77	From Unk.	8/28/20151:31:23PM Aye bro I know u prob gettin					
19	blown up right now, I							
20								
21	76	From Shettleworth	8/28/20153:26:48PM Bro wtf					
22	75	From Shettleworth	8/28/20153:27:11PM Hold the faith bro.					
23	74	ToShettleworth	8/28/20153:27:44PM I know bro thank u I sure					
24	will and we'll be back d							
25								
26	73	From Shettleworth	8/28/20153:28:01PM Shit crazy					
27	72	ToShettleworth	8/20153:29:08PM I know bro I am shocked					
28	71	ToUnk.	8/28/20153:29:49PM Thank u brotha it's on God's hands					
29	now but don't w							
30								
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1816	SHIFT/DAYS OFF DET	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 12/21/15 1059	PAGE 6	OF 34

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	70	ToTran	8/28/20153:30:02PM What up bro just took my son to					
2			school					
3	69	FromTran	8/28/20153:30:42PM Welfare check on u bro					
4	68	ToTran	8/28/20153:31:15PM Thank u bro I appreciate it I'm					
5			good					
6	67 m	From Shettleworth	8/28/20153:31:22PM A lot of fowl speech going					
7			on bro. Everyone sayin					
8								
9	66	From Tran	8/28/20153:31:35PM When u get a chance 1021 ur home					
10			phone or another					
11								
12	65	From Lubrin	8/28/20153:40:31PM Hey my dad is having a birthday					
13			party on Saturday.					
14								
15	64	ToShettleworth	8/28/20153:42:13PM It's OK bro we know what					
16			happened and none of what					
17								
18	63	From Llamas	8/28/20155:17:16PM Ate you going to be ok? Or...?					
19	62	From Llamas	8/28/20155:17:36PM Unknown Are you going to be					
20			ok.?					
21	61	From Llamas	8/28/20155:59:50PM Do you have a tape / voice					
22			recorder? If you do,					
23								
24	60	ToLlamas	8/28/20156:00:20PM OK I sure will					
25	59	ToLubrin	8/28/20159:42:30PM Where u at					
26	58	From Lubrin	8/28/20159:45:38PM Haha					
27	57	From Lubrin	8/28/201510:14:32PM @ kaiser					
28	56	From Farris	8/28/201510:15:38PM Im busy with lawyers rod ill					
29			call u back					
30								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>7</b>	OF <b>34</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	55	ToFarris	8/28/201510:16:52PM OK bro I am at kaiser					
2	54	From Farris	8/28/201510:17:56PM Santa clara?					
3	53	ToFarris	8/28/201510:18:05PM Yes					
4	52	From Farris	8/28/201510:47:50PM Rod im 10-49 there leaving in					
5	10							
6	51	To Farris	8/28/201510:48:32PM Come to the emergency room and					
7			tell them u had a t					
8								
9	50	From Farris	8/28/201510:49:50PM Can one of u guys call me					
10	49	From Farris	8/28/201510:56:53PM Dont leave					
11	48	From Jandro	8/28/201511:14:14PM Yo Rafa I got that check for					
12			Nike Store .com if yo					
13								
14	47	From Farris	8/28/201511:25:46PM 10-97					
15	46	ToBrackett	8/28/201511:47:07PM Sergeant Brackett it's					
16			Rodriguez, is there any pos					
17								
18	45	From Farris	8/28/201511:51:19PM Just left house					
19	44	From Farris	8/28/201511:53:17PM U in a bed?					
20	43	ToFarris	8/28/201511:53:29PM NA I AM OUTSIDE AND U?					
21	42	ToFarris	8/28/201511:53:38PM I am 10-98					
22	41	From Farris	8/28/201511:53:54PM In a bed here proolly 98 in 10-15					
23			mins					
24								
25	40	ToFarris	8/28/201511:56:04PM OK I am going to head home for a					
26			bit and then we'l					
27	39	From Farris	8/28/201511:56:04PM Did u have to sit in a bed?					
28	38	From Farris	8/28/201511:56:13PM Ok sounds good					
29	37	From Farris	8/28/201511:56:25PM Lets meet at starbucks in					
30			willow					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>8</b>	OF <b>34</b>

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1	34	From Farris	8/29/201512:08:21AM Ill be there prolly 30 mins as					
2			i am prolly done he					
3								
4	33	From Ortiz	8/29/201512:14:41AM You good?					
5	32	From	8/29/201512:17:15AM R u still at kaiser					
6	31	From	8/29/201512:17:27AM R u at the emergency still					
7	30	ToOrtiz	8/29/201512:23:20AM Yes bro thanks for asking					
8	29	From Ortiz	8/29/201512:33:49AM Let me know if you need					
9			anything.					
10	28	To Ortiz	8/29/201512:35:14AM Thank u bro I sure will don't worry					
11			well be back					
12								
13	27	From	8/29/201512:59:34AM I know u can't talk. Just					
14			want to make sure u are					
15								
16	26	To	8/29/201512:59:59AM Thank you means a lot and don't					
17			worry I didn't do					
18								
19	25	From	8/29/20151:02:12AM I know you have a good head on					
20			your shoulders. Han					
21								
22	24	To	8/29/20151:02:47AM Thank u means a lot it's very					
23			difficult being accu					
24								
25	21	From	8/29/20151:06:35AM Unfortunately that is what I					
26			have had to deal with					
27								
28	20	To	8/29/20151:07:17AM ank you very much means a lot					
29			it's in God's hand					
30								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>9</b>	OF <b>34</b>

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1	19 To	8/29/20151:09:38AM	It's insane it's on media					
2	now							
3	18 From	8/29/20151:12:28AM	Yeah they are blowing it up					
4	blaming us of course.							
5								
6	17	8/29/20151:15:18AM	Thank u for your support I just					
7	don't want to get							
8								
9	16 ToReyes	8/29/20151:15:44AM	Reyes so I say the news and we					
10	are on it.							
11								
12	15 From	8/29/20151:19:14AM	I know you would never do that.					
13	I see a lot of new							
14								
15	14 From Brackett	8/29/20151:22:54AM	I cant release any documents,					
16	contact union and th							
17								
18	13 From	8/29/20151:27:24AM	Where r u jordan said u never					
19	came home							
20								
21	12 mFrom	8/29/20151:27:39AM	Y r u not being honest with					
22	me							
23	11 From Diaz	8/29/20151:31:09AM	Carnal hope you are ok and					
24	everything goes well. I							
25								
26	10 To Bracket	8/29/20151:31:43AM	Thank u					
27	9 To	8/29/20151:43:49AM	Thank u and that's me I love					
28	my family too much to							
29								
30	7 To Diaz	8/29/20152:35:14AM	Thank u bro I know hopefully					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>10</b>	OF <b>34</b>

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1 this shirt is done so			
2			
3 6 From Herbert 8/29/20154:14:55AM If you need anything I'm here			
4 for you			
5			
6 5 To Herbert 8/29/20154:18:21AM Thank u bro I appreciate it			
7 well be back don't wor			
8			
9 4 From Mari 8/29/20154:46:07AM Love you brother everything's			
10 gonna be ok we just			
11			
12 3 From J Gutierrez 8/29/20155:03:50AM Please tell me ur ok			
13 2 From Farris 8/29/20158:27:59AM That guy we saw today was raffi			
14 torres the sharks			
15			
16 1 From Jandro 8/29/20154:15:25PM Can you give me a call asap?			
17 Dress code for writte			
18			
19			
20			
21			
22 While reviewing the SMS messages, I noticed there was a gap in the			
23 text correspondence. I saw that text #421 was sent on 3/3/2015			
24 03:30:04, and then the text numbered 420 jumped to 7/28/2015			
25 10:26:2015. I compared this data to the Mobilyze data download being			
26 analyzed by Detective Sergeant Mah. We compared the data and noticed			
27 the Mobilyze report contained many text messages that were sent			
28 between 3/3/2015 and 7/28/2015. I also noticed the data in the			
29 message area of the text only displayed one line of writing in the			
30 Cellebrite report. Many of the texts appeared to be cut off. I			
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
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1 <b>verified this when comparing the Cellebrite report with the Mobilyze</b>			
2 <b>report. I saw that the Mobilyze report had texts with numerous lines</b>			
3 <b>of text data in the message area.</b>			
4			
5 <b>CELLEBRITE LOGICAL DOWNLOAD:</b>			
6			
7 <b>After reviewing the Cellebrite file download of mobile device SAMSUNG</b>			
8 <b>GALAXY NOTE 4 SERIAL</b> , I reviewed the Cellebrite logical			
9 <b>download. This is a summary of the Cellebrite logical download, for</b>			
10 <b>completed details; refer to the Cellebrite logical download.</b>			
11			
12 <b>IMAGES:</b>			
13			
14 <b>I viewed the image folder and saw there were thousands of images</b>			
15 <b>contained within the folder. I viewed the images and saw that most</b>			
16 <b>were family pictures, cars, and various types of web images from</b>			
17 <b>internet sites. It appeared none of the pictures provided evidence</b>			
18 <b>or information about this case.</b>			
19			
20 <b>VIDEOS:</b>			
21			
22 <b>I viewed the video folder and saw there were over one hundred video</b>			
23 <b>files. I viewed the video files and saw that most were family videos</b>			
24 <b>and web videos of advertisements and similar things. It appeared none</b>			
25 <b>of the videos provided evidence or information about this case.</b>			
26			
27 <b>CALL LOGS:</b>			
28			
29 <b>INCOMING CALLS: (GMT-7)</b>			
30			
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
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1 #	Type	Name	Date/Time	Duration
2				
3	1	In Unk	28/08/2015 16:26:27	0:01:15
4	2	In Unk	26/08/2015 08:09:13	N/A
5	3	In Gina	24/08/2015 15:43:47	0:01:11
6				

7 **OUTGOING CALLS: (GMT-7)**

8

9 #	Type	Name	Date/Time	Duration
10	1	Outgoing Unk	28/08/2015 16:33:21	0:03:41
11	2	Outgoing Mama	28/08/2015 16:29:18	0:03:14
12	3	Outgoing Tran	28/08/2015 16:28:44	0:00:01
13	4	Outgoing My Love	28/08/2015 16:28:33	N/A
14	5	Outgoing Tran	28/08/2015 16:28:04	0:00:01
15	6	Outgoing Farris	28/08/2015 16:26:00	0:00:01
16	7	Outgoing Unk	28/08/2015 16:25:43	0:00:11
17	8	Outgoing Unk	28/08/2015 16:25:26	N/A
18	9	Outgoing Farris	28/08/2015 15:54:20	0:00:01

19

20

21

22

23

24

25 **MISSED CALLS:**

26

27 #	Type	Name	Date & Time	Duration
28	1	Missed Mama	28/08/2015 17:34:07	N/A
29	2	Missed Unk	27/08/2015 17:45:53	N/A
30				

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1

2

3 **MMS:**

4

5 **I reviewed the MMS and saw there were 48 messages. I viewed the**  
 6 **messages and noticed they contained photographs of family and other**  
 7 **things that were not related to this investigation.**

8

9 **SMS:**

10

11 **I reviewed the SMS and saw there were 1402 messages sent and received**  
 12 **by this device. I saw many of the messages in the Cellebrite logical**  
 13 **report we were also documented in the Cellebrite file system**  
 14 **download. I reviewed the messages and looked for messages relevant to**  
 15 **this investigation that were not revealed in the Cellebrite file**  
 16 **system download or contained more information in the message body.**

17 **They are as follows:**

18

19 #	Name	Date/Time (GMT-7)	Message Body
------	------	-------------------	--------------

20

21 1369	Farris	28/08/2015 16:53:54	Incoming In a bed here proolly 98 22 in 10-15 mins
---------	--------	---------------------	-------------------------------------------------------

23

24 1370	Farris	28/08/2015 16:56:04	Incoming Did u have to sit in a 25 bed?
---------	--------	---------------------	--------------------------------------------

26

27 1371	Farris	28/08/2015 16:56:06	Outgoing OK I am going to head 28 home for a bit and then we'll meet when u r 98
---------	--------	---------------------	-------------------------------------------------------------------------------------

29

30 1372	Farris	28/08/2015 16:56:13	Incoming Ok sounds good
---------	--------	---------------------	-------------------------

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1								
2	<b>1373 Farris 28/08/2015 16:56:25 Incoming Lets meet at starbucks</b>							
3	<b>in willow</b>							
4								
5	<b>1374 Farris 28/08/2015 17:08:21 Incoming Ill be there prolly 30</b>							
6	<b>mins as i am prolly done here in 15</b>							
7								
8	<b>WEB SEARCHES:</b>							
9								
10	<b>I reviewed the web searches and saw that there were 8445 web searches</b>							
11	<b>listed. I looked at web searches around the date of the incident and</b>							
12	<b>observed the following:</b>							
13								
14	<b># Search Phrase Date/Time (UTC+0)</b>							
15								
16	<b>98 body throw up and poop when dead - Google Search 8/27/2015 3:41:46</b>							
17	<b>PM</b>							
18								
19	<b>100 Pug pooped blood, vomited and then died.   Ask A Vet 8/27/2015</b>							
20	<b>3:41:18 PM</b>							
21								
22	<b>101 Projectile Vomiting just prior to death   allnurses 8/27/2015</b>							
23	<b>3:40:54 PM</b>							
24								
25	<b>103 Punched in the stomach questions   National Novel Writing</b>							
26	<b>Month8/27/2015 3:37:31 PM</b>							
27								
28	<b>102 -See below- 8/27/2015 3:37:59 PM</b>							
29	<b><a href="https://www.google.com/search?site=&amp;source=hp&amp;ei=YiffVfSnIMyyoQT21rf4D">https://www.google.com/search?site=&amp;source=hp&amp;ei=YiffVfSnIMyyoQT21rf4D</a></b>							
30	<b>A&amp;q=can+you+die+if+someone+punches+you+in+the+armpt&amp;oq=can+you+die+fro</b>							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>15</b>	OF <b>34</b>

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1	<b>m+punches+to+you&amp;gs_l=mobilegwshp.1.0.0i22i30.1781579.1795846.0.180110</b>		
2	<b>2.36.31.2.6.6.0.996.9850.0j5j3j9j4j3j2.26.0....0...1c.1.64.mobile-gwsh</b>		
3	<b>p..19.17.3448.3.SYDv06hHG0k#q=can+you+die+if+someone+punches+you+in+th</b>		
4	<b>e+rib</b>		
5			
6	<b>104 can you die if someone punches you in the armpit -Google Search</b>		
7	<b>8/27/2015 3:37:12 PM</b>		
8			
9	<b>105 if you get punched in the arm pit will you poop? ¿ YahooAnswers</b>		
10	<b>8/27/2015 3:36:23 PM</b>		
11			
12	<b>SUPPLEMENTAL INVESTIGATION CONTINUED:</b>		
13			
14	<b>On 9/14/2015 I reviewed the mobile device download containing data</b>		
15	<b>from W55 Cuilla¿s cell phone. I reviewed the documentation and</b>		
16	<b>observed the following information.</b>		
17			
18			
19	<b>DATA DOWNLOAD IPHONE 5 SERIAL#</b>	<b>W55 CUILLA:</b>	
20			
21			
22	<b>I explored the file system for this device and located the Cellebrite</b>		
23	<b>file system download, and the Cellebrite logical download. This is a</b>		
24	<b>summary of the Cellebrite file system download, for complete details;</b>		
25	<b>refer to the Cellebrite file system download.</b>		
26			
27	<b>CELLEBRITE LOGICAL DOWNLOAD:</b>		
28			
29	<b>IMAGES:</b>		
30			
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
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1 I reviewed the photographs and saw they were mostly family pictures,  
 2 cars, and various pictures that appeared to be downloaded from the  
 3 internet. The photos did not appear to be related to this  
 4 investigation.

5

6 **VIDEOS:**

7

8 I reviewed the movies and determined they were family videos. The  
 9 videos did not appear to be related to this investigation.

10

11 **CALL LOGS:**

12

13 In the call log I noticed one call that appeared to be related to this  
 14 investigation.

15

16 Call#	To	Date/Time (GMT)	Duration
----------	----	-----------------	----------

17

18 887	Lubrin	8/28/2015 01:46:04	0:03:53
--------	--------	--------------------	---------

19

20 The other calls did not appear to be related to this investigation.

21

22 **SMS:**

23

24 I saw there were 111 SMS messages in the report. The oldest message  
 25 was dated 08/01/2015 18:29:56 (GMT). The most recent message was

26 dated 09/10/2015 19:25:25 (GMT). The messages that appeared to be  
 27 related to this investigation are listed below:

28

29 #	Name	Date/Time (GMT)	In/Out	Message
------	------	-----------------	--------	---------

30

OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>17</b>	OF <b>34</b>
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1	71	Hartford	29/08/2015 04:32:02 Received Wtf happened last					
2	night???							
3	72	Hartford	29/08/2015 04:32:02 Received Wtf happened last					
4	night???							
5	73	Hartford	29/08/2015 04:32:41 Sent I've been admonished not to					
6	speak about it.							
7								
8	74	Hartford	29/08/2015 13:07:01 Received 10-4					
9	83	Tommie	01/09/2015 23:49:02 Received Hey baxter... what happened					
10	the other night at work? Who got put on admin leave							
11								
12	86	Tommie	02/09/2015 03:07:22 Sent Nothing good. Search Mercury					
13	news for info. I've been admonished not to talk about I							
14								
15	INSTANT MESSAGES:							
16								
17	<b>Name</b>	<b>Date/Time (GMT)</b>	<b>In/Out Message</b>					
18								
19	Lubrin	27/08/2015 23:38:40	Received What's up					
20	Lubrin	27/08/2015 23:38:40	Received Lubrin					
21	Lubrin	28/08/2015 01:19:21	Sent What up man. Sorry just turned					
22	my phone back on							
23								
24	Lubrin	28/08/2015 01:44:32	Received 952 bro.					
25	Lubrin	28/08/2015 01:44:32	Received How was it on the 6?					
26	Lubrin	28/08/2015 01:44:32	Received I hearing rumors					
27								
28	Cardenas	28/08/2015 19:36:37	Sent All bad brother. 3 were walked					
29	off last night. I walked into a shit show. Totally 10-36. Dealing							
30	with all kinds of bs now							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>18</b>	OF <b>34</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>Hernandez 28/08/2015 19:38:44 Sent Not that I've heard of. Was knee</b>							
3	<b>deep in a shakedown then I had to continue the investigation of the</b>							
4	<b>6b death/murder</b>							
5								
6	<b>Hernandez 28/08/2015 19:37:36 Received Yeah I heard</b>							
7	<b>Hernandez 28/08/2015 19:37:36 Received Did he have a celly</b>							
8	<b>Hernandez 28/08/2015 19:40:07 Sent No. I had him with one but</b>							
9	<b>someone moved him the night before.</b>							
10								
11	<b>Hernandez 28/08/2015 19:39:44 Received Looks like a suicide?</b>							
12	<b>Hernandez 28/08/2015 19:43:28 Sent They are looking into whether or</b>							
13	<b>not the deputies inflicted injuries that led to his death.</b>							
14								
15	<b>Cardenas 28/08/2015 19:41:52 Received Damn no Bueno</b>							
16								
17								
18	<b>Hernandez 28/08/2015 19:44:00 Received Like when they were trying</b>							
19	<b>to save his life?</b>							
20	<b>Hernandez 28/08/2015 20:26:55 Sent Nope...</b>							
21								
22	<b>Xiong 29/08/2015 00:19:12 Received I'm not sure if you heard</b>							
23	<b>yet. 3 people got walked off last night</b>							
24								
25	<b>Xiong 29/08/2015 00:21:09 Sent Where the fuck have you been?</b>							
26	<b>I'm on this floor dumbass!</b>							
27								
28								
29								
30	<b>MMS :</b>							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>19</b>	OF <b>34</b>



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	<b>I reviewed the multimedia messages and noticed there were a total of 7</b>		
3	<b>MMS messages. I reviewed the messages and saw that one message, #7,</b>		
4	<b>included a screenshot picture of a news article showing the booking</b>		
5	<b>pictures of S1, S2 and S3. The message details are as follows:</b>		
6			
7	<b>#</b>	<b>Name</b>	<b>Date/Time (GMT)</b>
8			<b>In/Out</b>
9	<b>7</b>	<b>Slater B.</b>	<b>09/03/2015 21:32:13</b>
10			<b>Received</b>
11			<b>Is this at county?</b>
12	<b>(attached picture of booking photos)</b>		
13	<b>The other messages did not appear to be related to this</b>		
14	<b>investigation.</b>		
15	<b>CELLEBRITE FILE SYSTEM DOWNLOAD:</b>		
16			
17	<b>After reviewing the Cellebrite logical download, I reviewed the</b>		
18	<b>Cellebrite file system download. This is a summary of the Cellebrite</b>		
19	<b>file system download, for completed details; refer to the Cellebrite</b>		
20	<b>file system download. While I was reviewing the file system download</b>		
21	<b>I noticed this download provided similar information as the</b>		
22	<b>Cellebrite logical download. For instance, I noticed both downloads</b>		
23	<b>provided the following information:</b>		
24			
25	<b>SMS/ IM:</b>		
26			
27	<b>Text messages between S1 Lubrin and W55 Cuilla.</b>		
28			
29	<b>Text message from Lubrin to Cuilla on 8/27/2015 at 11:38:40 PM(UTC+0)</b>		
30	<b>¿What¿s up¿</b>		
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 <b>Text message from Lubrin to Cuilla on 8/27/2015 at 11:38:40 PM(UTC+0)</b>								
2 <b>¿Lubrin¿</b>								
3 <b>Text message from Cuilla to Lubrin on 8/28/2015 at 01:19:21 AM(UTC+0)</b>								
4 <b>¿What up man. Sorry just turned my phone back on¿</b>								
5								
6 <b>MMS:</b>								
7								
8 <b>I reviewed the MMS messages on the Cellebrite file system download and</b>								
9 <b>saw that the report documented similar information as the Cellebrite</b>								
10 <b>Logical download. I saw that the file system download had seven MMS</b>								
11 <b>messages. I saw that one of the messages contained the following</b>								
12 <b>information, which was consistent with the Cellebrite logical</b>								
13 <b>download:</b>								
14								
15 <b>Date/Timestamp (GMT) From Attachment</b>								
16								
17 <b>09/08/2015 01:59:51 S. Brandon Screen shot of S1, S2, and S3¿s</b>								
18 <b>booking photos</b>								
19								
20 <b>CALL LOG:</b>								
21								
22 <b>I saw that the Cellebrite file system download documented 1562 calls,</b>								
23 <b>incoming, outgoing, and missed. I saw the following calls documented</b>								
24 <b>similar information as shown on the Cellebrite logical download, they</b>								
25 <b>are as follows:</b>								
26								
27 <b># Date/Time From Duration</b>								
28 <b>49 8/28/2015 1:46:04 AM(UTC+0) Lubrin 00:03:53</b>								
29								
30 <b>WEB SEARCHES:</b>								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>21</b>	OF <b>34</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	I reviewed the web searches around the time of the incident. I did		
3	not locate any searches that were related to this investigation. I		
4	noticed several web links to media outlets displaying news regarding		
5	Santa Clara County Deputies placed on leave after the jail death.		
6			
7	MOBILYZE DOWNLOAD OF W55 CUILLA'S MOBILE DEVICE:		
8			
9	After reviewing the Cellebrit file system download I reviewed the		
10	Mobilyze download of W55 Cuilla's cell phone. This is a summary of		
11	the Mobilyze download; for complete details, refer to the Mobilyze		
12	download. I noticed the Mobilyze download provided similar		
13	information as the Cellebrite File System and Logical download. For		
14	instance, I noticed Mobilyze also displayed the following text		
15	message between S1 Lubrin and W55 Cuilla.		
16			
17	Text messages between S1 Lubrin and W55 Cuilla.		
18			
19	Text message from Lubrin to Cuilla on 2015-08-27 23:38:40 +0000		
20	¿What¿s up¿		
21	Text message from Lubrin to Cuilla on 2015-08-27 23:38:40 +0000		
22	¿Lubrin¿		
23	Text message from Cuilla to Lubrin on 2015-08-28 01:19:21 +0000 ¿What		
24	up man. Sorry just turned my phone back on¿		
25			
26	MMS:		
27			
28	I saw that the Mobilyze download contained similar MMS messages as the		
29	Cellebrite downloads. The Mobilyze report placed the MMS messages		
30	into the SMS text communications which were sorted by date and time.		
OFFICER'S NAME Glatz, Bryan C.	ID NUMBER 1697	DATE 12/16/15 1816	SHIFT/DAYS OFF DET
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>DATA DOWNLOAD IPHONE 6 (A1549) SERIAL#</b>	<b>W59 EVANS:</b>						
3								
4								
5	<b>CELLEBRITE LOGICAL DOWNLOAD:</b>							
6								
7	<b>I reviewed the Cellebrite logical download. This is a summary of the</b>							
8	<b>Cellebrite logical download; for completed details, refer to the</b>							
9	<b>Cellebrite logical download.</b>							
10								
11	<b>IMAGES:</b>							
12								
13	<b>I reviewed the photographs that were downloaded from the device. I</b>							
14	<b>saw that the photos contained pictures of what appeared to be family,</b>							
15	<b>friends, web downloads, and album art. I did not see any pictures</b>							
16	<b>related to this event.</b>							
17								
18								
19	<b>VIDEOS:</b>							
20								
21	<b>I reviewed the videos and saw that they contained movies of family</b>							
22	<b>pets. I did not see any videos that were related to this event.</b>							
23								
24	<b>Call Logs:</b>							
25								
26	<b>Cellebrite was not able to download the call logs.</b>							
27								
28	<b>SMS:</b>							
29								
30	<b>I looked through the SMS messages and did not locate any that were</b>							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>24</b>	OF <b>34</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 related to this event.								
2								
3 MMS:								
4								
5 I reviewed the MMS messages. I did not locate any messages that were								
6 related to this investigation.								
7								
8 INSTANT MESSAGES:								
9								
10 I reviewed the instant messaging and located the following messages								
11 that were related to this investigation:								
12								
13	Date (GMT)	To/From	Sent/Read Message					
14								
15	12/09/2015 01:03:57		sent Today was terrible..					
16	12/09/2015 01:05:35		sent When that guy died in the jail I					
17			was working that floor at 6am relieving the previous shift. So the					
18			guy that got assigned there got taken in as a suspect today					
19								
20	12/09/2015 01:06:02		Sent I was working the same shift on					
21			the same floor. I'm worried they might call me in					
22								
23	12/09/2015 01:15:33		Sent They took his phone. Everything					
24	12/09/2015 01:28:59		Read Oh wow :/					
25	12/09/2015 01:29:07		Read But he went on after the fact					
26			right?					
27	12/09/2015 01:29:12		Read In*					
28	12/09/2015 01:29:24		Sent Today it happened					
29	12/09/2015 01:30:37		Read I know but what I mean is you said					
30			you were working that floor and relieved the previous shift. Was that					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>25</b>	OF <b>34</b>

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	the night the guy died? And that's why he got taken in as a							
2	suspect?							
3								
4	12/09/2015 01:31:35	sent	It was that night yeah so the guy					
5	dies at 1230 am. I get on duty at 6 am with 3 other guys							
6								
7	12/09/2015 01:31:45	sent	I worked 6A. This happened in 6B					
8	12/09/2015 01:31:52	read	Wow					
9	12/09/2015 01:32:00	sent	The guy who worked day shift with					
10	me working 6b got taken in today							
11								
12	12/09/2015 01:32:04	sent	We didn't do anything!					
13	12/09/2015 01:32:07	sent	Literally!					
14	12/09/2015 01:32:20	sent	I'm worried they might try to take					
15	me in to							
16	12/09/2015 01:32:21	read	It's probably just for questioning					
17	to see if they know anything.							
18								
19	12/09/2015 01:32:27	sent	But I was just showing up for					
20	work!							
21	12/09/2015 01:32:33	sent	They took his phone..					
22	12/09/2015 01:32:49	read	Idk :(					
23	12/09/2015 01:32:53	read	Then*					
24	12/09/2015 01:33:01	sent	I'm worried about it					
25	12/09/2015 01:33:12	sent	I don't want to be taken in. I					
26	didn't do shit							
27	12/09/2015 01:33:28	sent	It would ruin my career. My life.					
28	Everything							
29	12/09/2015 01:33:44	sent	I know I can't be charged with					
30	anything because I wasn't even working in there							
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>26</b>	OF <b>34</b>

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1								
2	12/09/2015 01:33:46 read Well because you didn't do shit							
3	they'd have no reason to take you in. Maybe he accidentally said							
4	something when told not to? You might not know the whole story babe							
5								
6	12/09/2015 01:33:55 sent I don't know :(							
7	12/09/2015 01:34:08 read You didn't do anything you're fine							
8								
9	After reviewing the Cellebrite Logical download, I reviewed the							
10	Mobilyze download of W59 Evans mobile device, the iPhone 6, serial							
11	number .							
12								
13								
14	MOBILYZE DOWNLOAD W59 EVANS IPHONE 6 SERIAL :							
15								
16								
17	I reviewed the mobile device download and noticed the Mobilyze							
18	download of W59 Evans iPhone 6 contained similar information as the							
19	Cellebrite logical download; however, it also contained some data							
20	that was deleted from the mobile device. Some of the deleted data							
21	reported by Mobilyze was located in the call logs, instant messaging							
22	and SMS messaging. This is a summary of the Mobilyze download; for							
23	complete details, refer to the Mobilyze download.							
24								
25								
26	IMAGES:							
27								
28	I reviewed the images downloaded by Mobilyze and did not observe any							
29	that were related to this investigation.							
30								
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>27</b>	OF <b>34</b>



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1 **VIDEOS:**

2

3 **I reviewed the videos downloaded by Mobilyze and did not observe any**  
 4 **that were related to this investigation.**

5

6 **CALL LOGS:**

7

8 **I reviewed the call logs and observed the following calls that were**  
 9 **related to this investigation:**

10

11 **In/Out Date/Time caller duration**

12

13 **Incoming 2015-08-27 21:08:55 +0000 Farris 00:00:00 Missed**

14 **Incoming 2015-08-27 23:24:55 +0000 Farris 00:00:00 Missed**

15 **Incoming 2015-08-28 01:00:04 +0000 Farris 00:01:15**

16

17 **SMS:**

18

19 **I reviewed the SMS messages and did not observe anything that was**  
 20 **related to this case.**

21

22 **MMS**

23

24 **I reviewed the MMS messages and I did not observe anything that was**  
 25 **related to this case.**

26

27 **INSTANT MESSAGES:**

28

29 **I reviewed the instant messages and saw that the Mobilyze report**  
 30 **showed similar information as the Cellebrite logical download. For**

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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
--------------------------------------------------------------------------------------------------------------------------	-------------------------------------------------------------------------------------

1 instance, I saw the same messages that were sent between W59 Evans  
2 and The first message in that chain communication was  
3 documented as:  
4  
5 2015-09-12 01:03:57 +0000 Outgoing (to Today was  
6 terrible..  
7  
8 The last message in that chain was:  
9  
10 2015-09-12 01:34:08 +0000 Incoming (from You didn't do  
11 anything you're fine  
12  
13  
14 I reviewed the deleted text messages which included SMS MMS and IM. I  
15 specifically searched for communications that may have occurred on  
16 8/27/2015, between S2 Farris and W59 Evans. I did not locate any  
17 text communications that were between S2 Farris and W59 Evans in the  
18 deleted portion of the Mobilyze report.  
19  
20  
21 DATA DOWNLOAD APPLE IPHONE 6 SERIAL W55 WILTON:  
22  
23  
24 I reviewed the Cellebrite logical download of this mobile device.  
25 This is a summary of the Cellebrite logical download; for complete  
26 details, refer to the Cellebrite logical download. I located the  
27 following information that was related to this event:  
28  
29 PHOTOS:  
30

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1 I reviewed the pictures and did not locate any that were related to			
2 this investigation. The pictures that I saw appeared to be			
3 photographs of family friends, web downloads and vehicles.			
4			
5 VIDEOS:			
6			
7 I did not locate any videos that were related to this investigation.			
8 The videos that I saw appeared to be movies of family or friends.			
9			
10 INSTANT MESSAGES:			
11			
12 I reviewed the instant messages and observed the following messages			
13 that were related to this investigation.			
14			
15 <b>Timestamp (GMT)                      To/From    Sent/Read    Message</b>			
16			
17 08/27/2015 23:42:23 Rick            Sent    There was a death in custody last			
18 night. I did for on the guy for 15 min. Some nasty shit			
19			
20 08/27/2015 23:42:34 Rick            Sent    *cpr			
21 08/27/2015 23:45:24 Rick            Read    That's redick. Hard attack?			
22 08/27/2015 23:46:49 Rick            Sent    Think he overdosed on his psych			
23 meds. He had a history of cheaking his pills. Shit and vomit			
24 everywhere			
25			
26 08/27/2015 23:48:02 Rick            Read    Disgusting			
27			
28 08/29/2015 06:55:26 Atwal          Read    I heard anout the 6th floor			
29 incident man. We were just talkin saying he proolly wont make it his			
30 whole career			
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	09/01/2015 03:43:15 Nghiem Read Bang in.		
3	09/01/2015 03:43:38 Nghiem Read I think d team had more important		
4	issues on their plate.		
5			
6	09/01/2015 03:44:09 Nghiem Sent Your telling me. What a mess. I		
7	responded to that shit		
8			
9	09/01/2015 03:44:30 Nghiem Read Man, I'm worried for those dudes		
10	09/01/2015 03:44:52Nghiem Read The ass whooping or the man down		
11	call?		
12	09/01/2015 03:45:52Nghiem Sent The man down call. I'm worried for		
13	them too. Not normal to put them on administrative leave so quickly		
14			
15	09/01/2015 03:46:31 Nghiem Read So, they did not a report it?		
16	09/01/2015 03:47:03 NghiemRead If not, they are screwed,		
17	criminally.		
18	09/01/2015 03:47:35 NghiemRead Climate is not good for cops in the		
19	media.		
20			
21	09/01/2015 03:50:46 Nghiem Sent Yeah, I ran into Farris at the gym		
22	today. Told him I can't discuss the case. Don't want to know		
23	anything. Yeah we ride for free		
24			
25	09/01/2015 03:52:00 Nghiem Read Sweet! How is he holding up? Also,		
26	trying to get together with the boys again for a BBQ.		
27			
28	09/01/2015 03:54:34 Nghiem Sent I'm down. Yeah he seemed like he was		
29	holding up. He's in disbelief of what the accusations are but that's		
30	expected.		
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE OF <b>31 34</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	<b>SMS :</b>							
3								
4	<b>I reviewed the SMS messages and observed the following messages that</b>							
5	<b>were related to this investigation.</b>							
6								
7	<b>Timestamp (GMT)</b>	<b>From/To</b>	<b>Read/Sent Message</b>					
8								
9	<b>08/28/2015 23:38:01</b>	<b>Shettleworth</b>	<b>Read Bro wtf</b>					
10	<b>08/28/2015 23:38:02</b>	<b>Shettleworth</b>	<b>Read Shit is crazy</b>					
11	<b>08/28/2015 23:49:42</b>	<b>Shettleworth</b>	<b>Sent Crazy ass shit. I bet Lubrin is</b>					
12	<b>the one to get them tied up</b>							
13								
14	<b>08/28/2015 23:50:45</b>	<b>Shettleworth</b>	<b>Read He is bro</b>					
15	<b>08/28/2015 23:51:00</b>	<b>Shettleworth</b>	<b>ReadI heard they getting criminally</b>					
16	<b>charge</b>							
17	<b>08/28/2015 23:51:43</b>	<b>Shettleworth</b>	<b>Read What time did they go in the</b>					
18	<b>cell bro?</b>							
19	<b>08/28/2015 23:53:11</b>	<b>Shettleworth</b>	<b>Sent Not sure. I responded when</b>					
20	<b>control put out a call for additional officers to respond.</b>							
21								
22	<b>08/28/2015 23:54:03</b>	<b>Shettleworth</b>	<b>Read Was it after lock down</b>					
23	<b>08/28/2015 23:56:54</b>	<b>Shettleworth</b>	<b>Sent The man down call went out at</b>					
24	<b>0012</b>							
25	<b>08/28/2015 23:57:24</b>	<b>Shettleworth</b>	<b>Read Oh okay</b>					
26	<b>08/28/2015 23:58:34</b>	<b>Shettleworth</b>	<b>Sent Who said they're getting</b>					
27	<b>criminal charges</b>							
28	<b>08/28/2015 23:59:21</b>	<b>Shettleworth</b>	<b>Read That's what people here</b>					
29	<b>saying bro</b>							
30	<b>08/28/2015 23:59:50</b>	<b>Shettleworth</b>	<b>Sent Damn, disbelief bro</b>					
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE <b>32</b>	OF <b>34</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1			
2	09/02/2015 05:09:12 Haynes	Sent	I think they were just
3	following lubrins lead and didn't say shit. I appreciate it, you can		
4	call me what you want as long as I'm taking home the \$\$\$\$		
5			
6	09/03/2015 18:20:24 Shettleworth	Read	All got three charges 149.
7	182. 187		
8			
9	09/03/2015 21:11:42 Haynes	Sent	Fuuuuccckkkkk. Don't even
10	know what to say		
11	09/03/2015 21:12:41 Haynes	Read	I hate to say it but
12	09/03/2015 21:13:07 Haynes	Read	I said it months ago
13	09/03/2015 21:13:46 Haynes	Sent	I thought he'd eventually get
14	fired but this is a whole different level		
15			
16	09/03/2015 21:15:11 Haynes	Read	Wholeeeeeeee different shit
17			
18	MMS:		
19			
20	09/08/2015 20:10:02 (GMT) From Atwal	Read	Attached picture: the
21	picture		
22			
23	was a photograph of a computer monitor with an internet browser open.		
24	The web browser displayed an image of a ¿STATEMENT OF FACTS¿¿ The		
25	statement of facts document appeared to be on page 3 of 4 based on		
26	the web link clickable arrows and a, ¿page 3 of 4¿ menu under the		
27	text. The statement of facts was signed by Sgt. Carrasco on		
28	10/8/2015. The statement of facts described the medical examiners		
29	findings related to the injuries of V1 Tyree.		
30			
OFFICER'S NAME <b>Glatz, Bryan C.</b>	ID NUMBER <b>1697</b>	DATE <b>12/16/15 1816</b>	SHIFT/DAYS OFF <b>DET</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/15 1059</b>	PAGE OF <b>33 34</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 INVESTIGATION:								
2								
3 On 09-17-2015, I was working as a Detective Sergeant assigned to the								
4 Investigations Division working in the Homicide/Robbery Unit. In a								
5 continuing effort to investigate the in-custody death of V1-Tyree,								
6 , of the Santa Clara County Superior Court,								
7 reviewed and authorized to search the Santa Clara County Jails, the								
8 person of Santa Clara County Sheriff's Office Correctional Deputy								
9 Eddie Barrera [hereinafter referred to as O13-Barrera] and any								
10 vehicle under O13-Barrera dominion and control for cellular phones,								
11 tablets, memory cards and any other electronic storage media and the								
12 subsequent examination of those items.								
13								
14 At approximately 1730 hours, my partner Sergeant Jason Brown, and I								
15 were waiting in the first floor conference room at the Main Jail								
16 Facility. At approximately 1735 hours, O13-Barrera arrived at work								
17 in preparation for his shift that night. Sergeant Brown and I								
18 informed O13-Barrera that a search warrant was issued to seize his								
19 cell phone and examine it. O13-Barrera was hesitant about providing								
20 his cell phone but did so without incident and provided the passcode								
21 to the device. O13-Barrera's cell phone, described as a white Apple								
22 Iphone 6 (Model # A1522) with IMEI and Mobile								
23 Directory Number (MDN) of .								
24								
25 O13-Barrera agreed to be interviewed at Sheriff Headquarters, so we								
26 transported O13-Barrera back to Sheriff Headquarters and placed him								
27 into Interview Room #1. The interview was video recorded for the								
28 duration of our interview.								
29								
30 I took possession of O13-Barrera's cell phone and transferred custody								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 01/06/16 1607	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 01/07/16 733	PAGE 1	OF 12



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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 to Sergeant Leonard, who examined the phone.								
2								
3 At approximately 1815 hours, Sergeant Brown and I interviewed								
4 O13-Barrera. The interview was also audio recorded using a digital								
5 recording device. The following interview with O13-Barrera is								
6 summarized. For specific details, refer to actual video or audio								
7 recording.								
8								
9 STATEMENT OF O13-EDDIE BARRERA:								
10								
11 We began our interview by informing O13-Barrera he was not in custody								
12 and could stop the interview at any time. We informed him he was not								
13 obligated to answer any of our questions and reminded him he agreed								
14 to be interviewed voluntarily.								
15								
16 O13-Barrera asked if he was under investigation and we told him we								
17 wanted to ask him some questions about the in-custody death of V1								
18 because he was one of the first responding officers to the incident.								
19 We also told O13-Barrera we wanted to ask him some questions about								
20 some other things about the jails. O13-Barrera agreed to be								
21 interviewed.								
22								
23 We asked O13-Barrera some background information on his employment and								
24 subsequent training after the correctional academy. O13-Barrera said								
25 he started his POJT (primary on the job training) in January of 2014.								
26 For the next several months, O13-Barrera said he learned many								
27 positions throughout the Main Jail. After training, O13-Barrera said								
28 he worked in Module 6A for a while and then recently moved to Main								
29 Jail South.								
30								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>2</b>	OF <b>12</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 O13-Barrera mentioned he had a hard time sleeping ever since the</p> <p>2 incident in 6B. Sergeant Brown asked why that was. O13-Barrera said</p> <p>3 he had never given CPR to someone who died before, and it bothered</p> <p>4 him. Sergeant Brown asked in what way did it bother him.</p> <p>5 O13-Barrera said when he found out his partners were being</p> <p>6 investigated for being involved in the inmate's death, he said it got</p> <p>7 to him. O13-Barrera said he considers (S1-Lubrin, S2-Farris, and</p> <p>8 S3-Rodriguez) like family and he didn't necessarily believe they did</p> <p>9 anything wrong.</p> <p>10</p> <p>11 O13-Barrera said he went to the Correctional Academy with S2-Farris</p> <p>12 and S3-Rodriguez, but not with S1-Lubrin. When Sergeant Brown asked</p> <p>13 O13-Barrera if he socializes with any of the three outside of work,</p> <p>14 O13-Barrera said he does not with S2-Farris or S3-Rodriguez, but he</p> <p>15 goes to the gym with S1-Lubrin after work. O13-Barrera also</p> <p>16 mentioned S1-Lubrin and his wife drove out to the city of Fresno to</p> <p>17 visit O13-Barrera on his birthday.</p> <p>18</p> <p>19 MAN DOWN MODULE 6B (08/27/15):</p> <p>20</p> <p>21 O13-Barrera said he was working in Main Jail South when he heard</p> <p>22 (Control) put out a ¿man down¿ call in Module 6B. O13-Barrera said</p> <p>23 he responded. O13-Barrera stated that when he got to the F1 floor</p> <p>24 station in the basement, he heard someone on the radio say something</p> <p>25 to the effect of ¿Code 4 for staff.¿ O13-Barrera continued to the</p> <p>26 6th floor and rode in the elevator with Deputy Strickland who was</p> <p>27 carrying an AED machine.</p> <p>28</p> <p>29 As soon as they arrived on the 6th floor, both he and Strickland</p> <p>30 continued to Module 6B. When they arrived, O13-Barrera said he saw</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>3</b>	OF <b>12</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 S1-Lubrin and S3-Rodriguez standing by the doorway to Room 39.								
2 O13-Barrera asked S1-Lubrin what was going on and S1-Lubrin								
3 responded, ¿I don¿t know. I was doing a welfare check and found him								
4 like this.¿								
5								
6 O13-Barrera said he noticed V1-Tyree was lying down on the floor on								
7 his right side. S1-Lubrin was tapping V1-Tyree on his shoulder in an								
8 attempt to get his attention. S1-Lubrin moved V1-Tyree onto his back								
9 and O13-Barrera said he noticed V1-Tyree was not breathing.								
10 O13-Barrera said V1-Tyree was naked and covered in vomit and feces.								
11								
12 Strickland grabbed V1-Tyree¿s hand in an attempt to find a pulse, but								
13 could not. O13-Barrera told S1-Lubrin to pull V1-Tyree out of his								
14 cell and start CPR. O13-Barrera said no medical staff was on scene								
15 yet. O13-Barrera said he, S1-Lubrin, and S3-Rodriguez pulled								
16 V1-Tyree out of his cell. O13-Barrera remembered Strickland saying								
17 something to the effect of he needed pads (for the AED machine).								
18 O13-Barrera said he left Module 6B and ran back to the F6 floor								
19 station and grabbed another AED machine and a bag valve mask from								
20 S2-Farris.								
21								
22 O13-Barrera couldn¿t remember if medical had arrived yet; but he								
23 returned inside of Module 6B and began administering CPR, along with								
24 S1-Lubrin and several other staff and medical staff. O13-Barrera								
25 remembered medical staff requesting Code 3 Fire and Paramedics to								
26 respond.								
27								
28 Sergeant Brown asked O13-Barrera if he noticed any injuries on Tyree								
29 while he performed CPR. O13-Barrera said he noticed Tyree had a cut								
30 on his chin and on his eye (couldn¿t remember which eye).								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>4</b>	OF <b>12</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2	After V1-Tyree was pronounced dead, O13-Barrera said he performed a							
3	welfare check on the top tier of Module 6B. He said some of the							
4	inmates were asking him what happened, and he told them it was a man							
5	down call. O13-Barrera said he left the module and waited at F6 for							
6	a while to see if he could be of any more assistance. O13-Barrera							
7	said he left the 6th floor to go change his uniform because it had							
8	vomit and feces on it from performing CPR on Tyree.							
9								
10	O13-Barrera said Sergeant Brackett told him to go write his employee's							
11	report and he turned it in before he left his shift in the morning.							
12	A few days later, O13-Barrera said he also wrote a supplemental crime							
13	report.							
14								
15	USE OF FORCE INCIDENTS:							
16								
17	Sergeant Brown asked O13-Barrera how use of force incidents are							
18	documented in the jail. O13-Barrera said either by a 3x5 card or an							
19	employee's report.							
20								
21	Sergeant Brown asked O13-Barrera if he worked with S2-Farris,							
22	S1-Lubrin, or S3-Rodriguez when he worked in Module 6A. O13-Barrera							
23	said he worked with S2-Farris when S2-Farris was at F6. O13-Barrera							
24	said S2-Farris told him he had just applied to the Enforcement side							
25	and didn't want to get any use of force internal affairs complaints							
26	while he was going through the application process. Sergeant Brown							
27	asked O13-Barrera how he felt about S2-Farris' statement.							
28	O13-Barrera said that things happen and you shouldn't be afraid of							
29	getting involved in something if it happens.							
30								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>5</b>	OF <b>12</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>6</b>	OF <b>12</b>
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20
21 <b>We asked O13-Barrera if he's heard of or knows of any use of force</b>
22 <b>incidents involving S1-Lubrin, S2-Farris, or S3-Rodriguez.</b>
23 <b>O13-Barrera said he doesn't know of any by S2-Farris or S3-Rodriguez,</b>
24 <b>but he's heard S1-Lubrin was "heavy handed." O13-Barrera said</b>
25 <b>S1-Lubrin's told him, "I'm on the guys [inmates] asses all the time.</b>
26 <b>I enforce the rules."</b>
27
28 <b>O13-Barrera said he's talked with S1-Lubrin before about use of force</b>
29 <b>incidents (S1-Lubrin) has been involved in. S1-Lubrin stated, "I</b>
30 <b>twisted someone up and the sergeants are upset about it."</b>

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>8</b>	OF <b>12</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 O13-Barrera couldn't specifically recall which incident S1-Lubrin was</p> <p>2 referring to. O13-Barrera also remembered S1-Lubrin saying something</p> <p>3 to the effect of, "I'm in trouble, I'm probably going to go to IA</p> <p>4 (Internal Affairs) for all my incidents."</p> <p>5</p> <p>6 I asked O13-Barrera if S1-Lubrin seemed concerned about his own</p> <p>7 statement (about going to IA), like, did he laugh about it, did he</p> <p>8 shrug it off. O13-Barrera said S1-Lubrin felt like the sergeants</p> <p>9 didn't seem to like him. S1-Lubrin said, "I need to go to another</p> <p>10 team. These sergeants are on my ass. They're after me." I asked</p> <p>11 O13-Barrera when S1-Lubrin shared these statements with him.</p> <p>12 O13-Barrera said he believed S1-Lubrin made these statements a few</p> <p>13 times over the last few months.</p> <p>14</p> <p>15 FOLLOW-UP QUESTIONS:</p> <p>16</p> <p>17 I asked O13-Barrera when he left Module 6B (after V1-Tyree had been</p> <p>18 pronounced dead) and he stood by at the floor station (F6) with</p> <p>19 S2-Farris, what they talked about. O13-Barrera paused and said, "I</p> <p>20 don't recall." O13-Barrera continued and said he thinks S2-Farris</p> <p>21 asked him what had happened and O13-Barrera told him they performed</p> <p>22 CPR on V1-Tyree.</p> <p>23</p> <p>24 I asked O13-Barrera if S2-Farris asked any specific questions, like,</p> <p>25 who the inmate was that had died. O13-Barrera said he didn't</p> <p>26 remember if S2-Farris asked any of those types of questions.</p> <p>27 O13-Barrera said there were a lot of custody staff on the floor, so</p> <p>28 he couldn't say whether or not S2-Farris asked questions regarding</p> <p>29 V1-Tyree.</p> <p>30</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1607</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>9</b>	OF <b>12</b>



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 I asked O13-Barrera if he had any contact with S1-Lubrin, S2-Farris,</p> <p>2 or S3-Rodriguez after the shift ended that morning. O13-Barrera said</p> <p>3 he went to the gym (24-Hour Fitness) on Curtner Avenue in San Jose</p> <p>4 with S1-Lubrin. I asked O13-Barrera if they talked about the</p> <p>5 incident. O13-Barrera said he asked S1-Lubrin how he was doing and</p> <p>6 S1-Lubrin said, "Yeah, I'm all right."</p> <p>7</p> <p>8 O13-Barrera said he asked S1-Lubrin how Tyree was before his last</p> <p>9 welfare check. S1-Lubrin said, "Yeah, he was fine. He was on his</p> <p>10 bunk." O13-Barrera asked S1-Lubrin if anything happened or if he had</p> <p>11 problems with anybody. O13-Barrera said he was concerned and</p> <p>12 questioned (to himself) what could have lead up to this.</p> <p>13</p> <p>14 O13-Barrera said he thought maybe V1-Tyree overdosed because he</p> <p>15 remembered when he was on scene, a nurse had mentioned V1-Tyree liked</p> <p>16 to hoard his pills. O13-Barrera then talked about (recanted) the</p> <p>17 story he heard in reference to the incident V1-Tyree had at pill call</p> <p>18 earlier in the shift.</p> <p>19</p> <p>20 O13-Barrera continued and said S1-Lubrin did mention his interaction</p> <p>21 (along with S2-Farris and S3-Rodriguez) with V1-Tyree during "window</p> <p>22 and bar" checks. S1-Lubrin told O13-Barrera, "We went in, we checked</p> <p>23 the windows. V1-Tyree sat up on his bunk but didn't want to get off</p> <p>24 his bunk and cursed at them." S1-Lubrin continued, "I pointed at him</p> <p>25 (V1-Tyree) and called him a and said 'let's go'." S1-Lubrin</p> <p>26 said as they left the cell, V1-Tyree told them, "Get the fuck out of</p> <p>27 his cell."</p> <p>28</p> <p>29 I asked O13-Barrera if S1-Lubrin finished the bar check. O13-Barrera</p> <p>30 said S1-Lubrin mentioned he did a quick peek and left because</p>								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 01/06/16 1607	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 01/07/16 733	PAGE 10	OF 12



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
49	E		1	DVD				
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Sheriff Office, 55 W. Younger Ave, SJ 95110	0	314535		<input type="checkbox"/>
DESCRIPTION <b>one DVD of video interview with O13-Barrera on 09/17/15, conducted by Sgt.'s Carrasco and Brown</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
50	E		1	CD				
SERIAL NUMBER				LOCATION COLLECTED	VALUE	LOC CODE		PROCESS EVIDENCE
				Sheriff Office, 55 W. Younger Ave, SJ 95110	0	314536		<input type="checkbox"/>
DESCRIPTION <b>one CD of audio interview with O13-Barrera on 09/17/15, conducted by Sgt.'s Carrasco and Brown</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF	
Carrasco, Marcus A.	1643	01/06/16	1607	Rivera, Elbert	1789	01/07/16	733	12	12

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On Thursday, 12/17/15, at approximately 1830 hours, I had a								
4 prescheduled interview with W60-Aguilar. The purpose of this								
5 interview was to ask some follow up questions with regard to when								
6 S1-Lubrin, S2-Farris, and S3-Rodriguez were escorted off the Main								
7 Jail Facility on the evening of 08/27/2015.								
8								
9 The interview with W60-Aguilar was video and audio recorded and took								
10 place at the Sheriff's Investigation Division, interview room #1.								
11 The following statement is summarized, for specific details to actual								
12 video or audio recording.								
13								
14 STATEMENT OF W60-ANDREW AGUILAR:								
15								
16 W60-Aguilar said he returned to work at the Main Jail on Thursday								
17 afternoon at 1630 hours. W60-Aguilar said his area of responsibility								
18 for the shift was to supervise the 2nd and 4th floors at Main Jail								
19 North and to supervise all of Main Jail South areas. His partners								
20 that night were Sergeants Adam Duran (scheduling and basement), and								
21 Russell Brackett (Main Jail North floors 5th, 6th, 7th, and 8th).								
22								
23 I asked W60-Aguilar if he remembered where S1-Lubrin, S2-Farris, or								
24 S3-Rodriguez were assigned for that shift. W60-Aguilar stated he								
25 couldn't remember because he doesn't make out the schedule, but								
26 thinks they were moved from their previous assignments which would								
27 have been on the 6th floor.								
28								
29 W60-Aguilar said at approximately 2200 or 2300 hours, Lieutenant Myers								
30 shared with Sergeant Brackett the decision to place S1-Lubrin,								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1719</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>1</b>	OF <b>6</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 S2-Farris, and S3-Rodriguez on administrative leave. Collectively,</p> <p>2 W60-Aguilar, Duran and Brackett discussed the best way to handle the</p> <p>3 evolving situation and agreed all three sergeants should assist in</p> <p>4 walking S1-Lubrin, S2-Farris, and S3-Rodriguez to their lockers and</p> <p>5 then off the premises.</p> <p>6</p> <p>7 W60-Aguilar and Sergeant Brackett went to where S2-Farris and</p> <p>8 S3-Rodriguez were working and escorted them to the first floor</p> <p>9 conference room where Lieutenant Myers was waiting. S1-Lubrin was</p> <p>10 already in the conference room. W60-Aguilar said S1-Lubrin,</p> <p>11 S2-Farris, and S3-Rodriguez met with Lieutenant Myers privately</p> <p>12 inside the conference room without any of the sergeants being</p> <p>13 present. The meeting lasted approximately 5 minutes. W60-Aguilar</p> <p>14 believed Lieutenant Myers provided paperwork informing them of their</p> <p>15 administrative leave status.</p> <p>16</p> <p>17 When all three correctional deputies walked out of the conference</p> <p>18 room, they were escorted to Main Jail South Locker Room by</p> <p>19 W60-Aguilar, Brackett, and Duran. W60-Aguilar said during the walk</p> <p>20 over to the locker room, nobody said anything. W60-Aguilar described</p> <p>21 the correctional deputies' mood as quiet and somber.</p> <p>22</p> <p>23 Once they entered the locker room, W60-Aguilar escorted S1-Lubrin to</p> <p>24 his locker and Brackett and Duran escorted S2-Farris and S3-Rodriguez</p> <p>25 to their respective lockers.</p> <p>26</p> <p>27 Once they arrived at S1-Lubrin's locker, W60-Aguilar informed</p> <p>28 S1-Lubrin he needed to collect all of the department issued equipment</p> <p>29 from him. S1-Lubrin informed W60-Aguilar he had a (personal) firearm</p> <p>30 in the locker. W60-Aguilar took the firearm and rendered it safe by</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1719</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>2</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 removing the magazine. W60-Aguilar believed the firearm was a Glock								
2 semi-automatic pistol.								
3								
4 W60-Aguilar said he collected S1-Lubrin's duty belt which included								
5 flashlight, handcuff case, handcuffs, etc. W60-Aguilar said there								
6 was very little clothing or equipment inside the locker. S1-Lubrin								
7 changed into his own personal clothing and retained his uniform and								
8 boots. S1-Lubrin asked W60-Aguilar a question something to the								
9 effect of, "Can we still be friends we're all from the same academy								
10 or can we still talk with each other." W60-Aguilar answered by								
11 saying something to the effect that he didn't know of a reason why								
12 they (S1-Lubrin, S2-Farris, and S3-Rodriguez) couldn't be friends and								
13 not talk with one another. Once S1-Lubrin cleaned out his locker,								
14 all three reconvened in a common area of the locker room.								
15								
16 W60-Aguilar said all three correctional deputies had questions about								
17 what would happen next. W60-Aguilar said he and Sergeant Brackett								
18 talked about cooperating with the investigation, have faith in the								
19 process, be truthful, Brackett offered ESA (Employee Services Agency)								
20 services to them, and recommended they contact a union representative								
21 for any additional questions or legal representation, etc.								
22 W60-Aguilar said they were just trying to be reassuring to them.								
23								
24 W60-Aguilar said at one point S2-Farris asked if he could get								
25 W60-Aguilar's personal cell phone number and handed him a cell phone.								
26 W60-Aguilar said he felt "awkward and uncomfortable" about								
27 S2-Farris's request, given the set of circumstances and instead								
28 deliberately inputted the wrong cell phone number by one digit into								
29 S2-Farris's cell phone address book.								
30								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 01/06/16 1719	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 01/07/16 733	PAGE 3	OF 6

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 W60-Aguilar said they walked all three of them out of the locker room</p> <p>2 and were standing in the alleyway outside the Main Jail South</p> <p>3 building. W60-Aguilar commented about how the supervisors knew the</p> <p>4 magnitude of the situation and wanted to give the deputies a few more</p> <p>5 minutes to deescalate, get their emotions in check, and stay calm.</p> <p>6</p> <p>7</p> <p>8 W60-Aguilar said at that point, in his opinion, S1-Lubrin made an</p> <p>9 inappropriate comment. W60-Aguilar said S1-Lubrin said something to</p> <p>10 the effect of, "Is it a group photo time." W60-Aguilar thought to</p> <p>11 himself does S1-Lubrin realize the importance of the situation,</p> <p>12 (potentially) life changing moment. W60-Aguilar said he knows</p> <p>13 everybody deals with stressful situations differently, so maybe that</p> <p>14 was the case. W60-Aguilar said after the deputies had left the</p> <p>15 premises', all three of them (supervisors) talked about S1-Lubrin's</p> <p>16 comment and were in disbelief he could make such a comment at that</p> <p>17 time.</p> <p>18</p> <p>19 I asked W60-Aguilar to describe the deputies demeanor. W60-Aguilar</p> <p>20 said they all seemed a bit in "shock," coming to grips with what was</p> <p>21 happening. In his opinion he felt S1-Lubrin didn't appear too</p> <p>22 disturbed, and then he made the comment. S2-Farris had a "nervous</p> <p>23 disposition" about him. S3-Rodriguez looked concerned, somewhat lost</p> <p>24 and bewildered. I asked W60-Aguilar if any of the deputies make any</p> <p>25 comments or statements with regard to the incident in (6B) from the</p> <p>26 previous shift. W60-Aguilar said, "No."</p> <p>27</p> <p>28 W60-Aguilar said as they parted ways with the deputies, they</p> <p>29 reinforced the fact to focus on driving home safely and to go be with</p> <p>30 their families. They advised them to be honest, forthright, and</p>								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1719</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>4</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 cooperate with the investigation. W60-Aguilar reminded them they

2 were not allowed to be on the work premises after they left.

3

4 End of statement.

5

6 PLEO's:

7 Sergeant Carrasco #1643-supplemental

OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/06/16 1719</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/07/16 733</b>	PAGE <b>5</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
51	E		1	DVD			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Sheriff's Office, 55 W. Younger Ave, SJ 95110      0      314537     

DESCRIPTION **one DVD video interview of W60-Aguilar on 12/17/15, conducted by Sgt. Carrasco**

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
52	E		1	CD			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	

Sheriff's Office, 55 W. Younger Ave, SJ 95110      0      314538     

DESCRIPTION **one CD audio interview of W60-Aguilar on 12/17/15, conducted by Sgt. Carrasco**

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Carrasco, Marcus A.	1643	01/06/16 1719		Rivera, Elbert	1789	01/07/16 733	6	6

REPORT TYPE <b>[O] Unattended Death</b>		<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>		Office of the Sheriff Santa Clara County <b>ADDITIONAL PARTIES</b>		CASE NO. <b>15-239-0032J</b>					
		"V" = VICTIM		'R" = REPORTING PARTY		"W" = WITNESS		"O" = OTHER			
<b>W61</b>	LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)			<input type="checkbox"/> STATE OF CA.		RACE	M F	DOB	AGE	HT	WT
	<b>Brackett Russell</b>					INTERPRETER NEEDED: <input type="checkbox"/> SPANISH <input type="checkbox"/> VIETNAMESE <input type="checkbox"/> OTHER _____					
VICTIM ADVISED: <input type="checkbox"/> SEXUAL ASSAULT <input type="checkbox"/> VIC/WIT ASSIST. <input type="checkbox"/> DOMESTIC VIOLENCE											
ADDRESS			CITY/STATE		ZIP	PHONE		DL NUMBER		STATE	
BUSINESS NAME/SCHOOL NAME AND ADDRESS			CITY/STATE		ZIP	PHONE		SSN			
<b>Santa Clara County Sheriff (Custody)</b>			<b>San Jose, Ca</b>		<b>95110</b>						
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 <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/27/16 1624</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/27/16 1634</b>	PAGE <b>1</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 INVESTIGATION:								
2								
3 On 01-12-2016, I was working as a Detective Sergeant assigned to the								
4 Investigations Division working in the Homicide/Robbery Unit. I had								
5 a pre-scheduled interview with W61-Brackett to ask him some follow-up								
6 questions as to the next shift after the death incident on D-Team.								
7 At approximately 2000 hours, I interviewed W61-Brackett at the Main								
8 Jail inside a line-up room located on the first floor.								
9								
10 The following interview was audio recorded. The following statement								
11 is summarized. For specific details, refer to audio recording.								
12								
13 STATEMENT OF W61-BRACKETT:								
14								
15 Knowing W61-Brackett had already written and submitted a supplemental								
16 report for this investigation regarding his initial response and								
17 tasks performed during the man down call, I wanted to focus on the								
18 post incident (next shift) for D-Team.								
19								
20 On 08-27-2015, at approximately 1400 hours, Brackett said he arrived to								
21 work earlier than normal to finish up some paperwork. W61-Brackett								
22 said his duties and responsibilities for that evening's shift were								
23 similar to the one he had the night prior, which was to supervise the								
24 floors at Main Jail North.								
25								
26 W61-Brackett said Lieutenant Myers was the Watch Commander and his								
27 partners were Sergeants Duran (scheduling, basement) and Aguilar								
28 (Main Jail South).								
29								
30 I asked him if he spoke with S1-Lubrin, S2-Farris or S3-Rodriguez when								
OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/27/16 1624</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/27/16 1634</b>	PAGE <b>2</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 the shift began and he said, "No." W61-Brackett said he didn't								
2 remember where they were re-assigned, but was positive they had all								
3 been moved from the 6th floor.								
4								
5 Between 2000 and 2100 hours, W61-Brackett said he and his partners								
6 were summoned by Lieutenant Myers, who told them that S1-Lubrin,								
7 S2-Farris, and S3-Rodriguez were going to be placed on administrative								
8 leave. Lieutenant Myers wanted the sergeants to contact each deputy								
9 and have them meet him in the first floor administrative conference								
10 room.								
11								
12 W61-Brackett said all three deputies met with Lieutenant Myers in the								
13 conference room for approximately 15 minutes. None of the sergeants								
14 were inside the conference room at the time of the meeting. Once the								
15 meeting had concluded, W61-Brackett said they escorted all three								
16 deputies to their lockers, which were located at a Main Jail South,								
17 to collect their issued equipment.								
18								
19 W61-Brackett said at the Main Jail South locker room, the deputies had								
20 questions regarding the process of what they were experiencing. They								
21 asked if this type of thing was normal. W61-Brackett informed them								
22 this was normal until the investigation was completed. He told them								
23 to contact their union and advise them to be forthright and								
24 truthful.								
25								
26 W61-Brackett said the deputies' demeanor became more noticeable when								
27 they walked them out to the alley way. W61-Brackett described								
28 S3-Rodriguez as upset and real nervous. S2-Farris appeared calm and								
29 confident. W61-Brackett said he noticed S1-Lubrin giving him the								
30 "mad dog" stare down. W61-Brackett said S1-Lubrin wasn't very								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 01/27/16 1624	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 01/27/16 1634	PAGE 3	OF 6

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 talkative and had an angry look on his face. W61-Brackett felt as								
2 though S1-Lubrin's angry expression was directed at him.								
3								
4 I asked W61-Brackett if he had directly supervised any of the three								
5 deputies before. W61-Brackett said his prior assignment was working								
6 in the basement of Main Jail North, and he had just recently								
7 transitioned over to supervising the floors at Main Jail North.								
8 W61-Brackett said the team concept amongst the sergeants was to help								
9 out whenever an incident occurred.								
10								
11 W61-Brackett mentioned on a few occasions when responding to incidents								
12 which occurred in S1-Lubrin's module, he had concerns with								
13 S1-Lubrin's technique and also how he verbalized an incident and then								
14 how he documented the incident. W61-Brackett said sometimes what								
15 S1-Lubrin documented on a report wasn't necessarily how he describe								
16 it.								
17								
18 W61-Brackett said after investigating one of S1-Lubrin's Use of Force								
19 incidents, he recommended it should be forwarded to Internal Affairs								
20 for further review and possible formal discipline.								
21								
22 W61-Brackett continued and shared his opinion about how he felt								
23 S1-Lubrin was an authoritarian figure in the way he oversaw his								
24 module. W61-Brackett commented on how he felt, maybe S1-Lubrin								
25 brought too much military style into the module by barking orders to								
26 inmates instead of asking them. This practice many times doesn't								
27 always gain voluntary compliance from the inmates.								
28								
29 W61-Brackett also mentioned that when he was supervising the basement								
30 area, he had a discussion with a fellow sergeant who advocated for								
OFFICER'S NAME Carrasco, Marcus A.	ID NUMBER 1643	DATE 01/27/16 1624	SHIFT/DAYS OFF	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 01/27/16 1634	PAGE 4	OF 6



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  <b>BAR CODE</b>  Bar code	
53	E		1	Audio CD				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Santa Clara County Main Jail, 150 W. Hedding St, SJ			0	315941		<input type="checkbox"/>
DESCRIPTION <b>one audio CD of W61-Brackett interview on 01/12/16 conducted by Sgt. Carrasco</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
--------------------------------------------	------------	-------------------------------	-----------------------	-------------

STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME <b>Carrasco, Marcus A.</b>	ID NUMBER <b>1643</b>	DATE <b>01/27/16 1624</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>01/27/16 1634</b>	PAGE <b>6</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 ATTACHMENTS:			
2			
3 Sheriff's Office Receipt for Property.			
4 Compact Disc containing digital photographs of S3 Rodriguez,			
5 residence, vehicles, and evidence collected during search warrant.			
6			
7 SUPPLEMENTAL INVESTIGATION:			
8			
9 On 08/29/15, I was assisting Sergeant Carrasco with his investigation			
10 into this case. Sergeant Carrasco had previously prepared search			
11 warrants for S1 Lubrin, S2 Farris, and S3 Rodriguez's residences and			
12 was preparing for the execution of that warrant. It had been			
13 previously decided that the three search warrants would be served			
14 simultaneously at the residences documented on the warrants. I was			
15 asked to assist in the service of the search warrant by contacting			
16 and conducting the search of S3 Rodriguez's residence in San Jose.			
17			
18			
19 At approximately 0700 hours, Sergeant Carrasco conducted an			
20 operational briefing for the service of the three search warrants.			
21 Sergeant Davis and District Attorney Investigator Gaynor were			
22 assigned to assist me with the search of S3 Rodriguez and his			
23 residence. We were advised that a marked Sheriff's Office Patrol			
24 Unit would also be available to assist with the service of the search			
25 warrant.			
26			
27 In reviewing the search warrant, I saw that it included the search of			
28 S3 Rodriguez's address of _____, the vehicles			
29 in the driveway of S3 Rodriguez's residence, as well as a search and			
30 photographing of S3 Rodriguez and any injuries he may have. Included			
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE OF <b>1 15</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 with the search warrant information was a database printout showing</p> <p>2 S3 Rodriguez had at least one firearm registered to him. The search</p> <p>3 warrant did not include the seizure of any firearms, but the</p> <p>4 information was included as an officer safety measure. At the</p> <p>5 conclusion of the briefing, Sergeant Davis, DA Investigator Gaynor,</p> <p>6 and I left Sheriff's Headquarters to meet with a uniformed patrol</p> <p>7 deputy at a location near S3 Rodriguez's address. Deputy District</p> <p>8 Attorney L. Walsh accompanied DA Investigator Gaynor as we responded</p> <p>9 to the meeting point. Once there, we met with Patrol Deputy Gordon,</p> <p>10 who would be coming with us to S3 Rodriguez's residence.</p> <p>11</p> <p>12 At approximately 0810 hours, we arrived at S3 Rodriguez's address of</p> <p>13 . I knocked on the front door to the</p> <p>14 residence, but did not immediately receive an answer. After</p> <p>15 approximately 5-7 minutes of knocking, S3 Rodriguez answered the</p> <p>16 front door. I explained the reason for our contact and provided S3</p> <p>17 Rodriguez with a copy of the search warrant. S3 Rodriguez stepped</p> <p>18 out onto the front porch of the residence, where he stood by with</p> <p>19 Deputy Gordon while we cleared the rest of the residence.</p> <p>20</p> <p>21 Inside the residence, we located S3 Rodriguez's wife, S3 Rodriguez's</p> <p>22 two children, S3 Rodriguez's mother, and S3 Rodriguez's two nephews.</p> <p>23 We had all of these persons come into the living room area of the</p> <p>24 residence, where they stood by throughout the remainder of the</p> <p>25 search.</p> <p>26</p> <p>27 Once the residence was clear, I contacted S3 Rodriguez on the front</p> <p>28 porch once again. We discussed the search warrant and the items we</p> <p>29 were searching for. At the same time, I let S3 Rodriguez know we</p> <p>30 would like to provide him with a chance to give a statement as to</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>2</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 what happened in this event and asked if he would be willing to</p> <p>2 provide that statement. S3 Rodriguez said he had not done anything</p> <p>3 wrong and wanted to provide his statement as to what had happened,</p> <p>4 but he was not sure whether or not he should do so without speaking</p> <p>5 to his attorney first. I let him know that decision was completely</p> <p>6 up to him and said he could take some time the think about it while</p> <p>7 we were conducting the search of the residence. Once the search was</p> <p>8 complete, if S3 Rodriguez was willing to provide a statement, we</p> <p>9 could speak at that time.</p> <p>10</p> <p>11 Before ending this conversation, S3 Rodriguez told me the uniform he</p> <p>12 had been wearing on the night of the original incident was folded and</p> <p>13 sitting on a chair in the dining area of the home. S3 Rodriguez said</p> <p>14 he only had one uniform similar to the one he was wearing on the</p> <p>15 night of the incident and it had not been washed after that night.</p> <p>16 S3 Rodriguez told me he knew either someone from our office would</p> <p>17 come and get the uniform or he would have to provide it to his</p> <p>18 attorney, so he left if sitting there until he needed to give it to</p> <p>19 someone. S3 Rodriguez also verified the boots sitting with the</p> <p>20 uniform were the same boots he was wearing on that night. He told me</p> <p>21 he used to have two pairs of boots, but someone had taken his second</p> <p>22 pair of boots while he was off on a vacation, which left him with</p> <p>23 only the boots that were sitting in the dining area. The boots were</p> <p>24 also ready to be provided to whoever came to collect his uniform.</p> <p>25 Finally, S3 Rodriguez let me know he owned one firearm, which was a</p> <p>26 handgun. S3 Rodriguez kept this firearm in a wooden box on top of</p> <p>27 the large dresser type armoire in his bedroom and it could be found</p> <p>28 there.</p> <p>29</p> <p>30 Prior to beginning the search of the residence, I let S3 Rodriguez</p>								
OFFICER'S NAME Brown, J.	ID NUMBER 1688	DATE 02/02/16 1216	SHIFT/DAYS OFF II SSM	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 02/02/16 1438	PAGE 3	OF 15

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 know that the search warrant commanded the search of his person for</p> <p>2 possible injuries. This search included taking photographs of S3</p> <p>3 Rodriguez as he appeared at the time of our contact. S3 Rodriguez</p> <p>4 asked that we take the photographs somewhere out of the line of the</p> <p>5 sight of his neighbors. It was suggested that we move to the rear of</p> <p>6 the residence for a little more privacy. We escorted S3 Rodriguez to</p> <p>7 a location in the backyard area of his residence, in between the main</p> <p>8 house and a smaller living unit to the rear of the property. S3</p> <p>9 Rodriguez had previously let us know the rear unit was being used by</p> <p>10 his brother. While previously clearing the residence, we determined</p> <p>11 S3 Rodriguez's brother was not home and the rear unit was unoccupied.</p> <p>12</p> <p>13</p> <p>14 I began by taking overall photographs of S3 Rodriguez. As I continued</p> <p>15 to photograph S3 Rodriguez, he pointed out a couple of small injuries</p> <p>16 he had on his torso, but stated these injuries were from incidents</p> <p>17 unrelated to the event we were investigating. I documented each of</p> <p>18 these injuries in my digital photographs of S3 Rodriguez.</p> <p>19</p> <p>20 After taking photographs of S3 Rodriguez and his injuries, I had him</p> <p>21 wait back on the front porch of the residence with Deputy Gordon. I</p> <p>22 photographed the outside of the residence, including the vehicles</p> <p>23 parked in the driveway. Of the vehicles in the driveway, there were</p> <p>24 two that S3 Rodriguez said belonged to him and his wife. The first</p> <p>25 was a newer white Dodge Dart with dealer plates (VIN:</p> <p>26 . The second was a full sized green Chevy pickup</p> <p>27 truck (plate: ). There was another vehicle in parked in the</p> <p>28 driveway, but this vehicle was partially covered by a tarp, did not</p> <p>29 appear operable, and S3 Rodriguez said it belonged to his brother.</p> <p>30</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>4</b>	OF <b>15</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 I began to photograph the interior of the residence in preparation for								
3 the actual search. As I completed photographing each room, Sergeant								
4 Davis and DA Investigator Gaynor began a search of those rooms. I								
5 first photographed the living room area where S3 Rodriguez's family								
6 was sitting. As I finished with this area, I moved into the dining								
7 and kitchen area of the home. While taking these photographs I could								
8 clearly see the uniform S3 Rodriguez previously told me about sitting								
9 on a chair adjacent to the dining table, with his boots on the floor								
10 next to the chair. I completed taking photographs of the kitchen and								
11 dining area and moved to the rest of the house.								
12								
13 While talking to S3 Rodriguez in front of the residence, he told me								
14 his cellular telephone was on the floor in his bedroom, at the foot								
15 of his bed. As I photographed the remainder of the residence, I								
16 eventually came to the bedroom on the southeast corner of the house.								
17 This bedroom appeared to belong to S3 Rodriguez and his wife. While								
18 photographing this bedroom, I located two cellular telephones in the								
19 room. The first phone was sitting in the middle of the bed and the								
20 second phone was sitting on the floor at the foot of the bed. Also								
21 in this bedroom was the large dresser type armoire S3 Rodriguez had								
22 described when I had asked about his firearm. On top of this armoire								
23 was a wooden box, as described by S3 Rodriguez. I photographed this								
24 box where it was and continued on with photographing the rest of the								
25 residence, to return at a later time to continue with the search to								
26 verify the location of the gun.								
27								
28 I completed photographing the rest of the residence. While								
29 photographing the bedroom located on the northeast corner of the								
30 house, later identified as S3 Rodriguez's mother's room, I located a								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>5</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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<p>1 cellular telephone sitting on a mattress, on the floor, just inside</p> <p>2 of the door leading into the room.</p> <p>3</p> <p>4 As I located items in the rooms and photographed them, I passed along</p> <p>5 the information to Sergeant Davis and DA Investigator Gaynor. They</p> <p>6 continued the search of the residence for items described in the</p> <p>7 search warrant. I went back and started to take close up individual</p> <p>8 photographs of the items I had previously located. I first went back</p> <p>9 to the dining room area and began to take closer photographs of S3</p> <p>10 Rodriguez's uniform and boots as I located them on my original walk</p> <p>11 through. S3 Rodriguez's uniform was a green "TDU" style uniform,</p> <p>12 folded over the back of the chair on the south side of the dining</p> <p>13 room table. S3 Rodriguez's boots were black in color and lying on</p> <p>14 the floor directly under the same chair where the uniform was</p> <p>15 located. I photographed the uniform and the boots, but left them in</p> <p>16 place for collection as evidence at a later time.</p> <p>17</p> <p>18 I then went back to S3 Rodriguez's bedroom and retrieved the wooden</p> <p>19 box on top of the armoire where he stated he had kept his firearm.</p> <p>20 When I opened the box, I could immediately see a holstered Glock</p> <p>21 brand handgun and a law enforcement badge holder inside. There were</p> <p>22 other personal effects inside of the box, but they did not</p> <p>23 immediately appear to be pertinent to the investigation. Upon</p> <p>24 further inspection of the firearm, I saw that it was a Glock model</p> <p>25 19, 9mm handgun, serial number . There was a magazine in the</p> <p>26 well of the gun, but I did not take the magazine out or check whether</p> <p>27 the firearm was loaded or not. As I continued to check the contents</p> <p>28 of the box, I noticed the law enforcement badge holder did not have a</p> <p>29 badge inside. From prior knowledge of the case, I knew S3</p> <p>30 Rodriguez's badge had been collected from him when he was placed on</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>6</b>	OF <b>15</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 leave from his duties. Finally, I conducted a quick check of the</p> <p>2 wooden box after taking the firearm and badge holder out and noticed</p> <p>3 there was a small USB thumb drive inside. Per the search warrant,</p> <p>4 these items were to be seized for possible evidentiary value. I</p> <p>5 photographed the thumb drive while it was in the box and then pointed</p> <p>6 it out to Sergeant Davis and DA investigator Gaynor as an item to be</p> <p>7 collected.</p> <p>8</p> <p>9 I next took photographs of the cell phone I had previously located</p> <p>10 sitting in the middle of the bed. The phone was a Samsung Galaxy</p> <p>11 Note 4, but I was unable to immediately locate a serial number. S3</p> <p>12 Rodriguez and his wife had previously told me this phone</p> <p>13 belonged to her, but that they both owned phones that were similar to</p> <p>14 each other. In an effort to differentiate between the two phones, I</p> <p>15 photographed the home screen for this phone I located on the bed.</p> <p>16 The home screen for this cell phone was a blue/green color with the</p> <p>17 saying "If it's meant to be, it will be". I left the phone in its</p> <p>18 place to be collected as evidence at a later time.</p> <p>19</p> <p>20 I also photographed the cell phone I had previously located on the</p> <p>21 floor at the foot of the bed. At the time, this phone was plugged</p> <p>22 into a charger attached to a wall plug being charged. This phone was</p> <p>23 similar in appearance to the phone I had located sitting on the bed.</p> <p>24 It also was a Samsung Galaxy Note 4 with an unknown serial number.</p> <p>25 S3 Rodriguez had previously told me this phone belonged to him. In</p> <p>26 an effort to differentiate between the two phones, I photographed the</p> <p>27 home screen for this phone. The home screen for this phone had a</p> <p>28 photograph of S3 Rodriguez's two children on it. After photographing</p> <p>29 this cell phone, I left it lying on the bed for collection as</p> <p>30 evidence at a later time.</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>7</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1								
2 I next went to the bedroom S3 Rodriguez had previously designated as								
3 his mother's room. I was able to photograph the cell phone I had								
4 located lying on the mattress just inside of the door to the room.								
5 The phone was a LG brand phone with a teal blue cover on the back and								
6 an unknown serial number. S3 Rodriguez had previously identified								
7 this phone as belonging to his mother. After photographing the phone								
8 as it lay on the mattress, I left it in place for collection as								
9 evidence at a later time.								
10								
11 During the search of this bedroom, yet another cell phone was located								
12 in the top drawer of the nightstand on the east side of the bed. I								
13 photographed this cell phone as it lay in the drawer, but then pulled								
14 it out in order to further identify it. This cell phone was a black								
15 and red Metro PCS Samsung brand phone with an unknown serial number.								
16 The cell phone did not have any charge and I was unable to power the								
17 phone on. After photographing the phone, I left it lying on the bed								
18 for collection as evidence at a later time.								
19								
20 Prior to beginning our search of the home, S3 Rodriguez had mentioned								
21 a laptop computer that was inside. During the search, this laptop								
22 was located on the floor of S3 Rodriguez's bedroom, at the foot of								
23 the bed. I photographed this laptop computer where it was located,								
24 but then moved it to the top of the bed for further documentation. I								
25 determined the laptop was an Apple brand MacBook Pro (unknown serial								
26 number) with a black "Incase" cover. After photographing the laptop,								
27 I left it lying on the bed for collection at a later time.								
28								
29 We also located an X-box 360 gaming system on top of the dresser at								
30 the foot of the bed, directly next to the television. I called								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>8</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 Sergeant Carrasco and asked him if he wanted this gaming system</p> <p>2 collected as evidence. He advised me he would like the gaming system</p> <p>3 collected as evidence since it had the capabilities of being used</p> <p>4 online. I photographed the X-box gaming system where it was located</p> <p>5 next to the television, but left it in place for collection as</p> <p>6 evidence at a later time.</p> <p>7</p> <p>8 Upon the completion of the search inside of the residence, I collected</p> <p>9 S3 Rodriguez's uniform, S3 Rodriguez's boots, the two cell phones</p> <p>10 located in S3 Rodriguez's bedroom, the laptop computer located in S3</p> <p>11 Rodriguez's bedroom, the USB thumb drive located in the gun box in S3</p> <p>12 Rodriguez's bedroom, the X-box 360 gaming system, and the two cell</p> <p>13 phones located in S3 Rodriguez's mother's bedroom. These items were</p> <p>14 secured in the trunk of my unmarked department vehicle.</p> <p>15</p> <p>16 We next began a search of S3 Rodriguez's two vehicles parked in the</p> <p>17 driveway, as commanded by the search warrant. In the left rear seat</p> <p>18 area of the white Dodge Dart, I located a white Apple i-Pad, 64 GB,</p> <p>19 Model A 1397. I photographed the i-Pad in its location, but then</p> <p>20 collected it as evidence per the search warrant and secured it in my</p> <p>21 vehicle.</p> <p>22</p> <p>23 In the trunk of the whit Dodge Dart, I located a black duffle type</p> <p>24 bag. Upon checking inside of the bag, I noticed there was a handcuff</p> <p>25 case containing two sets of handcuffs (one silver and one black) and</p> <p>26 a black Motorola portable radio microphone with cord and connector</p> <p>27 attached. Additionally, there were two pieces of paper inside of the</p> <p>28 duffle bag. I recognized one of these pieces of paper to be a copy</p> <p>29 of a Sheriff's Office Employee Report (ER). When I checked this ER,</p> <p>30 I noticed it was prepared by "Lubrin #10772" (S1 Lubrin) on 08/27/15</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>9</b>	OF <b>15</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
<p>1 at 0215 hours, and documented this incident as an "In-Custody Death"</p> <p>2 with an internal Department of Correction event number 15-61656. The</p> <p>3 second piece of paper was a Word document that appeared to be a rough</p> <p>4 draft of the ER prepared by S1 Lubrin.</p> <p>5</p> <p>6 There were other items inside of the duffle bag, including a "SHERIFF"</p> <p>7 shirt, a DVD, paycheck stubs for S3 Rodriguez, and other various</p> <p>8 paperwork. I photographed the black duffle bag in its location, but</p> <p>9 then collected it, with all of the items inside, as evidence and</p> <p>10 secured it in my department vehicle.</p> <p>11</p> <p>12 After searching the white Dodge Dart, we conducted a search of the</p> <p>13 green GMC pick-up truck parked in the driveway. Upon opening the</p> <p>14 cover over the bed of the truck, I located a pair of black "Rocky"</p> <p>15 brand duty boots up near the area where the bed meets the cab of the</p> <p>16 truck. Recalling S3 Rodriguez had previously stated he only had</p> <p>17 one pair of duty boots after one pair was stolen during his vacation,</p> <p>18 and that I had located a pair of duty boots with S3 Rodriguez's</p> <p>19 uniform inside of the house, I asked him about these boots. S3</p> <p>20 Rodriguez said the boots located in the bed of his truck were</p> <p>21 actually his "inspection boots" and boots he only wore when a uniform</p> <p>22 inspection was being conducted. Recognizing these as potential boots</p> <p>23 used by S3 Rodriguez during previous shifts, I photographed and</p> <p>24 collected the boots as evidence per the search warrant. As I was</p> <p>25 collecting the boots from the bed of the truck, I noticed they did</p> <p>26 not appear to have been taken care of in a manner consistent with</p> <p>27 boots commonly used for uniform inspections. There was dirt and</p> <p>28 scuff marks on the boots, and they did not appear to have any type of</p> <p>29 recent polish applied. I secured the boots in my department</p> <p>30 vehicle.</p>								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>10</b>	OF <b>15</b>

REPORT TYPE <input type="checkbox"/> Unattended Death		<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM		CASE NO. <b>15-239-0032J</b>				
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1									
2 At the conclusion of the search of the residence and vehicles, I took									
3 a set of "exit photos" of S3 Rodriguez's residence. I then contacted									
4 S3 Rodriguez in the front yard of the residence to ask if he was									
5 still willing to come to Sheriff's Headquarters to provide a									
6 statement of the event. S3 Rodriguez seemed unsure of what to do and									
7 asked if there was any way for him to make contact with his attorney									
8 to verify that he could provide a statement. Since I had collected									
9 S3 Rodriguez's cell phone as evidence during the execution of the									
10 search warrant, I provide him with my cell phone so that he may									
11 contact his attorney. I stepped away from S3 Rodriguez while he									
12 spoke with his attorney for approximately 5-10 minutes. At the									
13 conclusion of the conversation between S3 Rodriguez and his attorney,									
14 he let me know that he did not want to come to Sheriff's Headquarters									
15 to provide a statement at that time, but that we could contact his									
16 attorney in the following days to potentially set up an appointment									
17 for an interview.									
18									
19 S3 Rodriguez and I briefly talked about cell phones and how he would									
20 be able to obtain a new phone to keep in contact with his attorney,									
21 investigators, the Department, and loved ones. As I was concluding									
22 my contact with S3 Rodriguez, and we were preparing to leave the									
23 scene, S3 Rodriguez happened to mention that he had been trying to									
24 follow some of the information regarding the investigation via news									
25 reports. He said he had used his cell phone to conduct searches for									
26 information regarding the incident to see what the news was									
27 reporting. S3 Rodriguez also wanted to let me know that if a search									
28 was conducted of his cell phone and its contents, we may discover he									
29 had conducted a series of Google searches regarding what had occurred									
30 on the night of the incident, such as whether or not someone would									
OFFICER'S NAME <b>Brown, J.</b>		ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>11</b>	OF <b>15</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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1 defecate when they die or what happens when someone passes away. S3								
2 Rodriguez pointed out that he had been sitting next to the door								
3 leading into unit 6B on the night of the incident to keep a scene log								
4 of persons entering and exiting. Since he was there for so long, he								
5 began to use his phone to look up some of the information on the								
6 event to possibly explain what had occurred. I acknowledged that I								
7 remembered S3 Rodriguez sitting at the door for the scene log and								
8 that he had been there for a while, but I did not have any								
9 recollection of what he may have been doing while he was sitting								
10 there.								
11								
12 Prior to leaving S3 Rodriguez's residence, Sergeant Davis completed a								
13 Sheriff's Office Receipt for Property form, documenting the items								
14 collected pursuant to the search warrant. A copy of this form was								
15 provided to S3 Rodriguez and his family.								
16								
17 EVIDENCE:								
18								
19 Upon leaving S3 Rodriguez's residence on _____, Sergeant Davis								
20 and I returned to Sheriff's Headquarters. Once there, I took the								
21 evidence items from my department vehicle into the CSI evidence								
22 processing room. I took a set of control photographs of the items to								
23 document their appearance and information. The information was								
24 submitted as follows:								
25								
26 Item 1 - Blue/Silver USB thumb drive w/ "Mastagni Law" printed on the								
27 side. Located in the Wooden Gun Case inside S3 Rodriguez's								
28 bedroom.								
29								
30 Item 2 - Grey LG brand cell phone with blue case, IMEI#								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>12</b>	OF <b>15</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 . Located on Mattress on floor of Master Bedroom

2 and determined to belong to S3 Rodriguez's mother.

3

4 Item 3 - Black Samsung Brand cell phone, IMEI#

5 Located on floor at the foot of the bed in S3 Rodriguez's bedroom and

6 determined to belong to S3 Rodriguez.

7

8 Item 4 - Black Samsung Brand cell phone, IMEI#

9 Located on bed in S3 Rodriguez's bedroom and determined to belong to

10 S3 Rodriguez's wife.

11

12 Item 5 - Black/Grey Samsung Brand, Metro PCS cell phone with red case.

13 Located in top drawer of nightstand in Master Bedroom, but unknown

14 who belongs to.

15

16 Item 6 - White 64 GB Apple i-Pad, Model A1397, FCC ID: .

17 Located in left rear seat area of White Dodge Dart parked in driveway

18 of home.

19

20 Item 7 - Grey Apple MacBook with Black outer case, with White charging

21 cables. Located on floor at foot of bed in S3 Rodriguez's bedroom.

22

23 Item 8 - Pair (2) of Black Rocky brand, side zip, size 10.5, work

24 boots. Located in bed of green GMC pick-up truck in driveway of

25 home.

26

27 Item 9 - Pair (2) of Black Bates brand, side zip, size 11, work boots.

28 Located on the kitchen floor near the sliding door.

29

30 Item 10 - Green BDU style Blauer model, zip up uniform shirt with

OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>13</b>	OF <b>15</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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1 "RODRIGUEZ" on right chest and Sheriff's Office patches on shoulders.								
2 Located on back of dining chair in kitchen near sliding door.								
3								
4 Item 11 - Pair of Green BDU style uniform pants. Items from pants								
5 pockets (charging cord and gloves) booked in envelopes with pants.								
6 Located on back of dining chair in kitchen near sliding door.								
7								
8 Item 12 - Black Microsoft X-Box 360 Console and charging cord.								
9 Located on dresser next to television in S3 Rodriguez's bedroom.								
10								
11 Item 13 - Black duffle style bag, containing black long sleeve								
12 "SHERIFF" shirt, "Straight Outta Compton" DVD, two paychecks for S3								
13 Rodriguez, and plastic bag full of clothing and miscellaneous								
14 paperwork. Located in trunk of white Dodge Dart parked in driveway								
15 to residence.								
16								
17 Item 14 - Office of the Sheriff Employee Report prepared by "Lubrin								
18 #10772" on 08/27/15 @ 0215 hours, documenting "In-Custody Death",								
19 IR#15-61656. 1 - Word document appearing to be rough draft of								
20 Employees Report prepared by S1 Lubrin. Located in black duffle								
21 style bag previously located in trunk of white Dodge Dart.								
22								
23 Item 15 - Black "double" handcuff case, with two sets of handcuffs,								
24 one silver and one black. 1 - Black Motorola portable radio								
25 microphone with curly cord and connector. Located in black duffle								
26 style bag previously located in trunk of white Dodge Dart.								
27								
28 I then packaged and submitted each item as evidence to the Sheriff's								
29 Headquarters Evidence Room.								
30								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>14</b>	OF <b>15</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
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1 I took the digital photographs I had taken during the service of the								
2 search warrant and copied them onto two Compact Discs. I submitted								
3 one copy of this CD as an attachment to this supplemental report. I								
4 packaged and submitted the second copy of this CD as evidence to the								
5 Sheriff's Headquarters Evidence Room.								
6								
7 INVESTIGATION CONTINUED:								
8								
9 Upon completing the submission of the evidence and in preparation to								
10 complete my duties for the day, I quickly double checked the Receipt								
11 for Property Sergeant Davis had previously completed for the items								
12 seized at S3 Rodriguez's residence. When I did this, I noticed the								
13 black duffle style bag seized from the trunk of the white Dodge Dart								
14 was not listed on the form. To completely document everything that								
15 was seized during the service of the search warrant, I added the								
16 black duffle style bag to the original Receipt for Property, made a								
17 copy of the form with the additional information, and mailed a copy								
18 of the amended form to S3 Rodriguez's address. I submitted the								
19 original Receipt for Property, with the added information, as an								
20 attachment to this supplemental report.								
21								
22 I concluded my duties for the day, but this investigation is								
23 ongoing.								
24								
25 PLEOS:								
26								
27 Sergeant J Brown #1688 - Supplemental Report								
OFFICER'S NAME <b>Brown, J.</b>	ID NUMBER <b>1688</b>	DATE <b>02/02/16 1216</b>	SHIFT/DAYS OFF <b>II SSM</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/02/16 1438</b>	PAGE <b>15</b>	OF <b>15</b>

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1 SUPPLEMENTAL REPORT			
2			
3			
4 INVESTIGATION CONTINUED:			
5			
6 After exhausting traditional investigative techniques, on October 6,			
7 2015, the Judge of the Superior Court of			
8 Santa Clara County, issued a Wiretap Order (WT 15-13) authorizing the			
9 interception of wire and electronic communications to and from the			
10 following cellular telephone: [target telephone #1]			
11 for the period of 30 days. Due to technical issues, an Amended Order			
12 was signed by on October 9, 2015, to allow the			
13 California Department of Justice [DOJ] to participate in the			
14 investigation by allowing the Sheriff's Office to utilize DOJ			
15 equipment to execute the aforementioned wiretap. Monitoring began on			
16 October 7, 2015 and was terminated at the end of the second ten-day			
17 reporting period on October 26, 2015 due to lack of pertinent			
18 activity.			
19			
20 Sheriff's Office investigators determined there was probable cause to			
21 believe that S03 Rodriguez would communicate with others regarding			
22 the homicide of Michael Tyree, but found that S03 Rodriguez was			
23 cautious and selective about discussing details related to the			
24 investigation over the phone.			
25			
26 EVIDENCE:			
27			
28 Item #54 - Described as Wiretap documents for WT 15-13 sealed on			
29 October 30, 2015 by . These documents must be			
30 retained for 10 years per statute. Item #54 was later booked into			
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>02/29/16 616</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/29/16 934</b>	PAGE OF <b>1 3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **evidence at Sheriff's Office Headquarters.**

2

3 **---END OF SUPPLEMENTAL REPORT---**

4

5 **PLEO:**

6

7 **Sergeant B. Omori #1991**

OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>02/29/16 616</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>02/29/16 934</b>	PAGE <b>2</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
-----------------------------------------------------------------------------------------------------------------	--------------------------------------------------------------------------------------------------------------------------------------------------------------------	---------------------------------------------------------------------------------------

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  <b>BAR CODE</b>  Bar code	
54	E		1	T-III Documents				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Sheriff's Office HQ/55 W. Younger Ave, San Jose, CA			0	317166		<input type="checkbox"/>
DESCRIPTION <b>Wiretap documents for WT 15-13 sealed on October 30, 2015 by          ***Documents MUST be retained for 10 years per statute***</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Omorì, Brendan	1991	02/29/16 616	DET FSS	Rodriguez, Daniel	1659	02/29/16 934	3	3



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)	RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS
<div style="float: right; text-align: center;"> <p style="font-size: 18pt; font-weight: bold;">Office of the Sheriff Santa Clara County</p> <p>55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p> </div>	

PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
55	E		1	CD	N/A			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		55 W Younger, San Jose			0	320652		<input type="checkbox"/>
DESCRIPTION								
Video of 6th floor, uncompressed								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Giovanetti, David	9289	04/25/16 1512	II SS	Rodriguez, Daniel	1659	06/07/16 1326	2	2

REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
2	E		2	MEDIA				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		PINGER			0	311045		<input type="checkbox"/>
DESCRIPTION (1) CD-R CONTAING PINGER RECORDS FOR PHONE NUMBERS								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
3	E		2	MEDIA				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		VERIZON			0	311046		<input type="checkbox"/>
DESCRIPTION (1) CD-R CONTAINING FARRIS' CELL PHONE RECORDS								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
4	E		2	MEDIA				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		T-MOBILE			0	311047		<input type="checkbox"/>
DESCRIPTION (1) CD CONTAINING T-MOBILE RECORDS FOR PHONE NUMBERS:								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLLOWING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLLOWING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Miller, Robert	7192	06/07/16 1230	SS	Rodriguez, Daniel	1659	06/07/16 1325	1	2

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
<b>5</b>	<b>E</b>		<b>2</b>	<b>MEDIA</b>			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>APPLE</b>			VALUE <b>0</b>	LOC CODE <b>311048</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>(1) DVD CONTAINING ICLOUD INFORMATION FOR</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
<b>6</b>	<b>E</b>		<b>2</b>	<b>MEDIA</b>			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>GOOGLE, 1875 CHARLESTION ROAD, MOUNTAIN VIEW, CA</b>			VALUE <b>0</b>	LOC CODE <b>311049</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>(1) FEDEX ENVELOPE WHICH CONTAINS (1) SANDISK USB DRIVE AND LETTERS OF AUTHENTICITY AUTHORED BY GOOGLE.</b>							

OFFICER'S NAME <b>Miller, Robert</b>	ID NUMBER <b>7192</b>	DATE <b>06/07/16 1230</b>	SHIFT/DAYS OFF <b>SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>06/07/16 1325</b>	PAGE <b>2</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 SUPPLEMENTAL REPORT			
2			
3			
4 INVESTIGATION CONTINUED:			
5			
6 In November 2015, Sergeant J. Singleton and I attempted to conduct a			
7 follow-up interview of W35 Pablo Tempra at his residence located at			
8 . On the night of			
9 August 26, 2015, W35 Tempra was assigned as the floor station officer			
10 on the 6th floor. Upon our arrival at his residence, I noticed W35			
11 Tempra's vehicles were in the driveway and appeared to have recently			
12 driven. We left after several attempts to contact the occupants at			
13 the front door without an answer.			
14			
15 On September 28, 2016, I attempted to conduct a follow-up interview of			
16 W35 Pablo Tempra via the telephone at . I left a			
17 message on the voicemail and did not receive a return call.			
18			
19 On September 29, 2016, I again attempted to conduct a follow-up			
20 interview of W35 Pablo Tempra via the telephone at I			
21 left a message with his wife, and did not receive a return			
22 call.			
23			
24			
25 ---END OF REPORT---			
26			
27 PLEO:			
28			
29 Sergeant B. Omori #1991 - Supplemental Report			
OFFICER'S NAME <b>Omori, Brendan</b>	ID NUMBER <b>1991</b>	DATE <b>10/17/16 1252</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>10/17/16 1455</b>	PAGE OF <b>1 1</b>



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E		1	Compact Disc				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		Headquarters			0	331877		<input type="checkbox"/>
DESCRIPTION <b>Compact disc containing the video recorded statement of Witness #35 Tempra.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Weekes, Kevin	1994	10/21/16 2222	D SMT	Rodriguez, Daniel	1659	10/24/16 1544	2	2



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>Office of the Sheriff          Santa Clara County          ADDITIONAL PARTIES</b>	CASE NO. <span style="font-size: 24pt; font-weight: bold;">15-239-0032J</span>
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"V" = VICTIM      "R" = REPORTING PARTY      "W" = WITNESS      "O" = OTHER

O16	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									

O17	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 <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>10/31/16 1142</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rivera, Elbert</b>	ID NUMBER <b>1789</b>	DATE <b>11/16/16 1059</b>	PAGE <b>1</b>	OF <b>6</b>
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REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 SUPPLEMENTAL REPORT:								
2								
3 ATTACHMENTS:								
4								
5 CD containing audio of O16- and O17-								
6								
7 INVESTIGATION:								
8								
9 On 10-27-2016 at approximately 1105 hours, Sheriff's Office								
10 Investigations Division Lieutenant J. Quinonez #1644 and I arrived at								
11 for a follow-up								
12 interview with W35-Pablo Temptra. W35-Pablo's wife, O16- ,								
13 answered the front door of the residence. The contact with O16-								
14 was audio recorded by Lt. Quinonez. The following is a paraphrased								
15 synopsis of the conversation with O16- :								
16								
17 STATEMENT OF OTHER 16								
18								
19 Lt. Quinonez informed O16- we wanted to talk to W35-Pablo.								
20 O16- informed us W35-Pablo was not home. Lt. Quinonez informed								
21 O16- we were not with Internal Affairs and only conducted								
22 criminal investigations. Lt. Quinonez told O16- he called the								
23 Santa Clara County Jail to set up an interview with W35-Pablo. Lt.								
24 Quinonez learned W35-Pablo was no longer employed at the jail.								
25 O16- told Lt. Quinonez it was months since W35-Pablo last worked								
26 at the jail. O16- said W35-Pablo had nothing to do with it								
27 (V01-Tyree case). Lt. Quinonez told O16- we wanted to talk to								
28 W35-Pablo, but he did not have to talk to us if he did not want to								
29 talk. Lt. Quinonez and I provided O16- our telephone numbers so								
30 W35-Pablo could call us if he wanted to talk.								
OFFICER'S NAME Cortez, Noe	ID NUMBER 1887	DATE 10/31/16 1142	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/16/16 1059	PAGE 2	OF 6

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1								
2 Again, O16- said W35-Pablo had nothing to do with it. Lt.								
3 Quinonez asked O16- if she could call W35-Pablo to let him know								
4 we were at their house. O16- told us W35-Pablo had worked at the								
5 jail for approximately eight years. Again, Lt. Quinonez informed								
6 O16- we only wanted to talk to W35-Pablo about the criminal case.								
7 O16- called W35-Pablo, but was not able to get reach him on the								
8 phone.								
9								
10 Lt. Quinonez asked O16- if he could ask her a couple of questions								
11 and informed O16- she did not have to answer if she did not want								
12 to provide an answer. O16- said, ¿It depends.¿ O16- told us								
13 W35-Pablo was working part time. O16- did not know why W35-Pablo								
14 was not working at the jail. O16- only knew W35-Pablo was								
15 interrogated by Internal Affairs then lost his job. Lt. Quinonez								
16 again told O16- we were only involved in the criminal								
17 investigation of a death in the jail. O16- said, "Tyree?" Lt.								
18 Quinonez told O16- we were conducting the investigation for the								
19 truth. Lt. Quinonez told O16- we only wanted to do a follow-up								
20 interview with W35-Pablo.								
21								
22 Lt. Quinonez asked O16- if W35-Pablo just did not want to talk to								
23 us. O16- said W35-Pablo was a veteran of Desert Storm and a team								
24 leader. W35-Pablo did not know why his integrity was questioned in								
25 the case. W35-Pablo was honest and suffered a consequence for being								
26 honest. Lt. Quinonez asked O16- if W35-Pablo would be honest								
27 with him. O16- said W35-Pablo was always honest. Again,								
28 O16- said W35-Pablo had been gone from the jail for over six								
29 months. The family was struggling to make ends meet. Lt. Quinonez								
30 told O16- there were some questions he had for W35-Pablo about								
OFFICER'S NAME Cortez, Noe	ID NUMBER 1887	DATE 10/31/16 1142	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/16/16 1059	PAGE 3	OF 6

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 the criminal case, but he could not make W35-Pablo talk to him. Lt.								
2 Quinonez just wanted to hear from W35-Pablo as a decision from him if								
3 he wanted to talk to us. Lt. Quinonez again explained that W35-Pablo								
4 and O16- did not have to talk to us and could end the								
5 conversation at any time. Lt. Quinonez told O16- we only wanted								
6 to talk to W35-Pablo about what he knew about the case. Lt. Quinonez								
7 apologized to O16- for showing up at her house unexpected and								
8 asked for a phone call if there were any questions. At this point we								
9 ended the contact with O16-								
10								
11 INVESTIGATION CONTINUED:								
12								
13 At approximately 1234 hours, Lt. Quinonez received a telephone call								
14 from W35-Pablo's attorney, O17- . Lt. Quinonez								
15 recorded the conversation with O17- with his department issued								
16 digital recorder.								
17								
18 On 10-31-2016, Lt. Quinonez gave me the audio recorded statements of								
19 O16- and O17-								
20								
21 EVIDENCE:								
22								
23 I transferred the audio recorded conversations of O16- and								
24 O17- three compact disks. I provided two compact disks as								
25 attachments. I booked one compact disk into the Sheriff's Office								
26 Headquarters evidence room.								
27								
28 End of supplemental report.								
29								
30 PLEOS								
OFFICER'S NAME Cortez, Noe	ID NUMBER 1887	DATE 10/31/16 1142	SHIFT/DAYS OFF DET FSS	SUPERVISORS REVIEW Rivera, Elbert	ID NUMBER 1789	DATE 11/16/16 1059	PAGE 4	OF 6



REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	LOCATION  BAR CODE  Bar code	
1	E		1	Compact Disk	N/A	N/A		
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
N/A					0			<input type="checkbox"/>
DESCRIPTION <b>CD with audio statements of O16- and O17- provided on 10-27-2016.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Cortez, Noe	1887	10/31/16 1142	DET FSS	Rivera, Elbert	1789	11/16/16 1059	6	6

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
1 INVESTIGATION:								
2								
3 On 10-27-2016 at approximately 1105 hours, Sergeant Cortez #1887 and I								
4 arrived at _____ for a								
5 follow-up interview with W35 Tempra. W35 Tempra's wife, O16 _____,								
6 answered the front door of the residence. Our contact with O16								
7 was audio recorded. For complete details, refer to Sergeant Cortez's								
8 supplemental report.								
9								
10 At approximately 1234 hours, I received a telephone call from W35								
11 Tempra's attorney, _____ (later identified as Other								
12 17 _____). I recorded the conversation with O17 _____ with my								
13 department issued digital recorder. The following is a paraphrased								
14 synopsis of the conversation. For complete details, refer to the								
15 recorded audio disc.								
16								
17 STATEMENT OF OTHER 17								
18								
19 O17 _____ told me she was W35 Tempra's attorney and she learned I								
20 wanted to talk to W35 Tempra about a homicide I was investigating. I								
21 informed O17 _____ that I was a criminal investigator with the								
22 Santa Clara County Sheriff's Office involved with the investigation								
23 of the V01 Michael Tyree homicide. I told O17 _____ that W35 Tempra								
24 was a witness in the investigation. I also told O17 _____ since								
25 November 2015, homicide detectives have made several attempts to								
26 contact W35 Tempra for a follow up interview.								
27								
28 O17 _____ said W35 Tempra was terminated from work (at the jail).								
29 O17 _____ told me that W35 Tempra was pending an arbitration								
30 hearing scheduled for November 16 and 17, 2016. O17 _____ advised								
OFFICER'S NAME Quinonez, Julian	ID NUMBER 1644	DATE 11/16/16 1236	SHIFT/DAYS OFF DAY SS	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 11/21/16 1641	PAGE 1	OF 4

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James						
<p>1 W35 Tempra not to talk to criminal investigators. O17 said</p> <p>2 W35 Tempra may possibly provide a statement after the arbitration</p> <p>3 hearing. O17 said W35 Tempra would not be able to provide</p> <p>4 much information because he has no knowledge of what occurred. O17</p> <p>5 said W35 Tempra would not be of any help. Once a decision is</p> <p>6 made after the arbitration, O17 said W35 Tempra may be</p> <p>7 willing to speak to me. O17 said W35 Tempra was terminated</p> <p>8 because he did not witness anything. O17 stated, "They are</p> <p>9 saying he should have."</p> <p>10</p> <p>11 I told O17 I did not know why W35 Tempra was terminated. I</p> <p>12 explained to O17 I was not privileged to any information from</p> <p>13 Internal Affairs regarding W35 Tempra. O17 said the</p> <p>14 termination was going to arbitration. O17 said W35 Tempra was</p> <p>15 terminated for the following two reasons. The first was that "they"</p> <p>16 (Internal Affairs) did not believe W35 Tempra did not hear what was</p> <p>17 going on (during the death of V01 Tyree). The second was an</p> <p>18 allegation that W35 Tempra lied during an initial interview about</p> <p>19 some knowledge. W35 Tempra later made a statement (possibly to</p> <p>20 Internal Affairs) that S01 Lubrin told W35 Tempra he (S01 Lubrin)</p> <p>21 took the guy (V01 Tyree) to the wall. W35 Tempra was terminated for</p> <p>22 dishonesty on two levels. O17 believed it was the most</p> <p>23 ridiculous termination. O17 said W35 Tempra was a "straight</p> <p>24 shooter" and if the arbitration was not pending, he (W35 Tempra)</p> <p>25 would provide me a statement. W35 Tempra lost his job and was</p> <p>26 working long hours in construction just to make ends meet. For that</p> <p>27 reason, O17 was only able to meet with W35 Tempra on the</p> <p>28 weekends.</p> <p>29</p> <p>30 I thanked O17 for informing me of W35 Tempra's situation. I</p>								
OFFICER'S NAME Quinonez, Julian	ID NUMBER 1644	DATE 11/16/16 1236	SHIFT/DAYS OFF DAY SS	SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 11/21/16 1641	PAGE 2	OF 4



REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) 150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) Tyree Michael James	
1 told O17 that I was a little concerned that W35 Tempra did			
2 not want to talk to me being he is only a witness. Again, O17			
3 stated W35 Tempra would not provide a statement to avoid more			
4 evidence being brought into arbitration. O17 was not			
5 concerned that W35 Tempra would provide an inconsistent statement,			
6 she just wanted to be prepared for the arbitration. I told O17			
7 that I respected W35 Tempra's decision and I was now formally			
8 advised that he (W35 Tempra) has retained counsel.			
9			
10 In the past, O17 told W35 Tempra to let the investigators know			
11 he had an attorney. O17 also said I might have frightened O16			
12 because she was in tears when I left. I agreed that O16 was			
13 in tears, but I apologized to her. I told O17 I did not			
14 frighten O16, but I believed she was emotional because of the			
15 whole situation with W35 Tempra. I did not intend to upset O16			
16 and only wanted to talk to W35 Tempra.			
17			
18 O17 stated she worked for the Law Firm			
19 out of Sacramento with a telephone number of .			
20 I told O17 I would contact her after the arbitration date to			
21 inquire about W35 Tempra providing a statement.			
22			
23 O17 told me that W35 Tempra was a straight shooter and did not			
24 have an allegiance with the suspects. I told O17 I wanted to			
25 clarify W35 Tempra's prior statements because the information she			
26 provided today about W35 Tempra's knowledge (S01 Lubrin's use of			
27 force) was not in the original statements he previously provided. I			
28 told O17 I only wanted to know if W35 Tempra forgot about			
29 what occurred or maybe he did not want to say anything. Again, O17			
30 said W35 Tempra really did not know anything.			
OFFICER'S NAME Quinonez, Julian	ID NUMBER 1644	DATE 11/16/16 1236	SHIFT/DAYS OFF DAY SS
SUPERVISORS REVIEW Rodriguez, Daniel	ID NUMBER 1659	DATE 11/21/16 1641	PAGE OF 3 4

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1

2 O17 then stated, after further recollection, W35 Temptra told

3 her he forgot about a "Level two" or "Level B" use of force used by

4 S01 Lubrin (against V01 Tyree). W35 Temptra explained it was not

5 reportable use of force (S01 Lubrin taking V01 Tyree against a wall).

6 W35 Temptra said he remembered the use of force by S01 Lubrin after

7 he learned of the death of V01 Tyree. Again, O17 said W35

8 Temptra would not talk until the arbitration was complete. I told O17

9 I was going to give her contact information to the Deputy

10 District Attorney (DDA) assigned to the case. O17 said W35

11 Temptra was terminated for dishonesty.

12

13 P.L.E.O

14

15 Lieutenant J, Quinonez #1644 Supplemental report

OFFICER'S NAME <b>Quinonez, Julian</b>	ID NUMBER <b>1644</b>	DATE <b>11/16/16 1236</b>	SHIFT/DAYS OFF <b>DAY SS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>11/21/16 1641</b>	PAGE <b>4</b>	OF <b>4</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 SUPPLEMENTAL REPORT:			
2			
3 ATTACHMENTS:			
4			
5 CD containing photographs of the Main Jail North 6th floor and 6B			
6 Dorm			
7			
8 INVESTIGATION:			
9			
10 I am a detective assigned to the Cold Case/Major Crimes Unit in the			
11 Sheriff's Office Investigations Division.			
12			
13 On 12-15-2016 at approximately 1405 hours, Sergeant Carrasco #1643,			
14 Sergeant Brown #1688, DDA Matt Bracker, DDA John Chase and I arrived			
15 at the Santa Clara County Main Jail located at 150 W. Hedding Street			
16 in San Jose. Sergeant Carrasco and Sergeant Brown scheduled a			
17 follow-up viewing of the Main Jail North 6B Dorm for DDA Matt Braker			
18 and DDA John Chase.			
19			
20 While at the Main Jail North 6th floor, I took the following			
21 photographs:			
22			
23 PHOTOGRAPHS:			
24			
25 DSC_0001 & DSC_0004: Images of the Main Jail North 6th floor post desk			
26 area.			
27			
28 DSC_0005 & DSC_0006: Images of the Main Jail North 6th floor hallway			
29 leading to the 6B Dorm from the post desk.			
30			
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>12/20/16 749</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/16 1448</b>	PAGE OF <b>1 6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1	DSC_0007 & DSC_0009: Images of the Main Jail North 6th floor post desk							
2	area and a mirror with a view of the 6A Dorm door.							
3								
4	DSC_0010: Image of the Main Jail North 6th floor post desk area and							
5	the view of the hallway leading to the 6A Dorm.							
6								
7	DSC_0011: Image of the Main Jail North 6th floor interview room #1.							
8								
9	DSC_0012: Image of the Main Jail North 6th floor post desk area and							
10	small hallway leading to the 6A Dorm.							
11								
12	DSC_0013: Images of the Main Jail North 6th floor hallway with a view							
13	of the interview rooms.							
14								
15	DSC_0014 & DSC_0016: Images of the Main Jail North 6th floor interview							
16	room #1.							
17								
18	DSC_0017: Images of the Main Jail North 6th floor elevator area with							
19	green marking on the floor.							
20								
21	DSC_0018: Image of the Main Jail North 6th floor elevator area and the							
22	camera located inside the elevator area.							
23								
24	DSC_0019 & DSC_0020: Images of the Main Jail North 6th floor with a							
25	view of the post desk area from the entrance of the 6C Dorm.							
26								
27	DSC_0021 & DSC_0024: Images of the Main Jail North 6th floor post desk							
28	with a view of underneath the desk.							
29								
30	DSC_0025 & DSC_0027: Images of the Main Jail North 6th floor view from							
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>12/20/16 749</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/16 1448</b>	PAGE <b>2</b>	OF <b>6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 interview room #1 to the elevator area and elevator area camera.			
2			
3 DSC_0028 & DSC_0032: Images of the Main Jail North 6th floor hallway			
4 leading from the post desk area to the entrance of the 6B Dorm.			
5			
6 DSC_0033 & DSC_0046: Images of the Main Jail North 6B Dorm post desk			
7 area.			
8			
9 DSC_0047 & DSC_0050: Images of the Main Jail North 6B Dorm cell			
10 control panel.			
11			
12 DSC_0051 & DSC_0053: Images of the Main Jail North 6B Dorm handcuff			
13 and leg restraint storage box in the post desk area.			
14			
15 DSC_0054 & DSC_0057: Images of the Main Jail North 6B Dorm light			
16 switch panel located on the wall in the post desk area above the fire			
17 alarm.			
18			
19 DSC_0058: Image of the Main Jail North 6B Dorm cell control panel.			
20			
21 DSC_0059 & DSC_0065: Images of the view from the Main Jail North 6B			
22 Dorm cell #19 to cell #48. The door of cell #48 was slightly open and			
23 the shower door next t cell #48 was open.			
24			
25 DSC_0066 & DSC_0067: Images of the Main Jail North 6B Dorm cell #17.			
26			
27 DSC_0068 & DSC_0070: Images of inside Main Jail North 6B Dorm cell #17			
28 and the view through the top door window towards cell #48.			
29			
30 DSC_0071 & DSC_0077: Images of inside Main Jail North 6B Dorm cell #17			
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>12/20/16 749</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/16 1448</b>	PAGE OF <b>3 6</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 and the view through the bottom door window towards cell #48.								
2								
3 DSC_0078 ; DSC_0083: Images of the view from the Main Jail North 6B								
4 Dorm cell #19 to cell #48. The door to cell #48 was open and the								
5 shower door next to cell #48 was closed.								
6								
7 DSC_0084 ; DSC_0087: Images of Main Jail North 6B Dorm cell #39 and								
8 the officer notification panel/button above the sink of cell #39.								
9								
10 DSC_0088 ; DSC_0091: Images of the Main Jail North 6B Dorm cell #39								
11 officer notification light (off and on) outside of cell #39.								
12								
13 DSC_0092 ; DSC_0093: Images of the view from the Main Jail North								
14 elevator camera.								
15								
16 INVESTIGATION CONTINUED:								
17								
18 At approximately 1500 hours, we completed the tour of the Main Jail								
19 North 6th floor and 6B Dorm. We exited the Main Jail and completed								
20 the follow-up.								
21								
22 EVIDENCE:								
23								
24 I later transferred the photographs taken 12-15-2016 to four compact								
25 disks. I provided one compact disk as an attachment to								
26 investigation. Sergeant Brown provided two compact disks to the								
27 District Attorney's Office. I booked one compact disk into the								
28 Sheriff's Office Headquarters evidence room.								
29								
30 End of supplemental report.								
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>12/20/16 749</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/16 1448</b>	PAGE <b>4</b>	OF <b>6</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1
2 <b>PLEOS</b>
3
4 <b>Sergeant N. Cortez #1887 ; Supplemental Report</b>

OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>12/20/16 749</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>12/21/16 1448</b>	PAGE <b>5</b>	OF <b>6</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) _____ RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS _____	<p style="font-size: 18pt; text-align: center;">Office of the Sheriff Santa Clara County</p> <p style="text-align: center;">55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
2	E		1	Compact Disk	Memorex	DVD-R	
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
n/a		150 W. Hedding Street, San Jose			0	335395	<input type="checkbox"/>
DESCRIPTION <b>One CD with photographs of the Main Jail North 6th floor and 6B Dorm taken on 12-15-16</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME _____ ADDRESS _____ CITY _____ <input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOWSING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR DESTRUCTION	WITNESSED BY _____ AND _____
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)# _____	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME _____ ADDRESS _____ CITY _____
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WHO HAS BEEN NOTIFIED ON THE FOLLOWSING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME _____ ADDRESS _____ CITY _____ DATE _____
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Cortez, Noe	1887	12/20/16 749	DET FSS	Rodriguez, Daniel	1659	12/21/16 1448	6	6



REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>					
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>						
1 SUPPLEMENTAL REPORT:								
2								
3 CD with photos of evidence item #8, SO barcode #307553								
4								
5 INVESTIGATION:								
6								
7 On Thursday 05-11-2017 at approximately 1400 hours, I was assigned to								
8 assist Sergeant Mah #2055 with photographing an evidence item in this								
9 case. Sergeant Mah retrieved evidence item #8 (Barcode #307553), an								
10 Apple iPhone, from the Sheriff's Office evidence room for viewing by								
11 IOS Software Engineer from Soundhound Incorporated.								
12								
13 At approximately 1415 hours, Software Engineer arrived at								
14 Sheriff's Office Headquarters to view the evidence (Apple iPhone).								
15 Sergeant Mah placed evidence item #8 on top of the table in the								
16 Sheriff's Office Investigations Division interview room #1.								
17								
18 At approximately 1420 hours, I took the following photographs:								
19								
20 PHOTOGRAPHS:								
21								
22 DSC_7604 - DSC_7605: Images of the packaged evidence item #8 with a								
23 Sheriff's Office evidence label and a Sheriff's Office barcode of								
24 307553. Evidence item #8 also had a Santa Clara County Crime								
25 Laboratory evidence submission label with a Crime Lab barcode of								
26 AA156020.								
27								
28 DSC_7606 - DSC_7608: Images of the back of the packaged evidence item								
29 #8 labeled M15115 and the initials D.C #2022, 08/31/2015.								
30								
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>05/11/17 1654</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>05/12/17 1354</b>	PAGE <b>1</b>	OF <b>3</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 DSC_7609 - DSC_7610: Images of the package for evidence item #8 next			
2 to an iPhone and a small manila envelope extracted by Sergeant Mah			
3 from the sealed package.			
4			
5 DSC_7611: Image of the iPhone labeled AA156020 and a manila			
6 envelope.			
7			
8 INVESTIGATION CONTINUED:			
9			
10 I completed my assignment and transferred the photographs to two			
11 compact disks. I provided one compact disk as an attachment to the			
12 report.			
13			
14 EVIDENCE:			
15			
16 I booked one compact disk containing the photographs of evidence item			
17 #8, barcode 307553 into the Sheriff's Office Headquarters evidence			
18 room.			
19			
20 End of supplemental report.			
21			
22 PLEOS			
23			
24 Sergeant N. Cortez #1887 - Supplemental Report			
25 Sergeant K. Mah #2055 - Supplemental Report			
OFFICER'S NAME <b>Cortez, Noe</b>	ID NUMBER <b>1887</b>	DATE <b>05/11/17 1654</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>05/12/17 1354</b>	PAGE OF <b>2 3</b>

REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

<div style="text-align: right; padding-right: 20px;"> <p>Office of the Sheriff Santa Clara County</p> <p>55 West Younger Avenue San Jose CA 95110 (408) 808-4500</p> </div>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E		1	Compact Disk	Memorex	CD-R		
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
n/a		55 W. Younger Avenue, San Jose			0	343676		<input type="checkbox"/>
DESCRIPTION <b>One CD containing photographs of evidence item #8, barcode #307553.</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Cortez, Noe	1887	05/11/17 1654	DET FSS	Rodriguez, Daniel	1659	05/12/17 1354	3	3

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 INVESTIGATION:			
2			
3 On 05-11-17, I was assigned as a Sergeant to the S.A.F.E. (Sexual			
4 Assault Felony Enforcement) Task Force within the Santa Clara County			
5 Sheriff's Office. Part of my job function is to conduct computer			
6 forensics and mobile device data extractions.			
7			
8 On 05-11-17, Sergeant Carrasco asked me to meet with iOS software			
9 Engineer .			
10			
11 At approximately 1415 hours, I met with in the lobby of			
12 Sheriff's Office Headquarters. was tasked with examining			
13 S01-Lubrin's Apple mobile device (Evidence item #8, bar code			
14 307553).			
15			
16 I obtained the sealed evidence bag containing S01-Lubrin's mobile			
17 device from Sergeant Carrasco. I walked with to			
18 Headquarters Interview Room #1 and recorded the meeting. Sergeant			
19 Cortez was inside of the interview room.			
20			
21 I had Sergeant Cortez take digital photographs of the sealed evidence			
22 bag. (Please see Sergeant Cortez' supplemental report for further			
23 information).			
24			
25 At approximately 1425 hours, in the presence of and Sergeant			
26 Cortez, I placed on latex gloves and I opened the evidence bag and			
27 removed the Apple iPhone mobile device. There was also a small coin			
28 envelope which contained a T-Mobile SIM card and SIM card tray from			
29 the Apple device.			
30			
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>05/11/17 1751</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>05/12/17 1353</b>	PAGE OF <b>1 4</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 I attempted to power on the device but the battery was drained and			
2 without power. I used an OEM wall charger and connected it to the			
3 Apple iPhone mobile device in order to charge it. I also had			
4 wear latex gloves.			
5			
6 At approximately 1445 hours, the Apple logo appeared on the screen of			
7 the iPhone. A status bar appeared under the logo, but the status bar			
8 did not move. Normally, a white status bar slowly appears at the left			
9 side of the bar and moves to the right as it progresses.			
10			
11 At approximately 1448 hours, completed a soft reset on the			
12 device, which consisted of holding the Power button and the Home			
13 button together at the same time for approximately 10 seconds, then			
14 released it.			
15			
16 At approximately 1451 hours, unplugged S01-Lubrin's Apple			
17 iPhone and plugged it into his Macbook Pro. explained to me			
18 he had written a program which would detect if an iPhone had been			
19 jailbroken.			
20			
21 Macbook Pro detected S01-Lubrin's Apple iPhone with iOS			
22 version 8.02.			
23			
24 During this time, the Apple logo still appeared on the screen and the			
25 status bar did not progress.			
26			
27 and I waited for the progress bar, but it did not move.			
28			
29 At approximately 1515 hours, I opened the coin envelope containing the			
30 SIM card and SIM tray and at the request of , I inserted the			
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>05/11/17 1751</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>05/12/17 1353</b>	PAGE OF <b>2 4</b>

REPORT TYPE [O] Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	Office of the Sheriff Santa Clara County NARRATIVE FORM	CASE NO. <b>15-239-0032J</b>
LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>		VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>	
1 SIM card tray along with the SIM card into S01-Lubrin's Apple			
2 iPhone.			
3			
4 At approximately 1516 hours, S01-Lubrin's Apple iPhone was drained of			
5 power. The device was plugged back into the OEM wall charger and			
6 given time to charge again.			
7			
8 At approximately 1521 hours, unpluged the iPhone from the			
9 wall charger and plugged the iPhone back into his Macbook Pro.			
10 used his program to extract device log data from the iPhone.			
11			
12 was unable to make an immediate determination on whether or			
13 not the device was jailbroken because the status bar would not move.			
14 He believed this error occurred as a result of a failed restore or			
15 backup.			
16			
17 At approximately 1528, unpluged the iPhone from his Macbook			
18 Pro.			
19			
20 I placed the iPhone back into the evidence bag.			
21			
22 I took the evidence bag with me and escorted back out into			
23 the lobby and he left the building.			
24			
25 I went back to my desk and removed the SIM card and SIM card tray and			
26 placed them back into the coin envelope. I then placed the coin			
27 envelope into the original evidence bag.			
28			
29 Since I was not able to power off the device because of the			
30 non-functioning power button, I placed the Apple iPhone back into the			
OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>05/11/17 1751</b>	SHIFT/DAYS OFF <b>DET FSS</b>
SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>05/12/17 1353</b>	PAGE OF <b>3 4</b>

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 <b>evidence bag and sealed it. I submitted the sealed evidence bag back</b>
2 <b>into the Evidence Locker.</b>
3
4 <b>P.L.E.O.</b>
5
6 <b>Sergeant Mah #2055 Assist, Supplemental Report</b>

OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>05/11/17 1751</b>	SHIFT/DAYS OFF <b>DET FSS</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>05/12/17 1353</b>	PAGE <b>4</b>	OF <b>4</b>
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REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **The sole purpose of this is to submit evidence from an iPhone**

2 **examination by from 05-11-17.**

OFFICER'S NAME <b>Mah</b>	ID NUMBER <b>2055</b>	DATE <b>07/02/18 1454</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>07/02/18 1531</b>	PAGE <b>1</b>	OF <b>2</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

	<b>Office of the Sheriff</b> <b>Santa Clara County</b>  55 West Younger Avenue San Jose CA 95110 (408) 808-4500
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E		1	Media			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		55 West Younger Avenue, San Jose, CA			0	369448	<input type="checkbox"/>
DESCRIPTION (1) DVD containing video evidence from an iPhone examination performed by							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY	AND
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<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Mah	2055	07/02/18 1454		Rodriguez, Daniel	1659	07/02/18 1531	2	2

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	Office of the Sheriff Santa Clara County <b>NARRATIVE FORM</b>	CASE NO. <b>15-239-0032J</b>
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LOCATION OF ORIGINAL EVENT (IF KNOWN) <b>150 W Hedding Street / San Jose / 95110 / Main Jail North - 6-B/Cell #39</b>	VICTIM NAME (LAST, FIRST, MIDDLE (FIRM, IF BUSINESS)) <b>Tyree Michael James</b>
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1 **THE PURPOSE OF THIS SUPPLEMENTAL REPORT IS TO BOOK EVIDENCE IN THIS**

2 **CASE .**

OFFICER'S NAME <b>Alves, Juvenal</b>	ID NUMBER <b>7410</b>	DATE <b>01/10/20</b>	SHIFT/DAYS OFF <b>749</b>	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>01/15/20</b>	1426	PAGE <b>1</b>	OF <b>3</b>
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REPORT TYPE <input type="radio"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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SOURCE CODE: "F" = FINDER "O" = OWNER "S" = SUSPECT "V" = VICTIM

SOURCE LAST, FIRST, MIDDLE (FIRM, IF BUSINESS) RESIDENCE ADDRESS and PHONE; BUSINESS PHONE and ADDRESS

Office of the Sheriff Santa Clara County  55 West Younger Avenue San Jose CA 95110 (408) 808-4500	
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
1	E		1	TOTE BOX				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		55 W YOUNGER AVE SAN JOSE CA 95110			0	403493		<input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX CONTAINING WELFARE CHECK AND DAYROOM/SUNDECK LOG BOOKS, AND POST LOG BOOKS</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
2	E		1	TOTE BOX				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		55 W YOUNGER AVE SAN JOSE CA 95110			0	403494		<input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX CONTAINING PARTS 1,2,3,4 AND 5 OF THE CASE FILE</b>								

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code	
3	E		1	TOTE BOX				
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE		PROCESS EVIDENCE
		55 W YOUNGER AVE SAN JOSE CA 95110			0	403495		<input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX CONTAINING ITEMS FOR S3 RAMIREZ, THE CELLEBRITE PHONE RIP, PERTINENT CALL LOGS, WIRE ROOM SIGN-IN SHEET, ORDER MINIMIZATION</b>								

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE	NAME	ADDRESS	CITY
	<input type="checkbox"/> FOLLOWING NAMED PERSON			

WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF
Alves, Juvenal	7410	01/10/20 749		Rodriguez, Daniel	1659	01/15/20 1426	2	3

REPORT TYPE <b>[O] Unattended Death</b>	<input checked="" type="checkbox"/> <b>SUPPLEMENTAL</b>	<b>PROPERTY</b>	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> <b>HEALTH HAZARD</b>
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L-# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
4	E		1	TOTE BOX			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>55 W YOUNGER AVE SAN JOSE CA 95110</b>			VALUE <b>0</b>	LOC CODE <b>403496</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX CONTAINING ITEMS FOR S2 FARRIS, THE BLACKBAG TECHNOLOGIES DIGITAL FORENSICS REPORT, CRIME LAB MOBILYZE/CELLBRITE REPORT.</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
5	E		1	TOTE BOX			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>55 W YOUNGER AVE SAN JOSE CA 95110</b>			VALUE <b>0</b>	LOC CODE <b>403497</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX CONTAINING DETECTIVE OPERATIONS PLANS, MAIN JAIL COMPLAINTS, SCCSO REPORTS, SANTA RITA JAIL CALLS, MAJOR CASE EXAM REQUESTS,</b>							

ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	
6	E		1	TOTE BOX			<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
SERIAL NUMBER		LOCATION COLLECTED <b>55 W YOUNGER AVE SAN JOSE CA 95110</b>			VALUE <b>0</b>	LOC CODE <b>403498</b>	PROCESS EVIDENCE <input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX WITH BLOW-UPS OF INCIDENT TIMELINES</b>							

OFFICER'S NAME <b>Alves, Juvenal</b>	ID NUMBER <b>7410</b>	DATE <b>01/10/20 749</b>	SHIFT/DAYS OFF	SUPERVISORS REVIEW <b>Rodriguez, Daniel</b>	ID NUMBER <b>1659</b>	DATE <b>01/15/20 1426</b>	PAGE <b>3</b>	OF <b>3</b>
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REPORT TYPE <input type="checkbox"/> Unattended Death	<input checked="" type="checkbox"/> SUPPLEMENTAL	PROPERTY	CASE NO. <b>15-239-0032J</b>	<input type="checkbox"/> HEALTH HAZARD
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PROPERTY CODES D = DISPOSAL REQUEST E = EVIDENCE F = FOUND K = SAFEKEEPING O = UNDER OBSERVATION	<input type="checkbox"/> SEARCH WARRANT <input type="checkbox"/> FINDER'S CLAIM <input type="checkbox"/> 5150 / 8102 W and I <input type="checkbox"/> DV/120285	LOCATION CODES L# = LOCKER NUMBER F = FREEZER R = REFRIGERATOR V = VICTIM
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ITEM#	CODE	SOURCE	QTY	PROPERTY TYPE	BRAND / MAKE	MODEL	<b>LOCATION</b>  <b>BAR CODE</b>  Bar code
1	E		1	TOTE BOX			
SERIAL NUMBER		LOCATION COLLECTED			VALUE	LOC CODE	
		55 W YOUNGER AVE SAN JOSE CA 95110			0		<input type="checkbox"/>
DESCRIPTION <b>ONE ZIP LOCK TIED TOTE BOX CONTAINING FOUR BINDERS WITH SCCSO REPORTS, ONE BINDER WITH A PHONE EXAMINATION REPORT, AND ONE BINDER CONTAINING INFORMATION</b>							

FOLLOW UP OFFICER:	PIN#:	FOLLOW UP OFFICER'S SPECIAL INSTRUCTIONS:
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RELEASE TO:	<input type="checkbox"/> PERSON NAMED ABOVE      NAME      ADDRESS      CITY	<input type="checkbox"/> FOLLOWING NAMED PERSON
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DAT	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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<input type="checkbox"/> DESTROY THE FOLLOWING ITEM(S)#	AUTHORITY FOR DESTRUCTION	WITNESSED BY
		AND

<input type="checkbox"/> AUCTION THE FOLLOWING ITEM(S)#	AUTHORITY FOR AUCTION	CASE STATUS
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<input type="checkbox"/> RELEASE TO:	NAME	ADDRESS	CITY
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WHO HAS BEEN NOTIFIED ON THE FOLLOING DATE	BY OFFICER	TO PICK UP THE FOLLOWING ITEM	AUTHORITY FOR RELEASE	CASE STATUS
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STAFF OFFICER'S APPROVAL	APPROVAL DATE	RELEASED BY	DATE/TIME RELEASED
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I ACKNOWLEDGE RECEIPT OF THE ABOVE SPECIFIED ITEMS	NAME	ADDRESS	CITY	DATE
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OFFICER'S NAME	ID NUMBER	DATE	SHIFT/DAYS OFF	SUPERVISORS REVIEW	ID NUMBER	DATE	PAGE	OF	
Alves, Juvenal	7410	01/28/20	1258	Puente, Jeffery	1858	01/28/20	1409	2	2