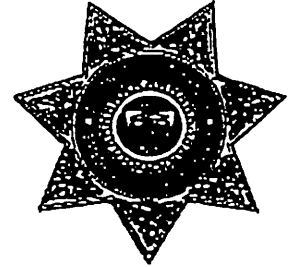


INTEROFFICE MEMO

DATE: May 28, 1999

FROM: JOHN P. KOCHIS *JK*
SUPERVISING DEPUTY DISTRICT ATTORNEY

TO: RICHARD MAXWELL
CHIEF DEPUTY DISTRICT ATTORNEY

DENNIS L. STOUT
DISTRICT ATTORNEY

AND

DANIEL C. LOUGH
ASST. DISTRICT ATTORNEY

SUBJECT: OFFICER INVOLVED SHOOTING
OFFICER: JEFF BENNETT, CORONA POLICE DEPARTMENT
INJURED SUSPECT: HERMINO CONTRERAS
INCIDENT DATE: JANUARY 3, 1999

CRIMINAL CHARGES

A criminal complaint charging defendant Hermino Contreras with PC245(c), Assault With a Deadly Weapon on a Peace Officer, CVC 10851, Unlawful Taking of a Vehicle, and CVC 2800a, Felony Evading was filed on January 6, 1999. The case is currently set for jury trial on Monday, June 21, 1999.

FACTUAL SUMMARY

Corona Police Department Officer Jeff Bennett observed defendant Contreras driving a car recently stolen from a parking lot in Corona on January 3, 1999 at approximately 2:00 a.m. Officer Bennett and other Corona officers pursued the defendant and attempted to stop him by using their lights and sirens. All the Corona officers were in marked patrol cars. The defendant failed to stop.

The defendant continued to drive on the freeway at speeds of up to 75 miles per hour. He swerved and cut off a big rig truck in the process. Defendant exited the freeway at Mountain Avenue.

After the defendant exited on Mountain Avenue he ran through two red lights, traveled at speeds of up to 85 miles per hour and caused numerous cars to swerve out of his way. He continued to travel at speeds of up to 85 miles per hour through residential neighborhoods in Ontario while being pursued by the Corona Police.

The defendant eventually hit a curb at Hollowell Street in Ontario, stopped, and opened the door to the stolen car. Officer Bennett, who was behind the defendant during the pursuit, stopped behind the defendant, opened his door and started to exit his patrol car.

Defendant then put the stolen car in reverse and rammed Officer Bennett's patrol car. The defendant moved forward and Officer Bennett exited his patrol car just as the defendant backs up ramming the patrol car a second time. This causes Officer Bennett to be struck by the door to his patrol car and fall down. Officer Bennett then drew his service revolver and fired ten rounds at the defendant. The defendant is struck approximately three times.

Officer Bennett stated at the time he fired at the defendant he thought he was in danger of being crushed by either his patrol car or the defendant's car.

The defendant was subsequently taken to the hospital and treated. After his release from the hospital he was transported to County Jail where he remains in custody awaiting trial.

LEGAL STANDARD

Self-Defense

"The legal doctrine of self-defense is codified in Penal Code Sections 197 through 199. Where from the nature of an attack a person, as a reasonable person, is justified in believing that his assailant intends to commit a felony upon him, he has a right in defense of his person to use all force necessary to repel the assault; he is not bound to retreat but may stand his ground; and he has a right in defense of his person to repel the assault upon him even to taking the life of his adversary. (People v. Collins (191) 189 Cal.App.pp.2d 575, [1] Cal.Rptr.504.) (3)

Justification does not depend upon the existence of actual danger but rather depends upon appearances; it is sufficient that the circumstances be such that a reasonable person would be placed in

fear for his safety and the defendant act out of that fear. (Pen. Code Sec 198; People v. Collins, supra.) He may act upon such appearances with safety; and if without fault or carelessness he is misled concerning them, and defends himself correctly according to what he supposes the facts to be, his act is justifiable, though the facts were in truth otherwise, and though he was mistaken his judgment as to such actual necessity at such time and really had no occasion." People v. Clark 130 Cal.App.3d 371, 277, 181 Cal.Rptr. 682 (1982).

Apprehending a felony

"Homicide is also justifiable when committed by any person in any of the following cases:

1. When resisting any attempt to murder any person, or to commit a felony, or to do some great bodily injury upon any person; or,"
2. When necessarily committed in attempting, by lawful ways and means, to apprehend any person for any felony committed, or in lawful suppressing any riot, or in lawfully keeping and preserving the peace.

Calif. Penal Code Section 197 West (1987)

ANALYSIS

Officer Bennett was justified in shooting at defendant Contreras for several reasons. First, he was justified in shooting at defendant Contreras because he was a fleeing felon who presented a potential danger to civilians on the freeway and streets of Ontario with his reckless driving. Defendant drove at speeds of up to 85 miles per hour and ran red lights while going through residential areas of Ontario. He caused other cars to swerve to avoid a collision.

Second, Officer Bennett was justified in shooting at the defendant as an act of self-defense. At the time the shots were fired defendant Contreras had rammed Officer Bennett's patrol car twice, knocking him to the ground. Officer Bennett had a reasonable fear of being injured by the defendant if he didn't use deadly force.

CONCLUSION

For the reasons stated above, the actions of Officer Bennett taken against the defendant on January 5, 1999 were justified.



CORONA POLICE DEPARTMENT

849 WEST SIXTH STREET
P.O. BOX 940
CORONA, CALIFORNIA 91718-0090
CA0331500

Initial
 Supplemental

<input type="checkbox"/> No Suspect	<input type="checkbox"/> Injuries	<input type="checkbox"/> No Prosecution Desired	CR # <u>99-0087</u>
<input type="checkbox"/> Arrest	<input type="checkbox"/> Property/Evidence	<input type="checkbox"/> Telephone Report	Related Report (s) <u>98-15826</u>
<input type="checkbox"/> Suspect	<input type="checkbox"/> Additional Person/Vehicle	<input type="checkbox"/> Desk Report	
<input type="checkbox"/> Unk. Suspect	<input checked="" type="checkbox"/> Narrative	<input type="checkbox"/> Courtesy Report	

CASE SUMMARY	Primary Code Section/Description <u>10851 U.C. AUTO THEFT</u>		BCS Code(s) <u>070121</u>	Counts <u>01</u>
	Other Code Sections/Description <u>2800.2 U.C. RECKLESS EVADING OF PEACE OFFICER</u>		BCS Code(s) <u>260705</u>	Counts <u>01</u>
	Supplemental Code <input type="checkbox"/> Modify <input type="checkbox"/> New <input type="checkbox"/> Same <input type="checkbox"/> Add <u>245(c) P.C. ADW UPON PEACE OFFICER</u>		BCS Code(s) <u>040302</u>	Counts <u>01</u>
	Location <u>900 BLK. HALLOWELL ST. ONTARIO</u>		Business Name <input type="checkbox"/> Victim <input checked="" type="checkbox"/> NA	
	Occurrence on/between Date/Time <u>010399</u> Date/Time <u>0142</u>		Reported Date/Time <u>010399 0142 HRS.</u>	
	Case Status <u>C</u>	If Cleared - Code <u>E</u>	Officer Injured? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____	Officer Killed? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____

VM=victim RP=reporting party / informant WT=Wit OT=other SU=Suspect

Name (L,F,M)	D.O.B	Occupation
Residence Address	City	Zip
Res. Phone ()		
Business <input type="checkbox"/> Same as Residential	City	Zip
Bus. Phone ()		

Name (L,F,M)	D.O.B.	Occupation
Residence Address	City	Zip
Res. Phone ()		
Business <input type="checkbox"/> Same as Residential	City	Zip
Bus. Phone ()		

SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info

Vehicle Description		<input type="checkbox"/> Victims Veh	<input type="checkbox"/> Suspects Veh
License	State	Year	Make
Model	Body Style	Color	Vin
<input type="checkbox"/> Unique Characteristics	<input type="checkbox"/> Description of Damage	<input type="checkbox"/> NA	

Summary/Narrative:
1. "SEE CONTINUATION SHEET"

THIS IS A TRUE AND
CERTIFIED POLICE DEPT. COPY
DATE: 1-6-98
TO: Sgt. Garcia
BY: P. Parja 11357
CORONA POLICE DEPT.
DO NOT REPRODUCE OR RELEASE TO ANYONE

99 JAN 14 11:07 AM '98
CORONA POLICE DEPT.

Property Loss <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Value \$	Property Damage <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Describe
---	---

Officer ID #/ Name <u>10922 ROLLSTON</u>	Reviewed ID #/ Name <u>0070 ABEL</u>	810499 0640	Entry CLETS/NCIC RMS <u>10010498</u>
CPD Form # INITSUP	Copies: <input checked="" type="checkbox"/> DET <input type="checkbox"/> TRAF <input type="checkbox"/> PROP <input type="checkbox"/> OFCR <input type="checkbox"/> DA <input type="checkbox"/> DOJ <input type="checkbox"/> Crime Prev <input checked="" type="checkbox"/> Other <u>ONTARIO P.D.</u>	Routed By: <u>ED</u>	Page <u>1</u> of <u>10</u>

LOW ANDERSON

Premises	Point of Entry	Prop. Taken	Evidence	Victim Rel/Susp
Business Q 1 1 Bank/Sav. Loan Finance/Cred Union 2 Bar 3 Cleaners/Laundry 4 Construction Site 5 Theater 6 Fast Foods 7 Gas Station 8 Hotel/Motel 9 Dept/Disc Store 10 Drug/Pharm Store 11 Gun/Sport Store 12 Jewelry Store 13 Liquor Store 14 Photo Stand 15 Convenience Store 16 Tire Store 17 Restaurant 18 Supermarket 19 Video/TV/Radio 20 Auto Parts 21 Bicycle Store 22 Clothing Store 23 Hardware 24 Medical 25 Office Building 26 Shoe Store 27 Warehouse 28 Entertainment 29 Storage Facility 30 Other Residence 31 Apartment 32 Condo/Townhouse 33 Duplex/Fourplex 34 Garage Attached 35 Garage Detached 36 House 37 Mobile Home 38 Retirement Home 39 Other Public 40 Church 41 Hospital 42 Park/Playground 43 Public Building 44 School 45 Shopping Center 46 <u>Street/Hwy/Fwy</u> 47 Other	Q 2 1 Front 2 Rear 3 Side 4 North 5 South 6 East 7 West 8 Window 9 Door 10 Sliding Glass Door 11 Basement 12 Roof 13 Floor 14 Wall 15 Duct/Vent 16 Garage 17 Adj. Building 18 Ground Level 19 Upper Level 20 Other Method Of Entry Q 3 1 No Force Used 2 Attempt Only 3 Bodily Force 4 Bolt Cut/Pliers 5 Chan Lock/Pliers Wrench/Vice Grips 6 Saw/Drill/Burn 7 Screwdriver 8 Tire Iron 9 Unk Pry Bar 10 Coat Hanger/Wire Slim Jim 11 Key Slip/Shim 12 Punch 13 Remove Louvers 14 Window Smashed 15 Brick/Rock 16 Hid in Building 17 Lock Box 18 Unlock Door/Window 19 Other Vehicle Entry Q 4 1 Door/Lock Forced 2 Conv/T-Top Forced 3 Trunk Forced 4 Window Broken 5 Window Forced 6 Window Open 7 Unlocked 8 Other	Q 5 1 Cash/Notes 2 Jewelry/Metals 3 Clothing/Furs 4 Office Equip. 5 TV/Cam/Stereo 6 Firearms 7 Household Goods 8 Consumer Goods 9 Livestock 10 Misc. 11 Car Radio/Spkrs 12 Narcotics/Drugs 13 Tools 14 Other Phys. Security Q 6 1 Audible Alarm 2 Silent Alarm 3 Security Patrol 4 Dog 5 Standard Locks 6 Auxiliary Locks 7 Deadbolts/Windows 8 Windows Bars/Grill 9 Outside Lights On 10 Inside Lights On 11 Garage Door Lock 12 Obscured Int View 13 Comm/Business 14 Security Signs 15 Other Burglary Only Is Victim Member of Neighborhood Watch? <input type="checkbox"/> Yes <input type="checkbox"/> No Interested in Neighborhood Watch? <input type="checkbox"/> Yes <input type="checkbox"/> No Had Home/Business Inspection? <input type="checkbox"/> Yes <input type="checkbox"/> No Interested in Inspection? <input type="checkbox"/> Yes <input type="checkbox"/> No	Q 7 1 Blood 2 Bullet Casings 3 Clothes 4 Fingerprints 5 Footprints 6 Hair 7 Other Prints 8 Paint 9 Photographs 10 Rape Kit 11 Semen 12 Stains 13 Tools 14 Tool Marks 15 Vehicle 16 Weapon (s) 17 Urine 18 Breath 19 Other Solvability Factors Q 8 1 Will Not Prosecute 2 There is a Witness <u>Suspect Arrested</u> 3 Suspect Named 4 Suspect Described 5 Suspect Can Be ID'd 6 Susp Can Be Found 7 Susp Veh Can Be ID'd 8 Identifiable 496 9 Good Physical Evid 10 Major Inj/Sex Crime 11 Significant MO 12 Witness needs Cont. 13 ID Called Out 14 Inf contacted 15 Neighbors Checked	Q 9 1 Husband 2 Wife 3 Mother 4 Father 5 Daughter 6 Son 7 Brother 8 Sister 9 Other Family Member 10 Acquaintance 11 Friend 12 Boy/riend 13 Girlfriend 14 Neighbor 15 Business Associate 16 Stranger 17 Other Victim Physical Condition Q 10 1 Under Influence 2 Sick/Injured 3 Senior Citizen 4 Blind 5 Handicapped 6 Deaf 7 Mute 8 Mentally Impaired 9 Other Vehicle Type Q 11 1. Passenger Car 2. Motorcycle/Moped 3. Pickup Truck 4. Trailer 5. Truck 6. Van 7. Camper 8. Motorhome 9. Other

(Narrative Cont.)



CORONA POLICE DEPARTMENT

849 WEST SIXTH STREET
 P.O. BOX 940
 CORONA, CALIFORNIA 91718-0090
 CA0331500

Suspect
 Arrest

AR# (Booking#)		Re Other Reports		Victim: <input type="checkbox"/> State of Calif. <input type="checkbox"/> City of Corona		CR# 99-0087	
Name (Last, First, Middle) CONTRERAS, HERMINIO AGUILAR JR.			Age 20	D.O.B. 111978	Occupation UNK.		
AKA's "JUNIOR", "CRIMINAL", "WOODSTOCK"		Tattoos/Scars ABOVE R-EYE: "UNS" R-NECK: "XIII" L-ARM: "CORONA #1", "CVL", R-ARM: "CRIMINAL", BACKNECK: "CONTRERAS"					
Residence Address POSS. 1015 WEST E ST.			Apt#	City/State ONTARIO CA	Zip Code UNK.	Phone# () UNK.	
Business Name/Address				City/State	Zip Code	Phone# ()	
Sex M	Race H	Height 600	Weight 145	Build MED	Hair BLK	Eyes BRN	Clothing BLU "VISIONEPO'S" CRIM VEST, GRY HOODED SWEATSHIRT, DARK PANTS BLU GLOVES
DL# UNK.		State	SSN#		Place of Birth UNK.		
License# 2FFE038		State CA	Year 87	Model MITS.	Body Style VAN	Color(s) SILVER	
Disposition of Vehicle <input type="checkbox"/> Left parked at Scene <input type="checkbox"/> NA			Released at Scene to: <input type="checkbox"/> NA		Impounded/stored at: Other _____ <input type="checkbox"/> C. City <input type="checkbox"/> Specialty <input type="checkbox"/> Hamner <input type="checkbox"/> NA		
Date/Time of Arrest 010398 APPROX. 0205		Arresting Officer (Name/ID)			Location of Arrest 900 BLK. HALLOWELL ST., ONTARIO		
Date/Time/Booking Officer				Date/Time/Searching Officer			
<input type="checkbox"/> Belt <input type="checkbox"/> Cigarette <input type="checkbox"/> Address Book <input type="checkbox"/> Billfold <input type="checkbox"/> Brush <input type="checkbox"/> Medicine <input type="checkbox"/> Purse <input type="checkbox"/> Comb <input type="checkbox"/> Lighter <input type="checkbox"/> Wallet <input type="checkbox"/> Make-up <input type="checkbox"/> Credit Cards# <input type="checkbox"/> Knife <input type="checkbox"/> Keys <input type="checkbox"/> Additional Prop(Prop Rpt)				Jewelry/Money/Other:			
Property Inventory By		Verified By	Prop Loc	Cell #	Prisoner's Signature. Property OK.		
Code Violation	M/F	Cts.	Description/Warrant#			BCS Code#	
1.							
2.							
3.							
4.							
Arrestee: <input type="checkbox"/> Booked at CPD <input type="checkbox"/> RCJ <input type="checkbox"/> Bailed <input type="checkbox"/> 849b PC <input type="checkbox"/> 853.6 PC <input type="checkbox"/> Other <input type="checkbox"/> Cite#							
Prisoner Released by: Date/Time:				Property Release by: Date/Time:			
WC's Remarks for Prisoner's Release:				WC's Signature Date/Time			
Received of Chief of Police and Jailer all property and money belonging to me. (Prisoner's Signature)							
Narrative:							
Signature of Arresting Officer/ID#			Reviewed by Name/ID#			Case Status	If Cleared-Code
CPD Form SUSPECT	Copies <input type="checkbox"/> DET <input type="checkbox"/> TRAF <input type="checkbox"/> PROP <input type="checkbox"/> OFCR _____ <input type="checkbox"/> DA <input type="checkbox"/> DOJ <input type="checkbox"/> Crime Prev <input type="checkbox"/> Other _____			Routed By	Rms _____ Clet/NCIC _____	Page 3 of 10	

Hair Length	Facial Hair	Teeth	Modus Operandi
1 Bald a 20 2 Collar 3 Receding 4 <u>Shaved</u> 5 Short 6 Shoulder 7 Other	1 Beard - Scraggly a 25 2 Beard - Short 3 Beard - Full 4 <u>Clean Shaven</u> 5 Fumanchu 6 Goatee 7 Mustache - Thin 8 Mustache - Thick 9 Sideburns 10 Unshaven 11 Other	1 Braces a 30 2 Bucked 3 Chipped 4 Crooked 5 Gaps Between 6 Gold/Silver Capped 7 Jewel/Studded 8 Missing 9 Retainer 10 Stained/Decayed 11 Other	Suspect Pretends To Be a 34 1 Taking a Survey 2 Customer/Client Delivery Person 3 Stranded Motorist 4 Drunk Employee/Employer 5 Friend/Relative 6 Ill/Injured 7 Needed Telephone 8 Police/Law Official 9 Repter 10 Repair Man 11 Sales-Lawful Goods 12 Sales-Unlawful Goods 13 Seeking Assistance 14 Seeking Directions 15 Seeking Someone
Hair Type	Complexion	Unique Clothing	Suspect's Actions
1 Coarse 2 <u>Fine</u> a 21 3 Thick 4 Thinning 5 Wig 6 Wiry 7 Other	1 Acne a 26 2 Pocked Marked 3 Albino 4 Dark 5 Freckled 6 <u>Light/Fair</u> 7 Medium 8 Olive 9 Pale/Shallow 10 Ruddy 11 Tanned 12 Weathered 13 Wrinkled 14 Other	1 Baseball Cap a 31 2 Cowboy Hat 3 Leather Hat 4 Other Hat 5 Ski Mask 6 <u>Nylon Mask</u> 7 <u>Gloves</u> 8 Military Jacket 9 Bandana 10 Ski/Down Jacket 11 Vest 12 Levi Jacket 13 Windbreaker 14 Leather Jacket 15 <u>Gang Attire</u> 16 Other	1 Climaxed a 35 2 Unknown if Climaxed 3 Ties or Binds Vict. 4 Covers Vict's Face 5 Photographs Victim 6 Forces Oral Cop 7 Orally Cops Vict 8 Rapes W/Foreign Obj. 9 Sodomized Victim 10 Suggested Lewd Act 11 Inserted Finger 12 Forced to Fondle 13 Masterbated Self 14 Rapes more than once 15 Forces to Disrobe 16 Follows victim 17 Forces Vehicle off the Road 18 Strikes Vict 19 Stabs Vict 20 Shoots Vict 21 Fires Weapon 22 Uses Demand Note 23 Wears Gloves 24 Hides in Bushes 25 Has Accomplice (s) 26 Claims an Accomplice 27 Snatches Vict's Purse 28 Under the Influence 29 Demands/Steals Veh 30 Demands Narcotics 31 Blindfolds Vict 32 Forces to Lie Down 33 Forces to Rear of Store 34 Locks in Room/Office 35 Kidnaps Vict 36 Makes Vict Count 37 Handcuffs Vict 38 Tortures Vict 39 Other <u>FLEES DRIVING STOLEN VEHICLE, RAMS PATROL CAR</u>
Hair Condition	Glasses/Lenses	Weapon	
1 <u>Clean</u> a 22 2 Dirty 3 Greasy 4 Matted 5 Odor 6 Other	1 Yes - Unk. Type a 27 2 Prescrip Glasses 3 Sun Glasses 4 Wire Frames 5 Plastic Frames 6 Lens Ornamentation 7 Contact Lenses 8 Frame - Gold 9 Frame - Silver 10 Frame - Black 11 Other Frame Color 12 Other	1 Club a 32 2 Hand Gun 3 Other Unk Gun 4 Rifle 5 Shot Gun 6 Toy Gun 7 Simulated 8 Pocket Knife 9 Butcher Knife 10 Other Cut Inst. 11 Hands/Feet 12 Bodily Force 13 Strangulation 14 <u>Tire Iron</u> 15 <u>Vehicle</u> 16 Explosive Device 17 Other	
Hair Style	RT/LT Handed	Tatoos/Marks/Scars	
1 Afro/Natural a 23 2 Braided 3 Bushy 4 <u>Butch</u> 5 Combed Back 6 Corn-Row 7 Curlers 8 Curly 9 Flattop 10 Military 11 Mohawk 12 Ponytail 13 Punk 14 Straight 15 Styles 16 Center Parted 17 Left Parted 18 Right Parted 19 Unkempt 20 Wavy 21 Widows Peak 22 Other	0 <u>Unk</u> a 28 1 Right-Handed 2 Left-Handed	1 <u>Face</u> a 33 2 <u>Neck</u> 3 <u>Arms</u> 4 Hands 5 Legs 6 Shoulders 7 Chest 8 Back 9 Scar Feature 10 Mark Feature 11 Other	
Dist. Feature	Speech/Voice		
1 Amputation a 24 2 Artificial Limb 3 Cane/Crutch 4 Cast-Arm/Cast-Leg 5 Crippled 6 Deformed 7 Growth/Mole 8 Hearing Aid 9 Limp 10 Skin Discolored 11 Spastic Movements 12 Earring/Left Ear 13 Earring/Right Ear 14 Other	0 NA a 29 1 Eastern US Accent 2 Southern US Accent 3 Foreign Accent 4 Deep 5 Disguised 6 High 7 Slurred 8 <u>Soft</u> 9 Speech Imped 10 Other		

Narrative Cont:

ASSISTING PERSONNEL:

SGT. ABEL CPD
CPL. WEEKS CPD
OFCR. BENNETT CPD
OFCR. BLOOMFIELD CPD
OFCR. BOYDD CPD
OFCR. ARROYO OPD
OFCR. GUSKI OPD
MED. UNIT #137 AMR
ENGINE #131 (CPT. GUINN) ONTARIO FD

DETAILS:

ON 010399 I WAS WORKING PATROL, DRIVING A MARKED POLICE VEHICLE (#7991) AND WEARING A FULL POLICE UNIFORM, IN THE CITY OF CORONA. AT APPROX. 0142 HRS., I DROVE W/B ON E. FOURTH ST. AND CAME TO A STOP AT THE INTERSECTION OF S. MAIN ST. AS I WAS STOPPED AT THE INTERSECTION, I SAW A SILVER MITSUBISHI VAN DRIVE E/B THROUGH THE PARKING LOT ON THE SOUTH SIDE OF THE LA CABANA RESTAURANT (324 S. MAIN ST.) AND APPROACH S. MAIN ST. THE VAN THEN TURNED LEFT ONTO N/B MAIN ST. AND I FOLLOWED IT.

THE VEHICLE THEN SIGNALLED AND TURNED RIGHT ONTO THE 91 E/B FREEWAY. AT THIS POINT I ASKED DISPATCH TO CHECK THE LICENSE PLATE (CAL LIC #2FFE038). CORONA DISPATCHERS ADVISED ME THAT THE PLATE WAS FROM A REPORTED STOLEN MITSUBISHI "SV". I CONTINUED TO FOLLOW THE VEHICLE IN THE #5 TRAFFIC LANE AS IT APPROACHED THE INTERSTATE 15 FREEWAY INTERCHANGE AND REQUESTED ASSISTANCE FROM OTHER OFFICERS FOR A TRAFFIC STOP. THE VEHICLE WAS TRAVELING AT APPROX. 55 MPH AT THIS POINT.

CPL. WEEKS ADVISED THAT HE WAS BEHIND ME AND THE VEHICLE THEN MERGED TO THE I15 N/B OVERPASS FROM THE 91 FREEWAY. CPL. WEEKS AND I CONTINUED TO FOLLOW THE VEHICLE AND AWAITED THE ARRIVAL OF K-9 OFCR. BENNETT TO ARRIVE BEFORE ATTEMPTING TO STOP THE CAR. THE VEHICLE THEN CONTINUED OFF OF THE OVERPASS AND BEGAN DRIVING IN THE #4 TRAFFIC LANE AT APPROX. 55-60 MPH. AT THIS POINT I SAW THAT THE VEHICLE APPEARED TO BE OCCUPIED BY AT LEAST ONE MALE. THE VEHICLE THEN GOT INTO THE #3 TRAFFIC LANE AND PASSED THE YUMA OFF-RAMP.

OFCR. BENNETT ARRIVED AT MY LOCATION AS WE WERE APPROACHING SECOND ST. IN THE CITY OF NORCO. THE VEHICLE WAS STILL TRAVELING AT APPROX. 55-60 MPH IN THE #3 TRAFFIC LANE. OFCR. BENNETT TOOK A POSITION DIRECTLY BEHIND THE SUSPECT VEHICLE AND I TOOK A POSITION BEHIND OFCR. BENNETT'S VEHICLE. OFCR. BLOOMFIELD THEN ARRIVED AT THE SCENE AND TOOK A POSITION DIRECTLY BEHIND MY VEHICLE. CPL. WEEKS TOOK A POSITION BEHIND OFCR. BLOOMFIELD. I THEN REQUESTED THAT AN ADDITIONAL OFFICER ATTEMPT A TRAFFIC BREAK BEHIND US IN THE EVENT THE SUSPECT VEHICLE STOPPED ON THE FREEWAY. OFCR. J. SAMANO AND OFCR. KAZSUK ADVISED THAT THEY WOULD TRAIL OUR VEHICLES UNTIL WE CONDUCTED OUR TRAFFIC STOP.

THE VEHICLE THEN CONTINUED N/B ON THE I15 FREEWAY AND PASSED SECOND ST. AT APPROX. 45 MPH. ONCE ALL VEHICLES WERE IN POSITION, OFCR. BENNETT, OFCR. BLOOMFIELD, AND I ALL ACTIVATED OUR EMERGENCY LIGHTS AND SIRENS AS WE APPROACHED THE SIXTH ST. OFF-RAMP IN THE CITY OF NORCO. I SAW THAT OFCR. BENNETT'S AND OFCR. BLOOMFIELD'S LIGHTS WERE IN PROPER WORKING ORDER AND I COULD HEAR OFCR. BENNETT'S SIREN. I COULD ALSO SEE MY LIGHTS REFLECTING OFF OF OFCR. BENNETT'S VEHICLE AND I COULD HEAR MY SIREN AS I DROVE. CPL. WEEKS CONTINUED TO FOLLOW US IN A NON EMERGENCY MODE TO SUPERVISE THE INCIDENT UNTIL SGT. ABEL ARRIVED AT THE LOCATION.

THE VEHICLE DID NOT MAKE ANY ATTEMPT TO YIELD TO OUR VEHICLES AND CONTINUED TO DRIVE IN THE #3 TRAFFIC LANE AT APPROX. 55 MPH. I THEN SHINED MY SPOTLIGHT IN THE REAR VIEW MIRROR OF THE SUSPECT VEHICLE AND HE STILL DID NOT STOP. THE VEHICLE THEN ACCELERATED TO APPROX. 64 MPH AND PASSED THE SIXTH ST. OFF-RAMP, STILL IN THE #3 TRAFFIC LANE. SGT. ABEL THEN JOINED THE PURSUIT AND CPL. WEEKS CONTINUED TO FOLLOW THE PURSUIT IN A NON EMERGENCY MODE FOR THE POSSIBLE DEPLOYMENT OF LESS LETHAL WEAPONRY.

THE VEHICLE THEN PASSED THE SANTA ANA RIVER BRIDGE AT APPROX. 60 MPH, STILL IN THE #3 TRAFFIC LANE. AS WE PASSED OVER THE BRIDGE, THE SUSPECT VEHICLE CHANGED INTO THE #2 TRAFFIC LANE AND THEN INTO THE #1 TRAFFIC LANE STILL AT APPROX. 60 MPH. THE VEHICLE CONTINUED N/B ON THE I15 FREEWAY AND PASSED LIMONITE AVE. AT APPROX. 55 MPH THEN ACCELERATED BACK TO APPROX. 60-65 MPH. AS WE APPROACHED THE 60 FREEWAY INTERCHANGE, THE VEHICLE MOVED INTO THE #2 TRAFFIC LANE AND THEN INTO THE #3 TRAFFIC LANE AT APPROX. 60 MPH.

THE SUSPECT VEHICLE THEN DROVE ONTO THE W/B 60 FREEWAY ON-RAMP. AS THE VEHICLE WAS ON THE ON-RAMP, I COULD SEE THAT THE DRIVER APPEARED TO BE A LIGHT COMPLETED MALE HISPANIC ADULT, APPROX. 18-20 YRS. AND HE HAD A SHAVED HEAD. THE DRIVER THEN PULLED A GRAY HOOD, APPARENTLY FROM A SWEATSHIRT, OVER HIS HEAD AS HE CONTINUED DRIVING. THE VEHICLE THEN ENTERED THE FREEWAY IN THE #3 TRAFFIC LANE. THE 60 FREEWAY HAS A POSTED, MAXIMUM SPEED LIMIT OF 65 MPH. THE SUSPECT VEHICLE PASSED HAMNER AVE. IN THE #3 TRAFFIC LANE AT APPROX. 58 MPH. THE SUSPECT VEHICLE THEN ACCELERATED TO APPROX. 72 MPH (VIOL. 22349(A)VC) AND PASSED HAVEN AVE., STILL IN THE #3 TRAFFIC LANE.

THE SUSPECT VEHICLE THEN ACCELERATED TO APPROX. 82 MPH AS HE APPROACHED THE ARCHIBALD OFF-RAMP. THE SUSPECT VEHICLE THEN ACTIVATED IT'S RIGHT TURN SIGNAL AND BEGAN DRIVING ON THE ARCHIBALD OFF-RAMP. OFCR. BENNETT FOLLOWED THE VEHICLE AND I DECREASED SPEED AND REMAINED IN THE #3 TRAFFIC LANE.

THE SUSPECT VEHICLE THEN SUDDENLY DROVE ACROSS THE DIRT GORE POINT OF THE OFF-RAMP AND BEGAN DRIVING ON THE SHOULDER OF THE

FREEWAY NEXT TO A STATER BROS. DIESEL TRUCK, WITH A TRAILER, THAT WAS DRIVING IN THE #3 TRAFFIC LANE. I THEN DROVE INTO THE #2 TRAFFIC LANE AND SAW THAT THE SUSPECT VEHICLE ACCELERATED PAST THE DIESEL TRUCK. THE SUSPECT VEHICLE THEN PULLED DIRECTLY IN FRONT OF THE STATER BROS. TRUCK AND BEGAN DRIVING IN THE #3 TRAFFIC LANE.

WHEN THE SUSPECT DROVE ON THE PASSENGER SIDE OF THE STATER BROS. TRUCK, I SAW THAT THE TRUCK'S BRAKE LIGHTS CAME ON AND IT APPEARED TO DECELERATE QUICKLY TO AVOID A COLLISION. WHEN THE SUSPECT VEHICLE PULLED IN FRONT OF THE TRUCK, IT WAS ONLY APPROX. FIVE FEET FROM THE STATER BROS. TRUCK'S FRONT BUMPER. OFCR. BENNETT ALSO DROVE ACROSS THE GORE POINT OF THE OFF-RAMP AND, WHEN AT A SAFE DISTANCE FROM THE FRONT OF THE STATER BROS. TRUCK, ENTERED THE #3 TRAFFIC LANE OF THE FREEWAY.

THE SUSPECT THEN DROVE PAST THE ARCHIBALD OVERPASS AT APPROX. 80 MPH AND CONTINUED W/B ON THE 60 FREEWAY. THE SUSPECT THEN PASSED THE GROVE ST. OFF-RAMP STILL AT APPROX. 80 MPH. THE SUSPECT VEHICLE THEN ACCELERATED TO APPROX. 90 MPH AND PASSED THE EUCLID ST. OFF-RAMP IN THE #3 TRAFFIC LANE.

AS WE APPROACHED THE MOUNTAIN AVE. OFF-RAMP, THE SUSPECT VEHICLE ACTIVATED IT'S RIGHT TURN SIGNAL AND EXITED THE FREEWAY. THE SUSPECT VEHICLE MOVED INTO THE RIGHT TURN LANE AND WHEN IT REACHED THE BOTTOM OF THE OFF-RAMP THE TRAFFIC SIGNAL WAS RED. THE SUSPECT VEHICLE THEN DROVE THROUGH THE RED TRAFFIC LIGHT (VIOL 21453(A)VC) AT APPROX. 40 MPH AND ALMOST COLLIDED WITH TWO VEHICLES THAT WERE TRAVELING N/B ON MOUNTAIN, IN THE MIDDLE OF THE INTERSECTION. ONE VEHICLE WAS A DARK BLUE CHEVY SUBURBAN (IN THE #2 LANE) AND THE OTHER WAS A WHITE FULL SIZE TRUCK (IN THE #1 LANE). THE SUSPECT VEHICLE THEN TURNED RIGHT ONTO N/B MOUNTAIN AND BEGAN DRIVING IN THE #2 TRAFFIC LANE AT APPROX. 60 MPH (VIOL. 22350 VC). MOUNTAIN HAS A POSTED, MAXIMUM SPEED LIMIT OF 50 MPH.

THE SUSPECT VEHICLE THEN DROVE THROUGH ANOTHER RED TRAFFIC LIGHT AT PHILADELPHIA ST. AT APPROX. 60 MPH. THE SUSPECT NEVER ATTEMPTED TO SLOW AND THE BRAKE LIGHTS DID NOT COME ON AS HE DROVE THROUGH THE INTERSECTION. THE SUSPECT VEHICLE THEN CONTINUED IN THE #2 TRAFFIC LANE AND APPROACHED FRANCIS ST. THE TRAFFIC LIGHT FOR THE SUSPECT VEHICLE WAS RED AND A WHITE FULL SIZE VAN WAS BEGINNING TO ENTER THE INTERSECTION FROM W/B FRANCIS. THE SUSPECT VEHICLE DECELERATED TO APPROX. 35 MPH AND DROVE THROUGH THE RED TRAFFIC LIGHT, CAUSING THE WHITE VAN TO COME TO A SUDDEN STOP TO AVOID A COLLISION.

THE SUSPECT VEHICLE THEN ACCELERATED TO APPROX. 75 MPH AND CONTINUED N/B IN THE #2 TRAFFIC LANE. THE SUSPECT VEHICLE DROVE THROUGH THE PHILLIPS ST. INTERSECTION ON A GREEN TRAFFIC LIGHT AT APPROX. 70 MPH AND APPROACHED MISSION AVE. THE SUSPECT VEHICLE DROVE

THROUGH ANOTHER RED TRAFFIC LIGHT AT THE MISSION AVE. INTERSECTION AT APPROX. 60 MPH. THE VEHICLE THEN PASSED HOLT AT APPROX. 60 MPH AND MOVED INTO THE #1 TRAFFIC LANE. THE SUSPECT VEHICLE THEN MADE A SUDDEN RIGHT TURN ONTO E/B HALLOWELL ST. AT APPROX. 30 MPH.

AS THE VEHICLE MADE THE TURN THE TWO PASSENGER WHEELS CAME A FEW INCHES OFF OF THE GROUND. THE VEHICLE THEN ACCELERATED TO APPROX. 45 MPH THROUGH THE RESIDENTIAL AREA (VIOL. 22350 VC). THE SUSPECT VEHICLE THEN DROVE THROUGH A STOP SIGN AT THE INTERSECTION OF HALLOWELL ST. AND BOULDER AVE. (VIOL. 22450(A)VC). AS THE VEHICLE ENTERED THE INTERSECTION, IT STARTED TO MAKE A LEFT HAND TURN ONTO N/B BOULDER AVE.

IT APPEARED THAT THE VEHICLE WAS UNABLE TO NEGOTIATE THE TURN AND IT CAME TO AN ABRUPT STOP FACING THE N/E CORNER OF BOULDER AVE. AND HALLOWELL ST. WHEN THE VEHICLE STOPPED, THE REAR SUSPENSION OF THE VAN APPEARED TO FULLY EXTEND AND THEN DROP BACK DOWN. OFCR. BENNETT STOPPED HIS VEHICLE IN A POSITION TO THE REAR OF THE SUSPECT VEHICLE. I APPROACHED OFCR. BENNETT'S VEHICLE AND LOOKED AT THE CURB ON THE N/W CORNER OF THE INTERSECTION AND AT THE REAR BUMPER OF OFCR. BENNETT'S CAR TO SEE IF I COULD DRIVE IN BETWEEN THEM. I ESTIMATED THAT THERE WAS ENOUGH ROOM FOR ME TO DRIVE MY VEHICLE IN BETWEEN THE CURBLINE AND OFCR. BENNETT'S CAR TO TAKE A POSITION ON THE LEFT SIDE OF OFCR. BENNETT'S CAR FOR A HIGH RISK TRAFFIC STOP.

AS I BEGAN DRIVING IN BETWEEN OFCR. BENNETT'S CAR AND THE CURBLINE, I SAW THAT THE SUSPECT'S DRIVER'S DOOR REMAINED CLOSED. I THEN SAW OFCR. BENNETT'S DRIVER'S DOOR OPEN AND I SAW HIM START TO STAND UP. I CONTINUED TO DRIVE MY CAR AND FOCUSED MY ATTENTION ON THE REAR OF OFCR. BENNETT'S VEHICLE. I SUDDENLY SAW THAT OFCR. BENNETT'S VEHICLE BEGAN ROLLING BACKWARD TOWARD MY VEHICLE. I SAW THAT THE CAR ROLLED APPROX. 1-2 FEET BACKWARD AND I FELT IT WAS GOING TO COLLIDE WITH THE REAR QUARTER PANEL OF MY VEHICLE. I SAW THAT NEITHER THE BRAKE LIGHTS OR THE REVERSE LIGHTS ON OFCR. BENNETT'S VEHICLE WERE ON AS IT WAS ROLLING. I THEN ACCELERATED TO AVOID A COLLISION AND LOOKED UP AT OFCR. BENNETT. OFCR. BENNETT'S DRIVER'S DOOR WAS FULLY OPEN AND HE WAS STANDING BEHIND THE OPEN AREA BETWEEN THE TOP OF HIS CAR AND THE TOP OF THE WINDOW ON THE DRIVER'S DOOR (NEAR THE DRIVER'S SIDE SPOTLIGHT). I THEN SAW THAT OFCR. BENNETT TOOK A SUDDEN STEP BACKWARD AND APPEARED TO LOSE HIS BALANCE.

I THEN AGAIN FOCUSED MY ATTENTION ON THE REAR PORTION OF OFCR. BENNETT'S VEHICLE AS I FINISHED DRIVING BETWEEN IT AND THE CURBLINE. AS I BEGAN PULLING MY CAR INTO A POSITION I HEARD SEVERAL RAPID GUNSHOTS COMING FROM MY RIGHT SIDE. I IMMEDIATELY LOOKED AT THE SUSPECT VEHICLE AND SAW THE GLASS WINDOWS ON THE REAR/DRIVER'S SIDE SHATTERING. I GOT OUT OF MY VEHICLE AND STOOD BEHIND THE HOOD OF MY CAR ON THE DRIVER'S SIDE AND REMOVED MY GUN FROM IT'S HOLSTER. I THEN SAW, IN MY PERIPHERAL VISION THAT OFCR. BENNETT WAS SHOOTING HIS

HANDGUN. I THEN POINTED MY GUN AT THE SUSPECT WHO WAS STILL IN THE DRIVER'S SEAT OF THE VEHICLE.. THE SUSPECT THEN PUT BOTH OF HIS HANDS ON HIS HEAD AND OFCR. BENNETT STOPPED FIRING. I THEN ORDERED THE SUSPECT TO PUT HIS HANDS UP AND HE DID NOT MOVE. I AGAIN ORDERED THE SUSPECT TO PUT HIS HANDS UP AND HE COMPLIED.

CPL. WEEKS THEN TOOK A POSITION TO MY RIGHT SIDE AND I SAW THAT SGT. ABEL TOOK A POSITION BY OFCR. BENNETT. AT THAT POINT I HEARD OFCR. BENNETT SAY, "HE RAMMED ME". I THEN LOOKED AT THE FRONT OF OFCR. BENNETT'S PATROL CAR AND SAW THAT THE REAR BUMPER OF THE SUSPECT VEHICLE WAS TOUCHING THE FRONT OF OFCR. BENNETT'S CAR. CPL. WEEKS THEN REMOVED THE SHOTGUN FROM MY VEHICLE AND SGT. ABEL ORDERED THE SUSPECT TO STEP OUT OF THE VEHICLE. WHEN THE SUSPECT STEPPED OUT OF THE VEHICLE, SGT. ABEL ASKED HIM IF HE WAS INJURED AND HE SAID, "YES". SGT. ABEL THEN ORDERED THE SUSPECT LAY FACE DOWN ON THE STREET WITH HIS HANDS OUT TO HIS SIDE. CPL. WEEKS THEN APPROACHED THE SUSPECT VEHICLE WITH THE SHOTGUN AND I FOLLOWED BEHIND HIM TO HANDCUFF THE SUSPECT. AFTER THE VEHICLE WAS CLEARED OF ANY OTHER SUSPECTS, I BEGAN HANDCUFFING THE SUSPECT.

AS I WAS HANDCUFFING THE SUSPECT, I NOTICED ONE HOLE IN THE BACK OF HIS JEAN VEST THAT HAD BLOOD ON IT. I FINISHED HANDCUFFING THE SUSPECT AND SEARCHED HIM FOR ANY POSSIBLE WEAPONS OR IDENTIFICATION. AS I WAS SEARCHING THE SUSPECT, HE SAID "YOU FUCKERS SHOT ME." ONTARIO FIRE FIGHTERS AND AMR EMT'S ARRIVED AND BEGAN ADMINISTERING MEDICAL AID FOR THE SUSPECT. WHEN CONTRERAS' CLOTHES WERE CUT OFF, I SAW THAT HE HAD THREE APPARENT GUNSHOT WOUNDS TO HIS UPPER LEFT BACK AREA AND ANOTHER SMALL WELT ON HIS LOWER LEFT BACK AREA. I ALSO SAW THAT CONTRERAS HAD A SMALL RED MARK AND SWELLING ON HIS FOREHEAD.

I THEN DROVE TO THE LOMA LINDA HOSPITAL IN THE AMBULANCE WITH THE SUSPECT WHO VERBALLY IDENTIFIED HIMSELF AS HERMINIO CONTRERAS. DURING THE DRIVE TO THE HOSPITAL I ASKED CONTRERAS IF HE HAD USED ANY DRUGS TODAY AND HE SAID, "YES". I ASKED HIM IF HE HAD USED ANY SPEED AND HE SAID, "YES". I ASKED CONTRERAS IF HE SMOKED IT AND HE AGAIN SAID, "YES". I ASKED CONTRERAS IF HE USED ANY OTHER DRUGS TODAY AND HE SAID, "NO". I DID NOT MIRANDIZE CONTRERAS AT ANY POINT. CONTRERAS DID NOT MAKE ANY SPONTANEOUS STATEMENTS DURING THE TIME I WAS WITH HIM.

WHILE AT THE HOSPITAL'S EMERGENCY ROOM, DOCTORS PARKS AND ASHLEY WERE AMONG THE TEAM WORKING ON CONTRERAS. THEY ADVISED THAT HE WOULD NEED EMERGENCY EXPLORATORY SURGERY FOR HIS WOUNDS. CONTRERAS WENT INTO SURGERY AT APPROX. 0345 HRS. AND DID NOT COME OUT UNTIL APPROX. 0645. CONTRERAS WAS THEN MOVED TO A BED IN THE INTENSIVE CARE UNIT AND I WAS RELIEVED FROM MY POSITION BY OFCR. BOYDD AT APPROX. 0700 HRS. DURING THE TIME I WAS AT THE HOSPITAL, THE ONLY EVIDENCE THAT WAS REMOVED FROM CONTRERAS WAS A PAIR OF BLUE GLOVES HE WAS WEARING AND HIS BOXER STYLE UNDERWEAR. BOTH OF THESE ITEMS WERE COLLECTED AS EVIDENCE BY ONTARIO POLICE OFCR. GUSKI. THE

SUSPECT VEHICLE WAS LATER TAKEN AS A RECOVERED STOLEN VEHICLE BY ONTARIO POLICE OFCR. ARROYO. REFER TO ONTARIO'S REPORT #99-01162. ALSO REFER TO CORONA POLICE SUPPLEMENTAL REPORTS FOR FURTHER DETAILS.

-NFD-

AM



CORONA POLICE DEPARTMENT

849 WEST SIXTH STREET
P.O. BOX 940
CORONA, CALIFORNIA 91718-0090
CA0331500

Initial
 Supplemental

<input type="checkbox"/> No Suspect <input type="checkbox"/> Arrest <input type="checkbox"/> Suspect <input type="checkbox"/> Unk. Suspect		<input type="checkbox"/> Injuries <input type="checkbox"/> Property/Evidence <input type="checkbox"/> Additional Person/Vehicle <input checked="" type="checkbox"/> Narrative		<input type="checkbox"/> No Prosecution Desired <input type="checkbox"/> Telephone Report <input type="checkbox"/> Desk Report <input type="checkbox"/> Courtesy Report		CR # <u>99-087</u> Related Report (s) <u>98-15826</u>					
CASE SUMMARY	Primary Code Section/Description					BCS Code(s) Counts					
	Other Code Sections/Description					BCS Code(s) Counts					
	Supplemental Code <input type="checkbox"/> Modify <input type="checkbox"/> New <input checked="" type="checkbox"/> Same <input type="checkbox"/> Add					BCS Code(s) Counts					
	Location <u>900 BLK OF HANWELL, ONTARIO.</u>			Business Name <input type="checkbox"/> Victim <input checked="" type="checkbox"/> NA							
	Occurrence on/between Date/Time <u>010399</u> Date/Time <u>0143</u>			Reported Date/Time <u>SAME</u>							
	Case Status <u>C</u>		If Cleared - Code <u>E</u>		Officer Injured? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____		Officer Killed? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____				
VM = victim		RP = reporting party / informant		WT = Wit		OT = other SU = Suspect					
Name (L,F,M)			D.O.B.		Occupation						
Residence Address			City		Zip		Res. Phone ()				
Business <input type="checkbox"/> Same as Residential			City		Zip		Bus. Phone ()				
Name (L,F,M)			D.O.B.		Occupation						
Residence Address			City		Zip		Res. Phone ()				
Business <input type="checkbox"/> Same as Residential			City		Zip		Bus. Phone ()				
SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info		
SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info		
Vehicle Description <input type="checkbox"/> Victims Veh <input type="checkbox"/> Suspects Veh											
License		State	Year	Make	Model	Body Style		Color	Vin		
<input type="checkbox"/> Unique Characteristics				<input type="checkbox"/> Description of Damage				<input type="checkbox"/> NA			
Summary/Narrative:											
1.											
2. * SEE CONTINUATION SHEETS *											
3.											
4.											
Property Loss <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Value \$					Property Damage <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Describe						
Officer ID #/ Name <u>0070 ABEL</u>					Reviewed ID #/ Name <u>9954 CRAYZUS</u>					Entry CLETS/NCIC RMS <u>01801-04</u>	
CPD Form # INITSUP		Copies: <input checked="" type="checkbox"/> DET <input type="checkbox"/> TRAF <input type="checkbox"/> PROP <input type="checkbox"/> OFCR <input type="checkbox"/> DA <input type="checkbox"/> DOJ <input type="checkbox"/> Crime Prev <input checked="" type="checkbox"/> Other <u>ONTARIO P.R.</u>					Routed By: <u>AD</u>		Page <u>1</u> of <u>3</u>		

Raw Anderson

RECORDS SECTION
99 JAN -1 AM 7:54
CORONA POLICE DEPARTMENT

AC

**Corona Police Department
Continuation Sheet**

File # 99-087

Details:

On 010398, at approximately 0143 hrs., I was working patrol in a marked unit and was a field supervisor. I heard over primary radio that Officer Roulston had ran a license plate on a vehicle and that dispatch had advised the vehicle was a confirmed stolen. Officer Roulston advised his location in the area of Main St. at the 91 Fwy. Officer Roulston requested additional units to respond to his location which was now on the 91 Fwy going East bound approaching the I-15 interchange, so a felony stop could be conducted.

Officer Bennett, Officer Bloomfield and Corporal Weeks responded to assist Officer Roulston for the traffic stop. The officers attempted the stop on the I-15 Fwy South of Sixth St. in Norco.

Officer Roulston advised over primary radio that the vehicle was failing to yield and that he was now in pursuit. I arrived immediately after, and entered the pursuit as rear unit supervisor. I also requested that Corporal Weeks follow the pursuit in a non emergency response fashion due to Weeks having a "less-lethal" shotgun in his vehicle.

All units involved in the pursuit, K-9 Officer Bennett-primary, Officer Roulston-secondary, Officer Bloomfield-communications, and myself as the supervisor all were utilizing our over head emergency lights and sirens.

Speeds in the pursuit on the I-15 ranged from approximately 50 mph to about 70 mph. Traffic was extremely light and road conditions were dry.

The pursuit then continued to the 60 Fwy and proceeded West bound. I requested the assistance of an air unit from surrounding allied agencies however none were available. I also requested the assistance of C.H.P. to provide spike strips to terminate the pursuit however no units were in the area.

As the pursuit neared the Archibald exit in Ontario , the suspect vehicle, which was described as a gray or silver Mitsubishi Van Ca. Lic. # 2FFE038, cut off a Stater Bros. semi-truck that was in the number 3 lane causing the truck to swerve onto the shoulder of the freeway to avoid a collision. Near this point in the pursuit I requested that C.H.P. take over the pursuit.

Prior to C.H.P.'s arrival, the suspect vehicle exited the 60 Fwy at Mountain Ave. Corona Police pursuing units followed the vehicle off the freeway and onto Mountain Ave. Once on the surface streets, I requested that Ontario P.D. take over the pursuit. Corona Officers continued the pursuit awaiting Ontario P.D.'s arrival, North bound on Mountain Ave. Officer Bloomfield broadcasted over primary radio that the suspect driving the confirmed stolen vehicle was going through intersections on red lights ranging in speeds from approximately 50 mph to 80 mph. The suspect drove the vehicle through red light intersections at Philadelphia, Francis and Mission Blvd.

Details continued:

The suspect driving the stolen vehicle continued North Bound on Mountain Ave. until he reached Hallowell St. where he made a right turn then proceeded East Bound. I was behind the three pursuing officers approx. 25 - 35 yards when I saw the units come to an abrupt stop at Hallowell and Boulder St. As I was arriving and stopping my unit behind and to the South side of Bennett's unit, I saw a large amount of smoke coming from the rear of the stolen vehicle. Simultaneously, I heard several shots of gunfire. As I was exiting my patrol unit and removing my firearm from the holster, I could see Officer Bennett firing his weapon towards the suspect vehicle. I immediately ran up to Officer Bennett and asked him what had happened. Officer Bennett had stopped firing at that point. Officer Bennett stated to me that the suspect in the stolen vehicle had "rammed" him with the car. Officer Bennett informed me that he needed to reload his firearm at which time I covered the suspect vehicle at gun point as Bennett changed magazines. I obtained public safety information from Officer Bennett as to which direction he fired his weapon and approximately how many rounds were fired.

As officers covered the suspect vehicle at gun point, I shouted to the driver if he could hear me and whether or not he was injured. The suspect acknowledged he could hear me. I gave the suspect orders for him to slowly open the drivers side door of the stolen vehicle and exit the van. The suspect complied and exited the Van. As the suspect stood outside the stolen van, I asked him if he was injured to which he stated "yes". I then requested emergency medical attention for the suspect. I had the suspect lay flat on the ground away from the vehicle then instructed officers to cover the Van at gun point for any additional suspects and had Officer Roulston approach and cuff the suspect. Myself and assisting officers cleared the stolen vehicle and did not find any additional suspects.

Ontario fire and A.M.R. arrived on scene and provided medical attention to the suspect. I could see small holes, three to four, on the back on the suspect's jacket near his upper left shoulder on his back side. Blood was coming from the small holes. I assigned Officer Roulston to stay with the suspect as he was transported to Loma Linda Medical Center. I assigned Corporal Weeks to oversee and maintain all evidence at the scene. I assigned Officer Bloomfield to start and maintain a crime scene log. Looking over the scene, I noticed that the rear of the stolen vehicle was making contact with the front of Officer's Bennett unit. Officers from Ontario P.D. were arriving on scene as the above was taking place. Initial officers from Ontario assisted with searching the immediate area for any damage or injuries to citizens from fired rounds. No damage was found to surrounding structures and no citizens were injured from fired rounds. A crime scene perimeter was established. Ontario Investigators arrived as did Corona's O.I.S. team. (Refer to Officer Roulston's Initial report for full details on the pursuit and Officer Bloomfield's Supplemental report, crime scene log, for times of officers and investigators arrival) Attached is a copy of Unit # 7906 (Officer Bennett's unit) Vehicle damage location report. There is no indicated damage to the front of Bennetts unit prior to this incident.

VEHICLE DAMAGE LOCATION REPORT

UNIT # 7906

LICENSE # _____

VIN # _____

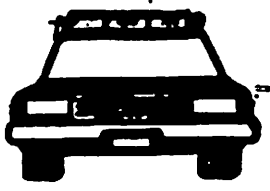
***** MARK DAMAGE LOCATION WITH NUMBER WHICH CORRESPONDS WITH ENTRY BELOW *****



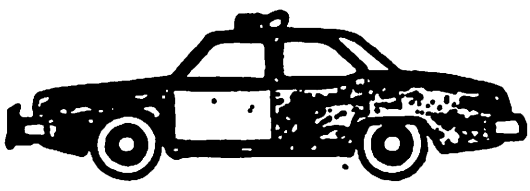
RIGHT SIDE



FRONT



REAR



LEFT SIDE

DATE:	DESCRIPTION OF DAMAGE: (DENT, SCRATCH ETC.)	REPORTED BY:	SUPERVISOR INITIAL:	MONTH INSPECT
1. 7/8/98	DENT REAR DECK LID <i>NEAR "CROWN VICT."</i>	BENNETT	SD	
2.				
3.				
4.				
5.				
6.				
7.				
8.				
9.				
10.				
11.				
12.				
13.				
14.				
15.				
16.				
17.				

AM



CORONA POLICE DEPARTMENT

849 WEST SIXTH STREET
P.O. BOX 940
CORONA, CALIFORNIA 91718-0090
CA0331500

Initial
 Supplemental

<input type="radio"/> No Suspect	<input type="radio"/> Injuries	<input type="radio"/> No Prosecution Desired	CR # <u>99-0087</u>
<input type="radio"/> Arrest	<input type="radio"/> Property/Evidence	<input type="radio"/> Telephone Report	Related Report (s)
<input type="radio"/> Suspect	<input type="radio"/> Additional Person/Vehicle	<input type="radio"/> Desk Report	<u>98-15826</u>
<input type="radio"/> Unk. Suspect	<input checked="" type="radio"/> Narrative	<input type="radio"/> Courtesy Report	

CASE SUMMARY	Primary Code Section/Description		BCS Code(s)	Counts
	Other Code Sections/Description		BCS Code(s)	Counts
	Supplemental Code <input type="radio"/> Modify <input type="radio"/> New <input checked="" type="radio"/> Same <input type="radio"/> Add		BCSCode(s)	Counts
	Location <u>900 BLK OF HALLOWELL, ONTARIO CA.</u>		Business Name <input type="radio"/> Victim <input checked="" type="radio"/> NA	
	Occurrence on/between Date/Time <u>010399</u> Date/Time <u>0143 HRS.</u>		Reported Date/Time <u>010399</u> <u>0143 HRS.</u>	
	Case Status <u>C</u>	If Cleared - Code <u>E</u>	Officer Injured? <input checked="" type="radio"/> No <input type="radio"/> Yes # _____	Officer Killed? <input checked="" type="radio"/> No <input type="radio"/> Yes # _____

VM=victim RP=reporting party / informant WT=Wit OT=other SU=Suspect

Name (L,F,M)	D.O.B	Occupation
Residence Address	City	Zip
Res. Phone ()		
Business <input type="radio"/> Same as Residential	City	Zip
Bus. Phone ()		

Name (L,F,M)	D.O.B.	Occupation
Residence Address	City	Zip
Res. Phone ()		
Business <input type="radio"/> Same as Residential	City	Zip
Bus. Phone ()		

SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info
SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info

Vehicle Description		<input type="radio"/> Victims Veh	<input type="radio"/> Suspects Veh
License	State	Year	Make
Model	Body Style	Color	Vin
<input type="radio"/> Unique Characteristics	<input type="radio"/> Description of Damage	<input type="radio"/> NA	

Summary/Narrative:

1.

2. * REFER TO CONTINUATION SHEET *

3.

4.

RECORDS SECTION
99 JAN - 4 AM 7:54
POLICE DEPARTMENT

Property Loss <input type="radio"/> No <input type="radio"/> Yes / Value \$	Property Damage <input type="radio"/> No <input type="radio"/> Yes / Describe
--	--

Officer ID #/ Name <u>10642 T. WEEKS</u>	Reviewed ID #/ Name <u>010499</u> <u>0070 ABEL</u> <u>0650</u>	Entry CLETS/NCIC RMS <u>0001049</u>
CPD Form # INITSUP	Copies: <input checked="" type="checkbox"/> DET <input type="checkbox"/> TRAF <input type="checkbox"/> PROP <input type="checkbox"/> OFCR <input type="checkbox"/> DA <input type="checkbox"/> DOJ <input type="checkbox"/> Crime Prev <input checked="" type="checkbox"/> Other <u>ONTARIO P.D.</u>	Routed By: <u>AD</u>
Page <u>1</u> of <u>4</u>		

RON ANDERSON

DETAILS:

On 010399 at about 0143 Hrs. I was working patrol in an unmarked police unit (7985) and in full uniform. The unit was black in color with no police markings and fully equipped with a red front facing light, rear blue and yellow ambers and siren.

I was in the 300 Blk. Of N. Main St., when Officer Roulston Located an occupied moving stolen vehicle in the 100 Blk. Of S. Main St.. Officer Roulston advised he was entering the 91 freeway eastbound behind the stolen vehicle. I entered the freeway behind Officer Roulston. As the second unit, I followed Officer Roulston as he began setting up units for a high risk stop.

The suspect vehicle continued eastbound 91 freeway to the northbound 15 freeway interchange. We followed the vehicle at speeds of 50 mph to 60 mph as assisting units responded to our location.

As we continued eastbound 15 freeway approaching Second St. (Norco), K-9 unit (Officer Bennett) and Officer Bloomfield arrived. K-9 Officer Bennett took first position behind the stolen vehicle, Officer Roulston took second position and Officer Bloomfield had third position. I remained with the units until Sgt. M. Abel arrived at the scene.

As we passed Second St. (15 fwy northbound), Officer's Bennett, Roulston and Bloomfield activated their overhead lights and siren to initiate a traffic stop. I saw that all three unit overhead lights were in good working order and I could hear the sirens as they followed the suspect vehicle. I remained behind the three police units and did not activate any emergency lights or siren. The vehicle failed to yield and the officers pursued the vehicle, 15 freeway northbound at speeds of 55 to 70 mph.

As we approached Sixth St. (15 freeway northbound) Sgt. M. Abel arrived with the units and took fourth position in the pursuit. I saw that Sgt. M. Abel's Overhead lights were in good working condition. Per Sgt. Abel's request, I trailed the pursuit from a safe distance (no emergency lights) as I had less lethal capabilities and could be utilized at the termination of the pursuit, if necessary.

The pursuit continued northbound 15 freeway approaching the 60 freeway at speeds ranging from 55 mph to 70 mph. The suspect entered the 60 freeway westbound and pursuing officers followed the suspect vehicle. I monitored the pursuit, via the radio, and followed from a safe distance.

DETAILS (cont):

As the pursuit continued westbound 60 freeway. I was in the #1 lane and the pursuing officers followed the suspect vehicle in the #2 and #3 lanes at speeds ranging from 60 mph to 82 mph.

At one point during the pursuit, Officer Bloomfield said on the radio that the suspect vehicle was attempting to exit the 60 freeway at Archibald. From the #1 lane (westbound), I saw the suspect vehicle attempt to exit then swerve back onto the freeway. Due to there being an 18 wheel (Stater Bros.) semi truck/trailer in the #3 lane westbound, the suspect had to accelerate and swerve into the path of the semi truck/trailer to get back on the freeway. This maneuver caused the semi truck-trailer to brake abruptly and swerve to avoid collision.

The pursuit continued westbound 60 freeway (80 mph) at which time the suspect vehicle exited the freeway at Mountain Ave.. The suspect vehicle turned right (northbound) and the pursuing officers followed. I continued to follow the pursuit and monitored the location by listening to Officer Bloomfield on the radio. The pursuit continued northbound on Mountain Ave. and went through several intersections.

I followed the pursuit northbound Mountain Ave. to Hallowell St.. The suspect vehicle turned eastbound (right) onto Hallowell and the pursuing officers followed. As I turned eastbound onto Hallowell, I saw the police units following the suspect vehicle eastbound Hallowell. I saw the suspect vehicle turn to the left at the intersection of Hallowell and Boulder Ave.. The suspect vehicle then broke heavily, stopping abruptly. I could see the top of the suspect vehicle rocking back and forth as it came to a stop. The police units brake lights activated and the pursuing units came to a stop behind the suspect vehicle. At this time, I was approaching the stopped police units with suspect vehicle stopped facing eastbound in front of Officer Bennett's unit, at the intersection of Hallowell St. and Boulder Ave.. Officer Roulston's unit was to the left of Officer Bennett's unit and Officer Bloomfield's unit was to the right of Officer Bennett's. Sgt. M. Abel was stopped behind the right rear corner of Officer Bennett's unit.

As I was pulling up directly behind the left rear corner of Officer Bennett's unit (approx. 50 to 60 feet), I saw Officer Bennett exit his police unit. He stood at the doorway of his unit with his door open. I saw Officer Bennett draw his duty weapon and point it in the direction of the suspect vehicle. I saw Officer Bennett's unit quickly move backwards (approx. 1/2 foot) and the driver door came back and struck Officer Bennett in the chest area causing Officer Bennett to lose his balance. At this time, I was stopping my police unit and I saw Officer Bennett fire 8 to 11 rounds from his weapon towards the suspect vehicle.

DETAILS (cont):

I then drew my duty weapon and approached the left side of Officer Roulston's unit. Officer Roulston was yelling at the suspect to put his hands up. I then grabbed the shotgun from Officer Roulston's unit. I saw that the suspect had his hands over his head and bent over slightly.

Sgt. Abel then had the suspect exit the vehicle with his hands in the air. The suspect exited the vehicle and laid on the ground near the drivers door.

Officer Roulston and I approached the suspect and I covered Officer Roulston as he handcuffed the suspect. As he was being handcuffed, the suspect said "you fuckers shot me". I then recognized the suspect from prior contacts as Herminio Contreras 11/19/78.

Medical personnel responded and transported Contreras to the hospital.

At the request of Sgt. M. Abel, I was in charge of securing the scene where the shooting took place and unit location. I located several empty casings on the ground near Officer Bennett's unit and on the windshield of his unit. When the paramedics arrived, one of the medics kicked a shell casing which was located near the left rear tire of Officer Bennett's police unit. I recovered the shell casing and placed it exactly where it was located prior to being kicked. This shell casing was subsequently numbered #4 evidence marker. I advised Sgt. Abel of what happened and he notified Det. M. Cover of the Ontario Police Dept.. I marked the casings with Corona P.D. F.I. cards and secured the shooting area until Ontario Police Dept. Forensic Specialists arrived.

NFD

P.W. 10642
Cpl. T. Weeks



CORONA POLICE DEPARTMENT

849 WEST SIXTH STREET
P.O. BOX 940
CORONA, CALIFORNIA 91718-0090
CA0331500

Initial
 Supplemental

<input type="checkbox"/> No Suspect	<input type="checkbox"/> Injuries	<input type="checkbox"/> No Prosecution Desired	CR # <u>99-0087</u>
<input type="checkbox"/> Arrest	<input type="checkbox"/> Property/Evidence	<input type="checkbox"/> Telephone Report	Related Report (s)
<input type="checkbox"/> Suspect	<input type="checkbox"/> Additional Person/Vehicle	<input type="checkbox"/> Desk Report	<u>ONTARIO PD # 99-01162</u>
<input type="checkbox"/> Unk. Suspect	<input checked="" type="checkbox"/> Narrative	<input type="checkbox"/> Courtesy Report	

CASE SUMMARY	Primary Code Section/Description	BCS Code(s)	Counts	
	Other Code Sections/Description	BCS Code(s)	Counts	
	Supplemental Code <input type="checkbox"/> Modify <input type="checkbox"/> New <input checked="" type="checkbox"/> Same <input type="checkbox"/> Add	BCSCode(s)	Counts	
	Location <u>900 Bx HALLOWELL ST ONTARIO</u>	Business Name	<input type="checkbox"/> Victim	<input checked="" type="checkbox"/> NA
	Occurrence on/between Date/Time <u>01-03-99</u> Date/Time <u>0143</u>	Reported Date/Time <u>01-03-99/0143</u>		
	Case Status <u>C</u>	If Cleared - Code <u>E</u>	Officer Injured? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____	Officer Killed? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____

VM= victim RP= reporting party / informant WT= Wit OT= other SU= Suspect

Name (L,F,M)	D.O.B	Occupation
Residence Address	City	Zip
Res. Phone ()		
Business <input type="checkbox"/> Same as Residential	City	Zip
Bus. Phone ()		

Name (L,F,M)	D.O.B	Occupation
Residence Address	City	Zip
Res. Phone ()		
Business <input type="checkbox"/> Same as Residential	City	Zip
Bus. Phone ()		

SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info

Vehicle Description		<input type="checkbox"/> Victims Veh	<input type="checkbox"/> Suspects Veh
License	State	Year	Make
Model	Body Style	Color	Vin
<input type="checkbox"/> Unique Characteristics	<input type="checkbox"/> Description of Damage	<input type="checkbox"/> NA	

Summary/Narrative:

1. _____

2. SEE CONTINUATION SHEET FOR DETAILS

3. _____

4. _____

Property Loss <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Value \$	Property Damage <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Describe
---	---

Officer ID #/ Name <u>10603 BLOOMFIELD</u>	Reviewed ID #/ Name <u>010499</u> # <u>0070 ABEL</u> <u>0700</u>	Entry CLETS/NCIC RMS <u>LCR 01-01-99</u>
CPD Form # INITSUP	Copies: <input type="checkbox"/> DET <input type="checkbox"/> TRAF <input type="checkbox"/> PROP <input type="checkbox"/> OFCR <input type="checkbox"/> DA <input type="checkbox"/> DOJ <input type="checkbox"/> Crime Prev <input checked="" type="checkbox"/> Other <u>ONTARIO I.D.</u>	Routed By: <u>AD</u>
Page <u>1</u> of <u>9</u>		

RON ANDERSON

RECORDS SECTION
99 JAN 4 AM 7:54

Premises	Point of Entry	Prop. Taken	Evidence	Victim Rel/Susp
Business Q 1 1 Bank/Sav. Loan Finance/Cred Union 2 Bar 3 Cleaners/Laundry 4 Construction Site 5 Theater 6 Fast Foods 7 Gas Station 8 Hotel/Motel 9 Dept/Disc Store 10 Drug/Pharm Store 11 Gun/Sport Store 12 Jewelry Store 13 Liquor Store 14 Photo Stand 15 Convenience Store 16 Tire Store 17 Restaurant 18 Supermarket 19 Video/TV/Radio 20 Auto Parts 21 Bicycle Store 22 Clothing Store 23 Hardware 24 Medical 25 Office Building 26 Shoe Store 27 Warehouse 28 Entertainment 29 Storage Facility 30 Other Residence 31 Apartment 32 Condo/Townhouse 33 Duplex/Fourplex 34 Garage Attached 35 Garage Detached 36 House 37 Mobile Home 38 Retirement Home 39 Other Public 40 Church 41 Hospital 42 Park/Playground 43 Public Building 44 School 45 Shopping Center 46 Street/Hwy/Fwy 47 Other	Q 2 1 Front 2 Rear 3 Side 4 North 5 South 6 East 7 West 8 Window 9 Door 10 Sliding Glass Door 11 Basement 12 Roof 13 Floor 14 Wall 15 Duct/Vent 16 Garage 17 Adj. Building 18 Ground Level 19 Upper Level 20 Other Method Of Entry Q 3 1 No Force Used 2 Attempt Only 3 Bodily Force 4 Bolt Cut/Pliers 5 Chan Lock/Pliers Wrench/Vice Grips 6 Saw/Drill/Burn 7 Screwdriver 8 Tire Iron 9 Unk Pry Bar 10 Coat Hanger/Wire Slim Jim 11 Key Slip/Shim 12 Punch 13 Remove Louvers 14 Window Smashed 15 Brick/Rock 16 Hid in Building 17 Lock Box 18 Unlock Door/Window 19 Other Vehicle Entry Q 4 1 Door/Lock Forced 2 Conv/T-Top Forced 3 Trunk Forced 4 Window Broken 5 Window Forced 6 Window Open 7 Unlocked 8 Other	Q 5 1 Cash/Notes 2 Jewelry/Metals 3 Clothing/Furs 4 Office Equip. 5 TV/Cam/Stereo 6 Firearms 7 Household Goods 8 Consumer Goods 9 Livestock 10 Misc. 11 Car Radio/Spkrs 12 Narcotics/Drugs 13 Tools 14 Other Phys. Security Q 6 1 Audible Alarm 2 Silent Alarm 3 Security Patrol 4 Dog 5 Standard Locks 6 Auxiliary Locks 7 Deadbolts/Windows 8 Windows Bars/Grill 9 Outside Lights On 10 Inside Lights On 11 Garage Door Lock 12 Obscured Int View 13 Comm/Business 14 Security Signs 15 Other Burglary Only Is Victim Member of Neighborhood Watch? <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No Interested in Neighborhood Watch? <input type="checkbox"/> Yes <input type="checkbox"/> No Had Home/Business Inspection? <input type="checkbox"/> Yes <input type="checkbox"/> No Interested in Inspection? <input type="checkbox"/> Yes <input type="checkbox"/> No	Q 7 1 Blood 2 Bullet Casings 3 Clothes 4 Fingerprints 5 Footprints 6 Hair 7 Other Prints 8 Paint 9 Photographs 10 Rape Kit 11 Semen 12 Stains 13 Tools 14 Tool Marks 15 Vehicle 16 Weapon (s) 17 Urine 18 Breath 19 Other Solvability Factors Q 8 1 Will Not Prosecute 2 There is a Witness 3 Suspect Arrested 4 Suspect Named 5 Suspect Described 6 Suspect Can Be ID'd 7 Susp Can Be Found 8 Susp Veh Can Be ID'd 9 Identifiable 496 10 Good Physical Evid 11 Major Inj/Sex Crime 12 Significant MO 13 Witness needs Cont. 14 ID Called Out 15 Inf contacted 16 Neighbors Checked	Q 9 1 Husband 2 Wife 3 Mother 4 Father 5 Daughter 6 Son 7 Brother 8 Sister 9 Other Family Member 10 Acquaintance 11 Friend 12 Boyfriend 13 Girlfriend 14 Neighbor 15 Business Associate 16 Stranger 17 Other Victim Physical Condition Q 10 1 Under Influence 2 Sick/Injured 3 Senior Citizen 4 Blind 5 Handicapped 6 Deaf 7 Mute 8 Mentally Impaired 9 Other Vehicle Type Q 11 1 Passenger Car 2 Motorcycle/Moped 3 Pickup Truck 4 Trailer 5 Truck 6 Van 7 Camper 8 Motorhome 9 Other

(Narrative Cont.)

DETAILS:

On 01-03-99 at approximately 0143 hours, I heard Ofc Roulston run a computer check on a vehicle (CA license 2FFE038). Dispatch advised that the plate came back to a stolen vehicle, out of Corona. Ofc Roulston said that the vehicle was occupied and that he was on the E/B 91 freeway, from Main St.

I was E/B 91 Freeway approaching Mc Kinley St, in a marked Corona Police Department patrol car and in uniform, when I heard Ofc Roulston say that the vehicle was going to get on Interstate 15 (unknown direction). I exited Mc Kinley St and entered the 91 Freeway, W/B. Ofc Roulston said that the vehicle was going N/B on Interstate 15 and I proceeded to N/B Interstate 15 to assist.

While I was trying to catch up to Ofc Roulston and Cpl Weeks (who was behind Ofc Roulston), Ofc Samano said that he would stay back to conduct a traffic break on the freeway, when officers attempted to stop the vehicle. As I was N/B Interstate 15 approaching Yuma Dr, Ofc Roulston said that they were continuing N/B and approaching Second St (Norco), and that he was waiting for the K-9 unit (Ofc Bennett) to arrive before attempting the traffic stop. At that time, Ofc Bennett passed me in the #1 lane (I was in the #2 lane). I followed Ofc Bennett and we caught up to Ofc Roulston and Cpl Weeks, N/B Interstate 15 north of Second St.

Once all units were behind the suspect vehicle (a silver Mitsubishi mini-van) Cpl Weeks told Ofc Bennett to attempt the traffic stop (N/B Interstate 15, north of Second St). I pulled alongside Cpl Weeks who told me to take his position behind Ofc Roulston. Ofc Bennett initiated his overhead lights and siren, and the vehicle failed to yield. Ofc Roulston and I initiated our overhead lights, and sirens, and pursued the fleeing suspect, behind Ofc Bennett.

I could clearly see the back of Ofc Bennett's and Ofc Roulston's patrol cars. Both units' overhead lights were rotating and appeared to be in good working condition. I could also hear additional sirens along with my own. Prior to the start of my shift, I conducted a vehicle check of my patrol car (unit 7986) and all of my overhead lights, and siren, were working properly. As we approached Sixth St, Sgt Abel pulled up behind my unit, and I could see his overhead lights were rotating and in good working condition.

As we passed Sixth St, Ofc Roulston requested that I take over the calling of the pursuit. I began giving the updates of the pursuit (direction, speeds, movement, lane changes, etc...of the suspect vehicle)--see Ofc Roulston's initial report for details of the pursuit. We continued N/B Interstate 15 at speeds of approximately 55-70 m.p.h., and covered all three lanes of the Interstate.

DETAILS CONT'D:

As we approached the interchange with the 60 Freeway, the suspect vehicle exited Interstate 15 and entered the 60 Freeway, W/B. The suspect vehicle continued W/B and reached speeds of approximately 82 m.p.h. As we approached the Archibald exit, the suspect vehicle's right turn signal came on, and the vehicle proceeded to enter the off-ramp.

As the vehicle was on the off-ramp, it abruptly swerved left, crossed the gore point (barely evading the exit sign post) and continued W/B 60 Freeway on the right emergency shoulder, alongside a Stater Bros semi truck and trailer. As soon as the vehicle passed the Stater Bros semi, it abruptly swerved into the #3 lane, causing the semi truck to break heavily to avoid a collision. Ofc Bennett, who was behind the suspect vehicle on the shoulder, waited for a moment, prior to moving into the #3 lane and appeared to have a safe cushion between his unit and the semi truck. Ofc Roulston was already in the #3 lane behind the Stater Bros semi truck and moved into the #2 lane to pass the it (it should be noted that while we were on the off-ramp, there was another unknown semi truck in the #3 lane behind the Stater Bros truck; however, that truck moved into the #2 lane when the suspect vehicle crossed the gore point). I followed Ofc Roulston into the #2 lane, and saw that the Stater Bros semi truck was moving into the right emergency shoulder, as a result of the suspect vehicle cutting in front of it.

We continued W/B 60 Freeway at speeds in excess of 80 m.p.h. As we approached Mountain Ave, the suspect vehicle's right turn signal came on. The vehicle exited Mountain Ave. The light at the bottom of the off-ramp was red, and the suspect vehicle went through the red light, turning N/B onto Mountain Ave, at approximately 30-40 m.p.h.--violating VC 21453(A). When the vehicle ran the red light, I saw a full sized blue Chevrolet Suburban and a full sized white truck (unknown make or model) N/B on Mountain at the intersection. Both trucks had to break heavily and swerve to avoid a collision with the suspect vehicle.

The suspect vehicle continued N/B on Mountain Ave, #2 lane, and ran the red light at Philadelphia St at approximately 60 m.p.h.--violating VC 21453(A). The vehicle continued N/B and as it approached the red light at Francis St, I saw a white full sized van conversion stopped W/B Francis St at Mountain Ave. As the suspect vehicle neared the intersection, the van started W/B, as it had the green light. As the suspect vehicle entered the intersection, the van broke heavily, causing its front end to bounce, to avoid colliding with the suspect vehicle. The suspect vehicle continued through the intersection, running the red light at Francis St at approximately 35 m.p.h.--violating VC 21453(A).

Still N/B, the vehicle reached speeds of approximately 75 m.p.h., and went through the signal controlled intersection with Phillips at approximately 70 m.p.h.--

DETAILS CONT'D:

violating VC 22350. The vehicle continued N/B and ran the red light at Mission Ave at approximately 60 m.p.h. still in the #2 lane--violating VC 21453(A). As the suspect vehicle crossed Holt Blvd, at approximately 60 m.p.h., it moved into the #1 lane.

The suspect vehicle continued N/B and as it approached Hallowell St it veered to the left. The vehicle then turned E/B onto Hallowell St at approximately 30 m.p.h. As it turned, the vehicle appeared to hit the S/E curb of Hallowell St and Mountain Ave, with its right wheels. The suspect vehicle continued E/B on Hallowell St at approximately 45 m.p.h.--violating VC 22350.

The suspect vehicle maintained its speed as it approached the intersection with Boulder Ave. Without slowing, the suspect vehicle attempted to turn N/B onto Boulder Ave, running the stop sign--violating VC 22450(A). During the turn, the suspect vehicle broke heavily, and I saw Ofc Bennett's break lights come on. As Ofc Bennett came to a stop behind the suspect vehicle, which was facing N/E towards the N/E corner of the intersection, I saw the suspect vehicle's white reverse lights come on. Ofc Roulston pulled to the left (north) of Ofc Bennett's vehicle and I went to the right (south) of Ofc Bennett's unit.

As I was coming to a stop, for the felony car stop, I could see the suspect vehicle going backwards in reverse (unknown speed). Ofc Bennett's unit was stopped and I looked at the street signs to advise dispatch of our location. As I stopped, I heard the sound of gun shots. I opened my driver's door and exited the vehicle, remaining behind my door.

I could hear the sound of the gun shots coming from Ofc Bennett's direction, and I took aim at the rear window of the suspect vehicle, the suspect vehicle's driver's door was still closed. I tried acquiring the suspect inside the vehicle, but I was unable to see inside the vehicle due to a large amount of smoke between me and the suspect vehicle, obscuring my view through the vehicle's rear window. Out of the corner of my eye, I saw Sgt Abel run up next to Ofc Bennett at Ofc Bennett's car door. I could also see Cpl Weeks running up to Ofc Roulston's driver's side. As I continued trying to see through the smoke, the gun fire stopped. A few seconds later, the smoke cleared and I could see inside the vehicle.

There was no movement inside the vehicle, and I could hear Ofc Roulston tell the suspect inside the vehicle to put his hands up. After Ofc Roulston had told the suspect to put his hands up, a couple of times, I saw the driver/suspect (later identified as Herminio Contreras Jr, 11-19-78) raise his hands. Sgt Abel ordered the suspect out of the vehicle and had him prone out on the ground, north of the vehicle. Ofc Roulston, behind the

DETAILS CONT'D:

cover of Cpl Weeks, approached the suspect and handcuffed him. Cpl Weeks then cleared the vehicle, making sure that no one else was inside.

Once the vehicle was cleared, and at the request of Sgt Abel, I began securing the area of the crime scene with the assistance of officers from the Ontario Police Department. I then started a crime scene log, documenting all persons entering the crime scene, and their purpose for being in the crime scene (see attached).

On 01-03-99 at approximately 0840 hours, Ofc B Bell arrived at the scene. I briefed Ofc B Bell on what I had done in reference to the crime scene log, and advised him of the remaining personnel at the crime scene. I then gave the crime scene log to Ofc B Bell, who relieved me and took over the log.

Refer to Ofc Roulston's initial report and the other supplemental reports for further details.

--NFD--

CORONA POLICE DEPARTMENT
Corona, California

CRIME SCENE LOG

John H. Cleghorn, Chief of Police

Case # 99-0087

Page # 7 of 9

CRIME: UC 10851, PC 245 LOCATION: 900 S. HALLOWELL (C. SULLIVAN) ONTARIO, CA
Every person entering or providing security at the Crime Scene MUST BE LOGGED IN

Name/Title	Agency	Date/Time In Scene	Date/Time Out of Scene	Purpose	Evidence/Property Collected	Yes	No	Officer Maintaining Crime Scene Log
Off BENNETT	Corona PD	01-23-99	10249	Pursuit/Sec (Left went to Ont PD)				
Off RIVILSTRA	"	" / "	" / 10224	"				
Off BLOOMFIELD	"	" / "	" / 10846	"				BLOOMFIELD
Off WEEKS	"	" / "	" / 10738	"				
Sgt ABER	"	" / "	" / 10846	" SUPERVISOR				
Sgt McMAHON #14417	ONTARIO PD	" / 10206	" / 10428	ONTARIO PD SUPERVISOR				
Off ADSSMAN #14757	"	" / 10211	" / 10657	ASSIST - CRIME SCENE				
Off DUFFIELD #15046	"	" / 10213	" / 10250	" (EXCEPT BENNETT RETURNING TO Ont PD)				
Off GUSKI #15047	"	" / 10207	" / 10805	"				
Off BALLARA #15042	"	" / 10206	" / 10325	"				
JIM SHAFF (MED) RESERVE #137	AMERICAN MED RESERVE #137	" / 10210	" / 10224	MEDICAL AID TO SUSPECT				
RICK SCOTT (EMT)	"	" / "	" / "	"				
Car GARNN	ONTARIO PD EMT-131	" / 10211	" / 10234	"				
Edo CARRIEGA	"	" / "	" / "	"				

IMPORTANT NOTE: OFFICERS USE THIS FORM ONLY. Don't make a "Rough" copy or any notes. Maintain all pages of log at scene until the scene is secured by investigation.

Evidence/
Property
Collected
Yes No

Officer
Maintaining
Crime Scene Log

Name/Title	Agency	Date/Time In Scene	Date/Time Out of Scene	Purpose	Evidence/ Property Collected Yes No	Officer Maintaining Crime Scene Log
FF ^{1st} M. ARVAREZ	ONTARIO PD ENG 131	01-03-99/0211	01-03-99/0234	MEDICAL AID TO SUSPECT		
FF ^{1st} LALAY	"	" / "	" / "	"		(WENT TO HOSP)
OFF LOSCO #14595	ONTARIO PD	" / 0208 0213	" / 0646	SET UP CRIME TAPE		CRIME SCENE TAPE
RES OFF DIAZ #15075	"	" / "	" / 0646	"		
OFF NEWMAN	CORONA PD	" / 0229	" / 0249	O.I.S. (TODD BENNETT TO OUT. PD)		
Sgt OFF THOMPSON	"	" / 0225	" / 0622	ASSIST SUPERVISOR		
CAPT MARTIN	"	" / 0258	" / 0628	FSD COMMANDER		
CAPT DALZELL	"	" / 0303	" / 0628	ISA COMMANDER		
Sgt GRACIA	"	" / 0326	" / 0543	P.I.O.		
Sgt MARMOLESTO	"	" / 0328	" / 0543	O.I.S.		
Sgt EVANS #14624	ONTARIO PD	" / 0330	" / 0540	ONTARIO PD'S P.I.O.		
F.S. SHERIDAN #14873	"	" / 0337	" / 1150	CRIME SCENE INVESTIGATION (IA)	✓	
DET P. ANDERSON	CORONA PD	" / 0342	" / 0634	INVESTIGATIONS		
CHIEF GONZALEZ	"	" / 0343	" / 0606			
DET CONEJ #11413	ONTARIO PD	" / 0350	" / 0651	INVESTIGATOR (ONTARIO PD)		
DET BENNETT	CORONA PD	" / 0400	" / 0540	O.I.S.		
OFF R. AVILA	"	" / 0401	" / 0543	O.I.S.		
Lt AISA	"	" / 0405	" / 0638	O.I.S.		
Off SUCAPAN	"	" / "	" / 0540	O.I.S.		

CORONA POLICE DEPARTMENT
Corona, California

CRIME SCENE LOG CONTINUATION

Case # 99-0087

John H. Cleghorn, Chief of Police

Page # 9 of 9

CRIME: VE 10851, PC 245 LOCATION: 900 Zuck-Hallowell St ONTARIO, CA
Every person entering or providing security at the Crime Scene MUST BE LOGGED IN

Name/Title	Agency	Date/Time In Scene	Date/Time Out of Scene	Purpose	Evidence/Property Collected		Officer Maintaining Crime Scene Log
					Yes	No	
Off BEACH	Corona PD	01-03-99/0413	01-03-99/0720	OIS			
Off DAVIS	"	" / "	" / "	OIS			
Det McCREADY #09663	Ontario PD	" / 0415	" / 0630	INVESTIGATOR			
Sgt CARILLO #9094	"	" / 0422	" / 0630	INVESTIGATION			
Serge LADET	"	" / 0452	" / 0540 ³	City Attorney			
Off LEE #14649	Ontario PD	" / 0455	" / 0843	DIAGRAM OF SCENE			
Off ERICSON	"	" / 0513	" / 0840	MAPPING SCENE			
Off BUTERA	Corona PD	" / 0525	01-03-99/0547	CPOA REP.			
FS FISHERMAN #15034	Ontario PD	" / 0755	" / 1150	CRIME SCENE INVEST.		✓	
Off ANDRKO	"	" / 0700	" / 1150	PERIMETER SECURITY			
Off BELL	Corona PD	" / 0840	" / 1151	TAKE OVER CRIME SCENE LOG			B. BELL
CSO CARPENTIER	"	" / "	" / 1151	"			
(Signature)		" / 1136	" /	FOUND SUSPECT VEHICLE			
(Signature)	BILL WAGS FRC	" / 1136	" / 1150	TDV SUSPECT VEHICLE			

IMPORTANT NOTE: OFFICERS USE THIS FORM ONLY. Don't make a "Rough" copy or any notes. Maintain all pages of log at scene until the scene is secured by Investigation.

CPD 20-019 ALL CORONA P.D. UNITS DEPARTED SCENE AT 1151 HOURS, ONTARIO P.O. UNITS REMAINED AT SCENE TO FINISH INVESTIGATION ALONG WITH TOW TRUCK PERSONNEL STANDING BY.



CORONA POLICE DEPARTMENT

849 WEST SIXTH STREET
 P.O. BOX 940
 CORONA, CALIFORNIA 91718-0090
 CA0331500

Initial
 Supplemental

<input type="checkbox"/> No Suspect	<input type="checkbox"/> Injuries	<input type="checkbox"/> No Prosecution Desired	CR # <u>99-087</u>
<input type="checkbox"/> Arrest	<input type="checkbox"/> Property/Evidence	<input type="checkbox"/> Telephone Report	
<input type="checkbox"/> Suspect	<input type="checkbox"/> Additional Person/Vehicle	<input type="checkbox"/> Desk Report	
<input type="checkbox"/> Unk. Suspect	<input type="checkbox"/> Narrative	<input type="checkbox"/> Courtesy Report	

CASE SUMMARY	Primary Code Section/Description	BCS Code(s)	Counts
	Other Code Sections/Description	BCS Code(s)	Counts
	Supplemental Code <input type="checkbox"/> Modify <input type="checkbox"/> New <input checked="" type="checkbox"/> Same <input type="checkbox"/> Add	BCS Code(s)	Counts

Location <u>11234 ANDERSON, LOMA LINDA</u>	Business Name <input type="checkbox"/> Victim <input checked="" type="checkbox"/> N/A <u>LOMA LINDA MEDICAL CTR.</u>
Occurrence on/between Date/Time <u>1-3-99/0805</u> Date/Time _____	Reported Date/Time <u>1-3-99/0142</u>
Case Status <u>C</u>	If Cleared - Code <u>E</u>
Officer Injured? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____	Officer Killed? <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes # _____

VM=victim RP=reporting party / informant WT=Wit OT=other SU=Suspect

Name (L,F,M)	D.O.B	Occupation
Residence Address	City	Zip
Business <input type="checkbox"/> Same as Residential	City	Zip

Name (L,F,M)	D.O.B.	Occupation
Residence Address	City	Zip
Business <input type="checkbox"/> Same as Residential	City	Zip

SU#	Sex	Race	Age	Hair	Eyes	Height	Weight	Clothing	Additional Info

Vehicle Description		<input type="checkbox"/> Victims Veh	<input type="checkbox"/> Suspects Veh
License	State	Year	Make
Model	Body Style	Color	Vin
<input type="checkbox"/> Unique Characteristics	<input type="checkbox"/> Description of Damage	<input type="checkbox"/> NA	

Summary/Narrative:
 1. ON 1-3-99 AT 0612HRS, I WAS DISPATCHED TO LOMA LINDA MEDICAL CENTER
 2. TO RELIEVE OFFICER A. ROULSTON, WHO WAS STANDING BY WITH (SU01)
 3. HERMINIO CONTRERAS. CONTRERAS HAD JUST UNDERGONE SURGERY
 4. AND WAS STILL UNCONSCIOUS. AT 0805 HRS., FORENSIC NURSE

Property Loss <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Value \$	Property Damage <input checked="" type="checkbox"/> No <input type="checkbox"/> Yes / Describe
---	---

Officer ID #/ Name <u>11087 BOYDD</u>	Reviewed ID #/ Name <u>#0070 ABEL</u> <u>0104 99</u> <u>0700</u>	Entry CLETS/NCIC RMS <u>W001-04-99</u>
CPD Form # INITSUP	Copies: <input checked="" type="checkbox"/> DET <input type="checkbox"/> TRAF <input type="checkbox"/> PROP <input type="checkbox"/> OFCR <input type="checkbox"/> DA <input type="checkbox"/> DOJ <input type="checkbox"/> Crime Prev <input checked="" type="checkbox"/> Other <u>CRIMINAL P.D.</u>	Routed By: <u>JD</u>
Page <u>1</u> of <u>2</u>		

— Ron Anderson

Premises	Point of Entry	Prop. Taken	Evidence	Victim Rel/Susp
Business Q 1 1 Bank/Sav. Loan Finance/Cred Union 2 Bar 3 Cleaners/Laundry 4 Construction Site 5 Theater 6 Fast Foods 7 Gas Station 8 Hotel/Motel 9 Dept/Disc Store 10 Drug/Pharm Store 11 Gun/Sport Store 12 Jewelry Store 13 Liquor Store 14 Photo Stand 15 Convenience Store 16 Tire Store 17 Restaurant 18 Supermarket 19 Video/TV/Radio 20 Auto Parts 21 Bicycle Store 22 Clothing Store 23 Hardware 24 Medical 25 Office Building 26 Shoe Store 27 Warehouse 28 Entertainment 29 Storage Facility 30 Other Residence 31 Apartment 32 Condo/Townhouse 33 Duplex/Fourplex 34 Garage Attached 35 Garage Detached 36 House 37 Mobile Home 38 Retirement Home 39 Other Public 40 Church 41 Hospital 42 Park/Playground 43 Public Building 44 School 45 Shopping Center 46 Street/Hwy/Fwy 47 Other	Q 2 1 Front 2 Rear 3 Side 4 North 5 South 6 East 7 West 8 Window 9 Door 10 Sliding Glass Door 11 Basement 12 Roof 13 Floor 14 Wall 15 Duct/Vent 16 Garage 17 Adj. Building 18 Ground Level 19 Upper Level 20 Other Method Of Entry Q 3 1 No Force Used 2 Attempt Only 3 Bodily Force 4 Bolt Cut/Pliers 5 Chan Lock/Pliers Wrench/Vice Grips 6 Saw/Drill/Burn 7 Screwdriver 8 Tire Iron 9 Unk Pry Bar 10 Coat Hanger/Wire Slim Jim 11 Key Slip/Shim 12 Punch 13 Remove Louvers 14 Window Smashed 15 Brick/Rock 16 Hid in Building 17 Lock Box 18 Unlock Door/Window 19 Other Vehicle Entry Q 4 1 Door/Lock Forced 2 Conv/T-Top Forced 3 Trunk Forced 4 Window Broken 5 Window Forced 6 Window Open 7 Unlocked 8 Other	Q 5 1 Cash/Notes 2 Jewelry/Metals 3 Clothing/Furs 4 Office Equip. 5 TV/Cam/Stereo 6 Firearms 7 Household Goods 8 Consumer Goods 9 Livestock 10 Misc. 11 Car Radio/Spkrs 12 Narcotics/Drugs 13 Tools 14 Other Phys. Security Q 6 1 Audible Alarm 2 Silent Alarm 3 Security Patrol 4 Dog 5 Standard Locks 6 Auxiliary Locks 7 Deadbolts/Windows 8 Windows Bars/Grill 9 Outside Lights On 10 Inside Lights On 11 Garage Door Lock 12 Obscured Int View 13 Comm/Business 14 Security Signs 15 Other Burglary Only Is Victim Member of Neighborhood Watch? <input type="checkbox"/> Yes <input type="checkbox"/> No Interested in Neighborhood Watch? <input type="checkbox"/> Yes <input type="checkbox"/> No Had Home/Business Inspection? <input type="checkbox"/> Yes <input type="checkbox"/> No Interested in Inspection? <input type="checkbox"/> Yes <input type="checkbox"/> No	Q 7 1 Blood 2 Bullet Casings 3 Clothes 4 Fingerprints 5 Footprints 6 Hair 7 Other Prints 8 Paint 9 Photographs 10 Rape Kit 11 Semen 12 Stains 13 Tools 14 Tool Marks 15 Vehicle 16 Weapon (s) 17 Urine 18 Breath 19 Other Solvability Factors Q 8 1 Will Not Prosecute 2 There is a Witness 3 Suspect Arrested 4 Suspect Named 5 Suspect Described 6 Suspect Can Be ID'd 7 Susp Can Be Found 8 Susp Veh Can Be ID'd 9 Identifiable 496 10 Good Physical Evid 11 Major Inj/Sex Crime 12 Significant MO 13 Witness needs Cont. 14 ID Called Out 15 Inf contacted 16 Neighbors Checked	Q 9 1 Husband 2 Wife 3 Mother 4 Father 5 Daughter 6 Son 7 Brother 8 Sister 9 Other Family Member 10 Acquaintance 11 Friend 12 Boyfriend 13 Girlfriend 14 Neighbor 15 Business Associate 16 Stranger 17 Other Victim Physical Condition Q 10 1 Under Influence 2 Sick/Injured 3 Senior Citizen 4 Blind 5 Handicapped 6 Deaf 7 Mute 8 Mentally Impaired 9 Other Vehicle Type Q 11 1. Passenger Car 2. Motorcycle/Moped 3. Pickup Truck 4. Trailer 5. Truck 6. Van 7. Camper 8. Motorhome 9. Other

(Narrative Cont.) GARY PICKENS OBTAINED TWO BLOOD SAMPLES FROM THE LEFT HAND OF CONTRERAS. AT 0930 HRS., I PLACED THE TWO BLOOD SAMPLES IN THE EVIDENCE REFRIGERATOR AT C.P.D., FOR LATER ANALYSIS IF NEEDED. N.F.D.

AMERICAN FORENSIC NURSES

255 North El Cielo Road, Suite 195
Palm Springs, CA 92262-6914
Office (909) 766-6312
Billing (760) 324-1121

No. — 251224

REQUEST FOR SERVICE

Time Nurse Called: 0740		Date: 01-03-99
ETA of Subject:		Location: LOMA LINDA MEDICAL CENTER
Arrival time of Nurse at Location: 0755	Kit # _____	Case No: 98-15026 X ICEF 98-087
Name of Subject: CONTRERAS, HERMINIO		Puncture Site: LT/HAND
Arresting Officer's Name: J. BRIND	I.D. No: 11187	
Arresting Officer's Signature: [Signature]	Agency: COVINA CA.	
Nurse's Signature: GARY PICKENS	Time Work Completed: 0805	
BLOOD ALCOHOL <u>BOTH</u>	SUSPECT SEX KIT _____	In accordance with the provisions of Section 13354(d) of the California Vehicle Code you are hereby requested to draw a blood sample from the subject named above.
BLOOD DRUG _____	SIT DOWN TIME _____	
URINE ALCOHOL _____	DRY RUN _____	
URINE DRUG _____	INTOXILIZER _____	
TASER REMOVAL _____	OTHER _____	

COMMENTS: FULL DRUG SCREEN + ALCOHOL TWO GRAY TOP TUBE DRAWED
245. PC AND 10851 VC.

White & Yellow copy to AFN / Pink Copy to Nurse



NEWS RELEASE

**RICHARD O. GONZALES, CHIEF OF POLICE
CORONA POLICE DEPARTMENT**

849 W. SIXTH ST. (P.O. BOX 940), CORONA, CALIFORNIA 91718-0090

Date: January 3, 1999

Reference: Officer Involved Shooting

On January 3, 1999 at approximately 0200 hours, Corona Police Officers observed a 1987 Mitsubishi Van in the 100 block of South Main Street. A license check of the vehicle was made and the vehicle was found to have been stolen on December 31, 1998. Officers followed the vehicle and attempted to conduct a traffic stop on the stolen car. The driver refused to stop and a vehicle pursuit began. The stolen vehicle was followed onto the I-15 Freeway and west on Hwy. 60. The vehicle maintained speeds at approximately 65 mph. At one point during the pursuit the stolen vehicle attempted to cut off a semi-truck who swerved to avoid a collision.

The stolen vehicle exited Mountain Avenue offramp from Hwy. 60 in an attempt to elude pursuing police officers. The stolen vehicle entered the 800 block of Hollowell, a residential area and began accelerating up to 80 mph. As the Corona Officers followed the vehicle, it attempted to negotiate a left turn onto Boulder Avenue losing control and striking a curb. As a Corona Police officer pulled up behind the vehicle, the suspect placed the stolen vehicle in reverse and rammed the patrol unit twice.

The Corona Police officer was knocked back from his patrol unit due to the force of the vehicle impact. Fearing for his safety the officer fired his gun at the suspect vehicle. The driver was shot by the officer and no other officers fired their weapons. Officers and a supervisor at the scene took custody of the suspect and notified medical aid. An ambulance transported the suspect who

CONTACT: Watch Commander

PHONE: (909) 736-2330

BY: Sgt. Eddie Garcia

CR# 99-87

Ontario PD 99-01-0162

Page 1

CPD 10-006 2/98
FCZ

Distributions:

- City Manager
- Original Case File
- Chief of Police
- Division Commanders
- Patrol Sergeants
- Investigations
- Records
- Save File As S:\News\9987.wpd
- Fax As Required



NEWS RELEASE

**RICHARD O. GONZALES, CHIEF OF POLICE
CORONA POLICE DEPARTMENT**

849 W. SIXTH ST. (P.O. BOX 940), CORONA, CALIFORNIA 91718-0090

was identified as Herminio Contreras Jr. of Corona. Contreras is twenty years old of Corona and is a known gang member of Los Visioneros a local gang. Contreras was released from the California Youth Authority - Paso Robles in August of 1998. He was serving time for an auto theft charge. Contreras was transported to Loma Linda University for treatment of gunshot wounds. Contreras is in stable condition. No injuries occurred to Corona Police Officers or citizens during the pursuit or at the time of the shooting.

Ontario Police Department is conducting the criminal investigation in this incident. Due to this incident being an officer involved shooting the Corona Police Officer involved will not be identified and has been placed on administrative leave.

CONTACT: Watch Commander

PHONE: (909) 736-2330

BY: Sgt. Eddie Garcia

CR# 99-87

Ontario PD 99-01-0162

Page 2

CPD 10-006 2/98
FCZ

Distributions:

- City Manager
- Original Case File
- Chief of Police
- Division Commanders
- Patrol Sergeants
- Investigations
- Records
- Save File As S:\News\19987.wpd
- Fax As Required

CORONA POLICE DEPARTMENT
OIS/ADMINISTRATIVE INVESTIGATION

CASE: 99087

TYPE OF INVESTIGATION: Officer Involved Shooting	
DATE & TIME OCCURRED: January 3, 1999/0204 hrs.	LOCATION OF OCCURRENCE: Hollowell Street – Boulder Avenue, Ontario, California
INVOLVED PERSONNEL: Officer Jeffery Bennett, K-9 Field Services Division	SUSPECT(S): Herminio Aguilar Contreras

RELATED REPORTS:

Ontario Police Department
Corona Police Department
Corona Police Department

Criminal Investigation
Vehicle Report
Criminal Report

Case # 99-1-162
Case #98-15826
Case #99-087

CASE AGENTS:

Investigator Don McGready
Ontario Police Department Criminal Investigation

Investigator Mike Cover
Ontario Police Department Criminal Investigation

Sergeant Eddie Garcia
Corona Police Department Administrative Investigation

Sergeant Alex Marmolejo
Corona Police Department Administrative Investigation

SYNOPSIS:

This report will reflect details and circumstances surrounding an Officer Involved Shooting Investigation involving Officer Jeffery Bennett of the Corona Police Department on January 3, 1999, at 0203 hours. Officer Bennett was on-duty, wearing his departmental approved canine uniform and driving a marked police canine unit when the incident took place.

On January 3, 1999, at 0142 hours, Officer Adam Roulston came to a stop at the intersection of South Main and Fourth Street. Officer Roulston saw a silver Mitsubishi van drive eastbound through the parking lot of the La Cabana Restaurant located at 324 South Main Street.

The van signaled and turned right into the eastbound onramp of Highway 91. He conducted a license plate check with dispatch. The dispatcher notified Officer Roulston the vehicle was reported stolen. He followed the vehicle onto the freeway and requested assistance in order to conduct a high-risk vehicle stop.

Corporal Tom Weeks, Officers Dan Bloomfield and Jeff Bennett followed the suspect vehicle onto the freeway. Officers John Samano and Kazsuk began trailing to assist officers. In the area of Sixth Street and Interstate 15 all units activated their emergency lights and sirens with the exception of Corporal Weeks who was acting in the capacity as supervisor until the field sergeant arrived.

The suspect vehicle did not make any attempt to yield and was traveling at the rate of speed at approximately 55 mph and increased its speed to 60 – 65 mph. The suspect vehicle traveled onto the westbound Highway 60 and accelerated to approximately 82 mph. In the area of the Archibald off-ramp, the suspect drove onto the shoulder of the freeway. The suspect drove his vehicle directly into the path of a Stater Bros.' truck. The semi-truck was approximately 5 feet off the suspect's vehicle bumper. The suspect vehicle during the course of travel ran one red light and nearly collided with two vehicles in the area of Mountain Avenue in the City of Ontario.

The suspect drove onto Hallowell Street and accelerated through the residential area running a stop sign. Unable to negotiate a left turn onto Boulder Avenue, he came to a stop. As officers took positions of cover, Officer Bennett exited his patrol unit. At this point, the suspect placed his vehicle into reverse striking Officer Bennett's patrol unit. According Officer Bennett he feared he would be killed or injured due to the impact to his patrol unit by the suspect vehicle.

Upon Officer Bennett's patrol unit being rammed, Officer Bennett fired toward the suspect vehicle. The suspect who was shot was ordered from his vehicle and taken into custody. The suspect notified Sergeant Abel he had suffered gunshot wounds and medical aid was notified.

GENERAL CASE INFORMATION

UNIFORMS:



The K-9 uniform worn by Officer Jeff Bennett consisted of a black shirt and pants. The shirt displayed shoulder Corona Police patches, a badge and embroidered yellow nametag. Officer Bennett's nylon Sam Browne belt consisted of a holster, magazine pouch, handcuff case, door pop pouch, HT holder, mace holder, and baton.

POLICE VEHICLE:



Officer Bennett's marked K-9 patrol unit is depicted at the scene of the incident. The patrol unit is a 1997 Ford Crown Victoria.

SCENE:

The intersection of Hollowell Street and Boulder Avenue is located in a residential area. Hollowell Street is an east/west two lane asphalt roadway. Boulder Avenue is a north/south two lane asphalt roadway. The intersection for east and west traffic on Hollowell Street is controlled by a stop sign. There are high curbs located on the northeast side of the intersection.

SOURCE OF CALL:

On January 3, 1999, at 0322 hours, I was notified by Corona Police Dispatch to respond per Lieutenant Aja; I was informed that Officer Bennett was involved in a shooting incident in the City of Ontario. Directions to the location were given to me. I met with Lieutenant Aja who assigned Sergeant Alex Marmolejo and myself to the Administrative Investigation. I made notification to the City Attorney, Bruce Pratte of Ferguson, Pratte & Sherman and requested for him to respond to the scene.

Ontario Police Detectives were assigned to the criminal investigation due to the incident occurring in their jurisdiction. The interview with Officer Bennett was conducted at the Ontario Police Department with attorneys, criminal and administrative investigators present during the interview. All other Corona officers submitted written reports reflecting their actions and observations during the incident.

FACTS

OFFICER JEFFERY BENNETT

Weapon Carried:

Sig Sauer P226

Serial # U459 837

Ammo Used:

Winchester 9mm

Weapon Inspection:

As per Corona Police Department Policy, Volume 2, Section 3822 – Approval and Inspection of Personnel Firearms was conducted in November 1998.

Rangemaster:

Sergeant Tom Capdeville.

Last Qualification:

November 19, 1998

EVIDENCE AT SCENE:

During the investigation, members of the Ontario Police Department collected casings and various other items of evidence from the shooting scene. All evidence collected from the scene is in the possession of Ontario Police Department.

SUSPECT(S) INJURED:

Hermino Aguilar Contreras
1015 South Belle
Corona, California 91720
DOB: 111978
Description: HMA 6'0" 210 Black Brown
AKA's: Junior, Criminal, Woodstock
Gang Affiliation: Visionero

Suspect was treated and later released from Loma Linda University.

SUSPECT WEAPON USED:

Suspect rammed Officer Bennett's vehicle as he exited the vehicle to engage a high-risk stop.

BLOOD RESULTS OF INVOLVED OFFICER:

BIO TOX Laboratories with the results of None Detected screened Officer Bennett's blood for the Expanded IA SCRNB/BLD.

DISPOSITION:

This report will be submitted as the Corona Police Administrative Investigation Report. This report will be used in the shooting review board where it will be determined if the shooting incident is within policy, outside policy, or accidental. It will also be the job of the board to consider any training issues and make recommendation on them.