



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

Case
SR18-06261

INCIDENT REPORT

CONTROL DOCUMENT NOT DUPLICATE

OFFENSES	Offenses 664/187 (A) PC 417 (A)(1) PC	Description Attmptd Murder:Second Deg on Pea Exhibit Deadly Wpn:not self-defn	Fel/Misd Felony Misd	Date Occurred 08/05/2018	Time Occurred 2104	Incident # 1808050093	
				Date Reported 08/05/2018	Time Reported 2104		
	Related Cases						
					Date Printed 08/08/2018	Time Printed 11:39:51	Printed By 501
					Latitude 37.961940	Longitude -122.504830	
	Location Verdi St/Lisbon St, San Rafael, CA 94901			Beat 3	Area 20	Disposition Pending	
Location Type Street/Highway		Location of Entry	Method of Entry	Point of Entry	Alarm System	Means of Attack (Robbery)	
Victim Rodarte, Jaime			Drivers License	Cell Phone		Email jrodarte@marinsheriff.org	
Residence Address 3501 Civic Center Dr #145, San Rafael, CA 94903			Notified of Victim Rights No	Residence Phone 473-5332		DOB Age 38 Sex M Race H	
Business Name and Address Marin County Sheriff's Office, 3501 Civic Center Dr, San Rafael, CA 94903				Business Phone 473-5332		Height Wt Hair Eyes	
Assistance Rendered/Victim Disposition Left Under Own Power				Transporting Agency		Means of Attack (Assaults) Knife Or Other Cutting Instrument	
Description of Injuries No Injury			Other Information				
Witness			Drivers License	Cell Phone		Email	
Residence Address				Residence Phone		DOB Age Sex Race	
Business Name and Address				Business Phone		Height Wt Hair Eyes	
Suspect Arrested Aghazadeh, Faramarz				Action Taken Other		Charges 664/187 (A) PC	
Residence Address All Points, San Rafael, CA 94901				Residence Phone		DOB Age Sex Race	
Business Name and Address				Business Phone		Height Wt Hair Eyes	
Identifying Features				Cell Phone		Drivers License Arrest Number 23371	
Aliases				Val Damaged			
VEHICLES	Status	Vehicle Make and Model		License/State		VIN	
OFFICERS	Prepared By 501 - Berringer, Todd	Date 08/05/2018	Assisted By		Approved By PATA #326		
	Routed To DA Sonoma County Sheriff's Office INV.	Date	Routed To	Date	Notes		

E CUB B
5/8 5/8
 Fax:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

Case
SR18-06261

INCIDENT REPORT

Victim Dodson, Justin	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Avenue, San Rafael, CA 94901	Notified of Victim Rights No	Residence Phone 415-485-3000	DOB	Age	Sex M	Race W
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition		Transporting Agency	Means of Attack (Assaults)			
Description of Injuries		Other Information				
Victim Garrison, Michael	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Ave, San Rafael, CA 94901	Notified of Victim Rights No	Residence Phone 485-3000	DOB	Age 33	Sex M	Race W
Business Name and Address City Of San Rafael, 1400 5TH Ave, San Rafael, CA 94901		Business Phone	Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition Left Under Own Power		Transporting Agency	Means of Attack (Assaults) Knife Or Other Cutting Instrument			
Description of Injuries No Injury		Other Information				
Victim Graham, Justin	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Av, San Rafael, CA 94901	Notified of Victim Rights No	Residence Phone 485-3000	DOB	Age	Sex M	Race W
Business Name and Address San Rafael Police Department, 1400 Fifth Ave, San Rafael		Business Phone 415 485-3000	Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition Left Under Own Power		Transporting Agency	Means of Attack (Assaults) Knife Or Other Cutting Instrument			
Description of Injuries No Injury		Other Information				
Victim Macedougald, Kevin	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Ave, San Rafael, CA 94901	Notified of Victim Rights No	Residence Phone 485-3000	DOB	Age 63	Sex M	Race W
Business Name and Address San Rafael Police Department, 1400 Fifth Ave, San Rafael		Business Phone 485-3000	Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition Left Under Own Power		Transporting Agency	Means of Attack (Assaults) Knife Or Other Cutting Instrument			
Description of Injuries No Injury		Other Information				
Victim Piombo, Aaron	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Ave, San Rafael, CA 94901	Notified of Victim Rights No	Residence Phone 415-485-3000	DOB	Age 43	Sex M	Race W
Business Name and Address San Rafael Police Department, 1400 Fifth Avenue, San Rafael, CA 94901		Business Phone 485-3000	Height	Wt	Hair	Eyes
Assistance Rendered/Victim Disposition Left Under Own Power		Transporting Agency	Means of Attack (Assaults) Knife Or Other Cutting Instrument			
Description of Injuries No Injury		Other Information				

CONTROL DOCUMENT NOT DUPLICATED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
INCIDENT REPORT

Case
SR18-06261

CONTROL DOC DO NOT DUPLICATE

Witness	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age 20	Sex M	Race H
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Witness	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex	Race
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Witness	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex	Race
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Witness Kyne, James	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone 415-924-1100	DOB	Age	Sex M	Race W
Business Name and Address Chp, 57 San Clemenete Dr, Corte Madera, CA		Business Phone	Height	Wt	Hair	Eyes
Witness Melodia, Phillip	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Av, San Rafael, CA 94901		Residence Phone 485-3000	DOB	Age 48	Sex M	Race W
Business Name and Address San Rafael Police Department, 1400 Fifth Avenue, San Rafael, CA 94901		Business Phone 485-3000	Height	Wt	Hair	Eyes
Witness Morel, Joseph	Drivers License	Cell Phone	Email			
Residence Address 1039 C St, San Rafael, CA 94901		Residence Phone	DOB	Age	Sex M	Race W
Business Name and Address San Rafael Fire Department, 1039 C Street, San Rafael, CA 94901		Business Phone 485-3304	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex	Race
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Mentioned Ainsworth, Randall	Drivers License	Cell Phone	Email			
Residence Address 1039 C St, San Rafael, CA 94901		Residence Phone	DOB	Age 34	Sex M	Race W
Business Name and Address Srfd, San Rafael, CA 94901		Business Phone	Height	Wt	Hair	Eyes



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

Case
SR18-06261

INCIDENT REPORT

CONTROL DOC DO NOT DUPLICATE

Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex M	Race W
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex	Race
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex F	Race
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA		Residence Phone	DOB	Age	Sex F	Race W
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned Cobb, Matthew	Drivers License	Cell Phone	Email			
Residence Address Central Marin Fire		Residence Phone	DOB	Age	Sex	Race
Business Name and Address Central Marin Fire Department		Business Phone	Height	Wt	Hair	Eyes
Mentioned Fitzgerald, Kevin	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone 415-924-1100	DOB	Age	Sex M	Race W
Business Name and Address Chp, 57 San Clemente Dr, Corte Madera, CA		Business Phone	Height	Wt	Hair	Eyes
Mentioned Herrera, David	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address California Highway Patrol		Business Phone	Height	Wt	Hair	Eyes



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
INCIDENT REPORT

Case
SR18-06261

CONTROL DOC DO NOT DUPLICATE

Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex F	Race
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex F	Race
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned Jones, Gregory D	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone 415-924-1100	DOB	Age	Sex M	Race W
Business Name and Address Chp, 57 San Clemente Dr, Corte Madera, CA		Business Phone	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex F	Race W
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae, CA 94904		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned Landaverde, Angel	Drivers License	Cell Phone	Email			
Residence Address 1039 C St, San Rafael, CA 94901		Residence Phone 485-3304	DOB	Age 36	Sex M	Race H
Business Name and Address San Rafael Fire Department, 1039 C St, San Rafael		Business Phone 485-3304	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address Marin General Hospital, 250 Bon Air Dr., Greenbrae, CA		Business Phone	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Air Rd, Greenbrae, CA 94904		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age 57	Sex M	Race O
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height 5'6"	Wt 155	Hair BLK	Eyes BRO



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
INCIDENT REPORT

Case
SR18-06261

CONTROL DOCUMENT NOT DUPLICATE

Mentioned Mayer, Ryan	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address California Highway Patrol		Business Phone	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex	Race
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes
Mentioned Ochoa, Alex	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address CHP		Business Phone	Height	Wt	Hair	Eyes
Mentioned Solano, Mario	Drivers License	Cell Phone	Email			
Residence Address		Residence Phone	DOB	Age	Sex M	Race
Business Name and Address CHP		Business Phone	Height	Wt	Hair	Eyes
Mentioned	Drivers License	Cell Phone	Email			
Residence Address 250 Bon Aire, Greenbrae, CA		Residence Phone	DOB	Age	Sex	Race
Business Name and Address Marin General Hospital, 250 Bon Air Rd, Greenbrae		Business Phone 925-7000	Height	Wt	Hair	Eyes
Mentioned Sutherlin, Daniel	Drivers License	Cell Phone	Email			
Residence Address 1039 C St, San Rafael, CA 94901		Residence Phone 485-3300	DOB	Age 45	Sex M	Race W
Business Name and Address San Rafael Fire Dept., 1039 'c' Street, San Rafael, CA 94903		Business Phone 485-3143	Height	Wt	Hair	Eyes
Mentioned Vadon, Trina	Drivers License	Cell Phone	Email			
Residence Address 1400 Fifth Ave, San Rafael, CA 94901		Residence Phone 415-485-3000	DOB	Age 31	Sex F	Race W
Business Name and Address		Business Phone	Height	Wt	Hair	Eyes



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

INCIDENT REPORT - PROPERTY

SR18-06261

ID No.	Status/Disposition	Property Description	Value	Val Recovered	Val Damaged
1	To be Destroyed/Destroyed	CTD1 - 1 Medical Bag - POLICE MEDICAL BAG CONTAMINATED			
2	Evidence	SE1 - 1 Cd - RADIO TRANSMISSIONS			

CONTROL DOC DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

NARRATIVE

SUMMARY: On 8/5/18 at about 2100 hours, Faramarz Aghazadeh was observed by Corporal Piombo brandishing a knife and scissors in the intersection of Verdi Street and Lisbon Street. He refused to put the weapons down after multiple orders and directions to do so. SRPD Officers attempted to negotiate with Aghazadeh and deescalate the situation. After more than 30 minutes of negotiations, Aghazadeh walked northbound on Verdi Street toward a perimeter officer and deputy on Belvedere Street. Deputy Jaime Rodarte shot at Aghazadeh with four less than lethal ballistic bag rounds from a shotgun that were ineffective. Aghazadeh attacked the perimeter units while still armed with the knife and scissors. Aghazadeh continued his attack forcing Officer Kevin MacDougald to shoot Aghazadeh in order to defend Deputy Rodarte's life and his own. SRPD Officers, Marin County Deputies, and San Rafael Fire Department personnel rendered first aid to Aghazadeh and then transported him to MGH where he was stabilized.

NARRATIVE:

In accordance with San Rafael Police Department Policy 310, concerning Officer Involved Shootings, the Sonoma County Sheriff's Office will investigate the involved officer's actions due to San Rafael PD officers, California Highway Patrol officers, and Marin County Sheriff's deputies being involved in this incident. Their investigation will be documented in Sonoma County Sheriff's Office report number 180806-002. The case agent for Sonoma County Sheriff's investigation is Detective Ryan Mitchell.

This report will document the investigation into the criminal actions of suspect, Faramarz Aghazadeh.

In accordance with San Rafael Police Department policy 310.6.1, the San Rafael Police Department officers involved in this case were interviewed by assigned investigators. The following is a list of the involved officers and who conducted their interviews:

- SRPD Officer Kevin MacDougald - Sonoma County Sheriff's Office (Case#: 180806-002)
- SRPD Sergeant Justin Graham - Detective Sergeant Todd Berringer
- SRPD Corporal Aaron Piombo - Detective Corporal Rob Cleland
- SRPD Officer Phil Melodia - Detective Corporal Michael Mathis
- SRPD Officer Michael Garrison - Detective Corporal Ronda Reese
- SRPD Officer Justin Dodson - Wrote his own report, follow-up interview by Detective Corporal Michael Mathis

Refer to the attached supplements by the detectives for details of the above officer's actions.

The deputies from the Marin County Sheriff's Office who were involved in this incident prepared their own Assist Law Enforcement Agency report (18-2431). Refer to Deputy Michael Dawson's report and the supplements written by Deputy Brenton Schneider and Deputy Jordan Little for details.

CASE STATUS:

Investigations Active.

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

INCIDENT REPORT - PROPERTY

Page 9

SR18-06261

ID No.	Status/Disposition	Property Description	Value	Val Recovered	Val Damaged
1	To be Destroyed/Destroyed	CTD1 - 1 Medical Bag - POLICE MEDICAL BAG CONTAMINATED			
2	Evidence	SE1 - 1 Cd - RADIO TRANSMISSIONS			
3	Evidence	RR1 - 2 Thumbdrives - 2 USB THUMB DRIVES CONTAINING SURV FOOT FROM ANTHONYS AUTO AND PERUVA			
4	Evidence	GR1 - 1 McSo Rodarte Bwc - BWC FOOTAGE FROM DEPUTY RODARTE			
5	Evidence	GR2 - 1 McSo Litle Bwc - BWC FOOTAGE FROM DEPUTY LITLE			
6	Evidence	GR3 - 1 McSo Dawson - BWC FOOTAGE FROM DEPUTY DAWSON			
7	Evidence	GR4 - 1 McSo Schnider Bw - FOOTAGR FROM SGT. SCHNEIDER			
8	Evidence	RBC1 - 1 Cd Of Audio Interview Of Ofc Macdougald - INTERVIEW OF OFC. MACDOUGALD BY SONOMA DETECTIVES			
9	Evidence	RBC2 - 1 Cd Of Dep. Rodarte Int With Sonoma Det.			
10	Evidence	GR5 - 1 Interview Room - INTERVIEW OF OFC GARRISON			
11	Evidence	GR6 - 1 Interview Room - INTERVIEW OF CPL. PIOMBO			
12	Evidence	GR7 - 1 Interview Room - INTERVIEW OF			
13	Evidence	GR8 - 1 Interview Room - INTERVIEW OF			
14	Evidence	MM1 - 1 - ROUGH DRAFT DIAGRAM OF AREA. USED IN DODSON'S INTERVIEW			

SONOMA COUNTY DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 1

SUPPLEMENTAL: On 8/5/2018, at about 2053 hours, I was dispatched to the Pet Emergency & Specialty Center (901 Francisco Blvd. E) regarding a hit and run victim. I arrived at the business as a Hispanic male was walking away eastbound. I was informed by the employees that the Hispanic male was the victim and he just walked away. I began checking the area attempting to locate the Hispanic male.

While I was driving northbound on Verdi St. at Lisbon St. I observed a male walk out into the street towards my vehicle. I observed him to be wearing a blue jacket and he appeared to be either Hispanic or Middle Eastern. Due to looking for a victim of a hit and run, I was looking at the males clothing and not at his hands. I determined this male was not the victim of the hit and run and continued northbound on Verdi St. I made a left turn onto Belvedere St. and another left turn onto Tiburon St.

While driving southbound on Tiburon St. I heard Corporal Piombo on the radio stating that there are subjects fighting to the rear of Burger King (969 Francisco Blvd. E) and that one of them has a knife in his hand. I made another left turn onto Market St. and pulled in behind Cpl. Piombo's patrol vehicle on Verdi St. I observed Cpl. Piombo in the doorway of his vehicle yelling, "Drop the knife!"

I went to the passenger side of his vehicle and positioned myself in the front passenger doorway. I immediately recognized the male that I had just passed by on Verdi St. to be standing in the middle of the roadway holding onto two separate silver objects in his hands. The objects in his hands appeared to be knives. I unholstered my handgun and pointed it at the male. At this time Cpl. Piombo communicated with me that he was going to switch from his handgun to the less lethal shotgun.

While Cpl. Piombo was grabbing the less lethal shotgun, I yelled at the male to drop the knife. At this point, I could hear Officer Garrison trying to build rapport with the male. I observed Officer Garrison's patrol vehicle and Sergeant Graham's vehicle, side by side, on Lisbon St. at Verdi St.

While Officer Garrison attempted to negotiate with the male to drop the knives, I obtained the patrol rifle from Cpl. Piombo's vehicle and pointed it at the male. As the male paced back and forth in the middle of the street he would move his hands around as if he was a knife fighter. On a couple occasions it appeared that he was able to spin one of the knives in his hand. The way he moved the knives around in his hands, I formed the opinion that he was proficient with knife fighting or martial arts.

During the negotiations, I observed Officer MacDougald block all southbound traffic on Verdi St. from Belvedere St. I observed Officer MacDougald stand off to the side, behind a large building. As time passed, I observed a group of 5-8 people gathering on Belvedere St. at Verdi St. I noticed this group of people due to the direction I was pointing the patrol rifle. I requested Officer MacDougald move the group of people out of my line of sight.

The negotiations with the male continued. During the entirety of the negotiations I observed at least 15 people walking on Belvedere St. at Verdi St. I formed the opinion that a large group of people had gathered near Officer MacDougald on Belvedere St.

At about 2140 hours, the male walked northbound on Verdi St. toward Belvedere St. ignoring all commands from police officers. Officer MacDougald and the other unit on Belvedere St. were advised

Prepared By: 618 DODSON, JUSTIN
 BODY CAMERA RECORDED

Date: 08/06/2018

Approved By: JB #501

Date: 8/7/18
UP 8/8
UP 8/9
5



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SRI8-06261

SUPPLEMENT 1

that the male was walking toward their direction. I heard Officer MacDougald on the radio requesting more officers at his location and asking if the K-9 was deployed.

At this time, Officer MacDougald had positioned himself to have a view southbound on Verdi St. I formed this opinion due to Officer MacDougald's flashlight being pointed directly in my line of sight. Due to the bright flashlight, I lost sight of the male completely.

After a few seconds passed, I heard a loud "less lethal" warning and then 4 gunshots in rapid succession. Based on my training and experience, I recognized the 4 gunshot sounds to be from a less lethal shotgun. Less than a second later, I heard 3 loud gunshots in rapid succession.

I ran to Officer MacDougald's location and observed the male laying on the ground. I observed Cpl. Piombo standing on the male's left arm and a Marin County Sheriff's Office (MCSO) deputy holding onto the male's right arm. I heard Cpl. Piombo telling someone to "glove up" and secure the left arm. I handed the patrol rifle over to Sgt. Graham and put on gloves. At this time another MCSO deputy put on gloves and secured the male's left arm. Cpl. Piombo told everyone that he was secured and we need to perform first aid while SRFD responds.

I ran to Officer MacDougald's patrol vehicle and obtained a backpack that obtained medical supplies. I opened it up and pulled out bandage shears and gauze. Gauze was placed on the male's open wounds. SRFD medical personnel arrived and began life saving measures. I used a roll of gauze to pack the male's open wound that was located underneath his right armpit. I assisted SRFD with lifting the male off the ground and onto the gurney. The male was moved to the SRFD ambulance and transported to Marin General Hospital emergency room.

Sgt. Graham took control of the scene and delegated all law enforcement personnel to secure the area. He assigned me to secure the immediate scene. A California Highway Patrol officer assisted me with taking photographs, with my department issued phone, of the area.

While controlling the scene I observed three silver in color shell casings. These casings appeared to be expended from a handgun. I observed four black in color shotgun shell casings. I observed a folding knife that was in the fixed open position. The knife had a silver blade and black handle. I observed a pair of scissors, silver in color.

The male's clothing, knife, scissors, expended cartridges, and medical supplies were left in their locations that I observed them after the male was removed from the scene. From the time I took control of the scene to the time I turned it over to Sonoma County Sheriff's Department detectives none of the items were moved by a person.

This concluded my involvement in the case. Attach this report with the original.

CASE STATUS: Closed.

Prepared By:
618 DODSON, JUSTIN
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:

Date:

CONFIDENTIAL - NOT TO BE DISSEMINATED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE — SAN RAFAEL, CA 94901 — 415-485-3000

SR18-06261

SUPPLEMENT 2 - Scene Security/Crime Scene Log

SUPPLEMENT: On 08/05/18, at approximately 2130 hours, I received a call from Detective Corporal Cleland advising me of this investigation. I am currently assigned as a detective at SRPD and responded to assist.

My initial role in this investigation was to be a perimeter unit and provide general security for the Crime Scene Investigators. I was positioned at Belvedere Street near Verdi Street. At approximately 0300 hours, I began to record the entry and egress of officers who entered the scene. Refer to the the attached Crime Scene Log for details. The crime scene investigation was concluded at approximately 0600 hours.

This concluded my portion of this investigation on 08/06/18.

CASE STATUS: Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
582 MALDONADO, CARLOS
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:
JB#54

Date:
8/7/18

Fax				

SAN RAFAEL POLICE DEPARTMENT

CODE SECTION & DESCRIPTION: _____

CASE NUMBER: _____

Death / Homicide Investigation Guideline Checklist SUPPLEMENT

CRIME SCENE LOG

DATE	TIME / OUT	ACTION
8/6/18	0350 / 0543	SCSD DET. D. FORT #1125 INTO CS FOR CSI PROCESS
8/6/18	0412 / 0543	SCSD DET. T. McNEAL #1173 " " " " "

CONFIDENTIAL - DO NOT DUPLICATE

- SUPPLEMENT
- FOLLOW UP

MARIN COUNTY SHERIFF'S OFFICE

MAJOR INCIDENT ACCESS LOG

CASE NUMBER

DATE/TIME 08/05/2018 2228	INCIDENT/CRIME		
LOCATION			
OFFICER INITIATING LOG J. LOMAX ^{NPD} 415	TIME 2228	RELIEF OFFICER WATSON 478	TIME 0030

PERSONS ENTERING SCENE

All persons/teams entering crime scene are required to submit a written report documenting actions taken.

NAME (PRINT)	RANK	ASSIGNMENT	TIME		REASON FOR ENTRY
			IN	OUT	
JORDAN LITTLE SIGNATURE: <i>[Signature]</i>	DEPUTY	PATROL	2113	0258	
M. DAWSON SIGNATURE: <i>[Signature]</i>	DEPUTY	PATROL	2113	0258	
J. ROARTE SIGNATURE: <i>[Signature]</i>	DER	MCSO PATROL	2113	0243	
M. MARRISON SIGNATURE: <i>[Signature]</i>	OFFICER	SRPD PATROL	2104	0243	
C. MALDONADO SIGNATURE: <i>[Signature]</i>	OFFICER	DETECTIVE	2222	0028	
S. GRAHAM SIGNATURE: <i>[Signature]</i>	Sgt	SUPERVISOR	2105	0130	
D. FINN SIGNATURE: <i>[Signature]</i>	LT	WC	2116		
ROBERT CLELAND SIGNATURE: <i>[Signature]</i>	CORPORAL	INVESTIGATIONS	2200	0028	
S. DORSON SIGNATURE: <i>[Signature]</i>		PATROL	2104	0259	
D. BISHOP SIGNATURE: <i>[Signature]</i>	CHIEF	MAN IN	2237	0000	
JEROB LOMAX SIGNATURE: <i>[Signature]</i>	OFFICER	PATROL	2220	0037	LOG
DAVE HERRERA SIGNATURE: <i>[Signature]</i>	Sgt.	PATROL	2128		
KYAN MAYER SIGNATURE: <i>[Signature]</i>	OFFICER	PATROL			
MARIO SOLANO SIGNATURE: <i>[Signature]</i>	OFFICER	PATROL			
ALEX OCHOA SIGNATURE: <i>[Signature]</i>	OFFICER	PATROL	2128	2150	

- SUPPLEMENT
- FOLLOW UP

MARIN COUNTY SHERIFF'S OFFICE

MAJOR INCIDENT ACCESS LOG

CASE NUMBER

DATE/TIME	INCIDENT/CRIME				
LOCATION					
OFFICER INITIATING LOG	TIME	RELIEF OFFICER	TIME	RELIEF OFFICER	TIME

PERSONS ENTERING SCENE

All persons/teams entering crime scene are required to submit a written report documenting actions taken.

NAME (PRINT)	RANK	ASSIGNMENT	TIME		REASON FOR ENTRY
			IN	OUT	
RONDA Reese 448 <i>Ronda Reese</i>	DET/CPL 448	INVESTIGATIONS SRPO	2240	2334	
BRENTON SCHNEIDER <i>B. Schneider</i>	SGT 11684	PATROL MARIN SO	2109	0259	
ANGELE MACIAS <i>Angela Macias</i>	OFC 420	PATROL MPD	2220	2301	
NINA SNYDER <i>Nina Snyder</i>	LT 1483	WATCH COMMANDER MCSO	2249	0237	
PAUL PATRICK <i>Paul Patrick</i>	LT 3226	INVESTIGATIONS SRPD	2240	0228	
LISA HOLTEN <i>Lisa Holten</i>	SGT 478	SRPD	2333	0216	
H. HOLM <i>H. Holm</i>	CPL 517	SPRATZEL	2357		
MARIE LUPANANTE <i>Marie Lupanante</i>	465	SPRATZEL PD	2037	2341	
SCOTT INGLIS <i>Scott Inglis</i>	SGT 524	SRPD	0030	0031	
MALDONADO <i>Maldonado</i>	OFFICER 582	SRPD	0124	0126	
KYAN DE MARTA <i>Kyan De Marta</i>	DET SRPD 531	INVESTIGATIONS SRPD	0231	0235	
GARY LAWSON <i>Gary Lawson</i>	SGT 1440	CSI SCSO	0241	0543	INV.
JAMES HANSHAW <i>James Hanshaw</i>	DET 1027	SCSO VCI	0241	0300	Invest.
JOSEPH HANSMAN <i>Joseph Hansman</i>	DET 1917	VCI SCSO	0251	0300	INVESTIGATION
TED VELLIS <i>Ted Vellis</i>	DET 1021	VCI SCSO	0251	0300	INVESTIGATION



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE — SAN RAFAEL, CA 94901 — 415-485-3000

SR18-06261

SUPPLEMENT 3 - Scene Supervisor

SUPPLEMENT
(Scene Supervisor)

NARRATIVE:

On 08/05/18, at 2104 hours, I was in marked police car #245 and wearing a police uniform. I was the sergeant and shift supervisor for the night.

I was in the parking lot of Burger King at 981 Francisco Boulevard East at the time assisting officers with an unrelated case. I heard Corporal Piombo radio that he located a subject wielding knives in the middle of the intersection at Lisbon Street and Verdi Street.

I made a U-turn in the parking lot of Burger King and exited onto Lisbon Street. I made a left turn and stopped my police car to the left of Officer Garrison's police car at the intersection with Verdi Street. I observed a suspect, later identified as Aghazadeh, in the middle of the intersection holding two knives, one in each hand.

I could see that Aghazadeh was swinging his hands and arms in the air in a knife fighting or martial arts manner. Aghazadeh appeared agitated and excited. I immediately became concerned for the safety of all personnel and the surrounding public.

I was later interviewed by Detective Sergeant Todd Berringer about my role and actions in this case, refer to his supplement report #38 and #39.

CASE STATUS: Closed by Arrest.

CONTROL ROOM DO NOT DUPLICATE

Prepared By:
494 GRAHAM, JUSTIN
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:
[Signature]

Date:
8/10/18

SEARCHED	INDEXED	SERIALIZED	FILED
		8/11	8/11

Fax:

So. Co. Sheriff
MCDP



SUPPLEMENTAL NARRATIVE
(Possible Suspect I.D., Faramarz Aghazadeh)

ADDITIONAL PERSONS

Mentioned -

NARRATIVE: During morning briefing on 8/6/18, I was briefed on case SR18-06261 and told that the suspect had not been identified. Because of my job as the Mental Health Outreach Liaison and my work with the homeless population, I thought that I might be able to identify the suspect. Based upon the suspect using the name "Ali" during the incident, I believed that he may be of Middle Eastern descent. I also was told that the suspect was acting very erratically in the canal area of San Rafael. Based upon this information, I recalled phone calls that I had received about a mentally ill, Middle Eastern man who was homeless and living in the canal. As part of my outreach work, I receive dozens of phone calls a week and keep a log of all of these calls for organizational and informational purposes. I reviewed my phone log to find the information about the possible suspect. I identified the two calls from 2/14/18 and 4/26/18 that I had with [redacted]. See the attached copy of my log for details. Due to the protected health information that I often receive in phone calls and the confidential nature of my work, all other calls on the pages have been redacted. However, the logs are being maintained and in my possession if needed. The caller identified herself as the concerned sister of Faramarz Aghazadeh. A summary of each phone call is below:

2/14/18: I received a voicemail message from [redacted]. It should be noted that [redacted] has a very thick Middle Eastern accent and it was difficult for me to distinguish the correct spelling of her name. She was calling because she learned of my job as the Mental Health Outreach Liaison for the San Rafael Police Department and thought that I may know her brother, Faramarz Aghazadeh. I spoke with [redacted] and she reported that her brother used to live in Novato but had lost his housing. She also stated that he was hanging out near the cafe at the San Rafael Transit Center. She reported that she was worried about him because he is mentally ill but not getting help for it. I told her that I would be on the lookout for her brother but I had not yet encountered him.

4/26/18: I received another phone message which I logged in my phone log but wrote down the name Farahad Aghazadeh and the same phone number from the 2/14/18 call, [redacted]. When I returned her call, as noted above, her accent was very thick and it was hard to get the correct spelling of her name. My phone log shows "Farahad" as the caller, but this is not the correct name, due to the heavy accent. In this call, [redacted] wanted to ask about her brother [redacted]. I disclosed only what was publicly available through the booking log [redacted]. She again expressed concern for his well-being. I again told her that I would be on the lookout for him.

After briefing on 8/6/18, I reviewed these notes, and pulled up Faramarz Aghazadeh in RiMS. I then went to the Sergeant's office to report my suspicion to Cpl. Duncan. He pulled up Aghazadeh's RiMS I.D., and had Sgt. Graham look at this picture. Sgt. Graham stated that he believed that this was the suspect. Cpl. Duncan contacted Cpl. Mathis who was guarding the suspect at Marin General Hospital

Prepared By: 581 MURPHY, LYNN
 BODY CAMERA RECORDED

Date: 08/06/2018

Approved By: [Signature]

Date: 8/7/18

Routing slip with fields for Name, Title, Date, and Fax. Includes handwritten initials and a signature.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 4 - Possible Suspect I.D., Faramarz Aghazadeh

SR18-06261

and asked him to take a photograph of the suspect. Cpl. Mathis did so, and sent the picture to Cpl. Duncan. When Cpl. Duncan, Sgt. Graham and I compared the hospital photograph to the RiMS photograph, we all agreed that it was the same person: Faramarz Aghazadeh, RiMS I.D. 322328. It should also be noted that I did a records check for [redacted] through SRPD Dispatch and this is the correct name, not Farahad.

My body camera was not activated during this time as there was nothing of evidentiary value to capture.

This concluded my involvement in this case.

Please attach this supplement to the original report.

CASE STATUS: Investigations active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
581 MURPHY, LYNN
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:

Date:

CONTROL DOCS DO NOT DUPLICATE

2/9/18

[REDACTED]

2/12/18

[REDACTED]

1/12/18

[REDACTED]

2/13/18

[REDACTED]

2/13/18

[REDACTED]

1/13/18

[REDACTED]

1/13/18

[REDACTED]

2/14/18

Brother of woman in Farmanaz Aghazadeh used to live in Novato. 48 y.o. Talked w/Prince Goes to cafe @ transit center

2/14/18

[REDACTED]

2/14/18

[REDACTED]

4/26/18

[REDACTED]

4/26/18

[REDACTED]

4/26/18

[REDACTED]

4/26/18

[REDACTED]

[REDACTED]

3/14

[REDACTED]

[REDACTED]

[REDACTED]

4/26/18

[REDACTED]

4/26/18

[REDACTED]

[REDACTED]

4/26/18

Aghazadeh, Faraharz

4/27/18

[REDACTED]

[REDACTED]

5/11/17

[REDACTED]

[REDACTED]

[REDACTED]

4/30/18

[REDACTED]

[REDACTED]

CONTROL DOC DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 5 - Suspect at MGH

ADDITIONAL PERSONS

Mentioned -

Sex: M , Race: White

Address: 250 Bon Air Rd, Greenbrae, CA 94904

Cell: (

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Mentioned -

Sex: M

Address: :

Business Name/Adrs: Marin General Hospital, 250 Bon Air Dr., Greenbrae, CA

Mentioned - BLOOM, DANIEL

Sex: M

Address: 250 Bon Air Rd, Greenbrae, CA 94904

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Mentioned -

Sex: M

Address: 250 Bon Air Rd, Greenbrae, CA 94904

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Mentioned -

Sex: F

Address: 250 Bon Air Rd, Greenbrae, CA 94904

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Mentioned -

Sex: F

Address: 250 Bon Air Rd, Greenbrae, CA 94904

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Mentioned

Sex: F

Address: 250 Bon Air Rd, Greenbrae, CA 94904

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Investigations Supplement:

On 08/05/2018, at approximately 2200 hours, I was called in to assist with this incident. I am currently assigned as a Detective with the San Rafael Police Department. I arrived at the SRPD Annex at approximately 0000 hours. Corporal Detective Cleland told me to respond to Marin General Hospital to collect evidence.

Prepared By:
531 DEMARTA, RYAN
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:
[Signature] #501

Date:
8/8/18

[Handwritten initials and marks]

CONTROL DOCUMENT NOT IN JUDICIAL CHAIN



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 5 - Suspect at MGH

I arrived at the Marin General Hospital Emergency Room, at approximately 0024 hours, and met with Corporal Piombo. Corporal Piombo told me that the suspect, later identified as Faramarz Aghazadeh, was heading to the Operating Room. Corporal Piombo told me the circumstances of the incident. I was told by Corporal Piombo to collect any bullets or fragments of bullets that were removed from the Aghazadeh. Corporal Piombo and I rode in the elevator with Aghazadeh and hospital staff. I was instructed to put on hospital clothing, which I did, so I would not contaminate the Operating Room. I went into the Operating Room and observed the staff tending to Aghazadeh. The following is a list of the hospital staff that tended to Aghazadeh.

- Surgeon-
- Physician-
- Anesthesiologist Technician-
- Anesthesiologist- 1
- Nurse-
- Nurse-
- Scrub-

I was present during the surgery of Aghazadeh. See medical records for more information.

I was contacted by Sergeant Graham and was told to respond to the area of 60 Belvedere Street. I responded to the area of 60 Belvedere Street, at approximately 0231 hours, and then was told to return to SRPD. I responded to SRPD, at approximately 0243 hours and was later told by Lieutenant Eberle, to respond back to Marin General Hospital to relieve Corporal Piombo who was with Aghazadeh.

I responded to Marin General Hospital at approximately 0320 hours and relieved Corporal Piombo.

While I was at the hospital, two detectives and a Deputy from the Sonoma County Sheriff's Office came to try to identify Aghazadeh. The deputy used a finger print reader to see if Aghazadeh was in the Sonoma County system, with negative results.

At approximately 0645 hours Corporal Mathis arrived at the hospital. Corporal Duncan had sent Corporal Mathis and myself a RIMS photo via our department issued cell phones of Aghazadeh. Corporal Mathis and I believed the person in the photo was the same person that was at the hospital.

I was relieved by Corporal Mathis and left Marin General Hospital at approximately 0753 hours.

Case Status:

Investigations Active.

COMMERCIAL DOCUMENT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 6 - Contact of CHP officers at scene

ADDITIONAL PERSONS

Mentioned - JONES, GREGORY D

Sex: M, Race: White

415-924-1100

Business Name/Adrs: CHP Officer, 57 San Clemente Dr, Corte Madera, CA

Mentioned - FITZGERALD, KEVIN

Sex: M, Race: White

415-924-1100

Business Name/Adrs: CHP Officer, 57 San Clemente Dr, Corte Madera, CA

Mentioned - KYNE, JAMES

Sex: M, Race: White

415-924-1100

Business Name/Adrs: CHP Officer, 57 San Clemente Dr, Corte Madera, CA

SUPPLEMENT: On 8-05-2018, at approximately 2110 hours, I began listening to this call at my residence. I am currently assigned to San Rafael PD Investigations. I heard over the radio that shots had been fired by the police. I responded to the scene from my residence and arrived on scene at 2206 hours.

I was tasked by Lt. Pata to gather the names and information from all of the outside agency officers. Detective's Reese and Maldonado assisted me with contacting officers on scene.

I spoke to the three above officers. CHP Officer Jones stated that he arrived on scene after the officer involved shooting (OIS) and took a position on Lisbon Street at the Burger King driveway. Officer Jones did not obtain any witness names.

CHP Officer Fitzgerald was contacted in the parking lot of Burger King. He stated that he arrived prior to the OIS and took a position just inside of the Burger King parking lot at Francisco Blvd E. Officer Fitzgerald could not see the area of the OIS from his position. Officer Fitzgerald did not obtain any witness names or statements.

I then spoke to CHP Officer Kyne. When I spoke to Officer Kyne he was taking a position on Belvedere Street at Bellam Blvd. Officer Kyne stated that he arrived prior to the OIS as San Rafael PD Officers were negotiating with the suspect. Officer Kyne took a position on Verdi Street at Market Street. Officer Kyne was with San Rafael PD K-9 Officer Melodia and was armed with a rifle. Officer Kyne stated that he was a witness to the shooting from down the street.

All of the names of the outside agency officers were forwarded to Sonoma County Detectives.

CASE STATUS: Investigation Active.

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:
JB #501

Date:
8/7/18
LB
501

CONTROL DOC DATED 8/7/18



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 7 - Sat for two hours at the hospital with suspect while he was in ICU.

SR18-06261

SUPPLEMENTAL NARRATIVE

(Sat for two hours at the hospital with suspect while he was in ICU.)

NARRATIVE: On 08/06/18, I was working day shift patrol. Cpl. Duncan, who was the Watch Commander, asked me to stay past my shift to assist with the round-the-clock watching of the suspect, Faramarz Aghazadeh, who was currently in the Intensive Care Unit (ICU) at Marin General Hospital.

I arrived at MGH at approximately 1630 hours and met with Detective Corporal Mathis who was currently watching over Aghazadeh in room 2126.

I sat in the hospital room from approximately 1630 hours until 1930 hours when I was relieved by Ofc. Edward Chiu.

During my time in the hospital room Aghazadeh did not wake up or speak. I took no other action aside from sitting in the room. I did not interview any of the medical staff or anything of that nature.

My body camera was not activated during this time as there was nothing of evidentiary value to capture.

This concluded my involvement in this case.

Please attach this supplement to the original report.

CASE STATUS: Investigations active.

DO NOT DUPLICATE

Prepared By:
534 AUGUSTYN, ANTHONY
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:
AB #521

Date: 8/7/18
V3/19

Fax:



SUPPLEMENT: On 8-6-2018, I reviewed the BWC of Cpl. Piombo. The video starts on 8/5/18 at 2104 hours. During the initial 30 seconds of the recording there is no audio recording. Cpl. Piombo exited his vehicle and deployed his less than lethal shotgun. Just as Cpl. Piombo exited his vehicle you can see the bright overhead lights of another patrol car on Lisbon Street facing the suspect. Officer Dodson also arrived as Cpl. Piombo exited his patrol car. Officer Dodson took a position at Cpl. Piombo's passenger side door with his rifle. Based on the angle of Cpl. Piombo's body and where his BWC is mounted on his uniform, you can not see the suspect in the street.

Cpl. Piombo then moved to Officer Garrison and Sgt. Graham's location on Lisbon Street at Verdi Street. While walking to that location Cpl. Piombo told subjects to leave the area. Cpl. Piombo then took a position on the passenger side of the second patrol car towards the east side of Lisbon Street.

Officer Garrison attempted to engage the suspect in conversation while Cpl. Piombo continued as less lethal cover. Cpl. Piombo moved positions and took up a spot on the driver side of the first car closer to the west side of Lisbon Street. Officer Garrison continued conversation with the suspect for approximately 26 minutes. Cpl. Piombo then took over in trying to get the suspect to put his weapons down. Cpl. Piombo spoke to the suspect asking him to put one knife down at a time. Briefly in Cpl. Piombo's video you can see the suspect pacing.

The suspect requested that he wanted pumpkin seeds. Cpl. Piombo asked the suspect if he wanted a drink with his seeds. The suspect requested an orange soda. Cpl. Piombo asked that he place the knife down so officers could provide him with seeds and a drink. Just short of 10 minutes of Cpl. Piombo negotiating with the suspect, the suspect began to walk towards Belvedere Street ignoring all of Cpl. Piombo's request to come back and talk with him. Cpl. Piombo and Sgt. Graham took a position at the south/east corner of Lisbon Street at Verdi Street. Cpl. Piombo radioed that the suspect was walking towards Belvedere Street.

I could then hear a loud sound on his BWC. Cpl. Piombo said out loud to Sgt. Graham that the sound was "less lethal". You then can hear three more sounds of less lethal rounds being fired. Just after the fourth less lethal round you can hear someone say "Oh shit!" and begin to run towards Belvedere Street. Cpl. Piombo vocalizes for officers to stay behind cover. As they begin to pick up their pace you hear three louder sounds that I believed to be lethal rounds being fired.

Cpl. Piombo arrives at the scene and the suspect is on the ground. Cpl. Piombo says for the officers to watch the suspects hands and requests a medical kit be retrieved until the fire department arrives. Cpl. Piombo then uses safety scissors to cut the suspects clothing off as officers and deputies tend to the suspects wounds.

Cpl. Piombo was then tasked with following the ambulance to Marin General Hospital. Cpl. Piombo got in his patrol car and followed the ambulance to MGH. Cpl. Piombo turned off his BWC shortly after arriving a the hospital.

An interview of Cpl. Piombo will be completed regarding what he saw that was not captured on his BWC.

Prepared By: 526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date: 08/06/2018

Approved By: 501 BERRINGER, TODD

Date: 08/07/2018

Fax:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 8 - Review of Cpl. Piombo BWC

CASE STATUS: Investigations active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/06/2018

Approved By:
501 BERRINGER, TODD

Date:
08/07/2018



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 9 - Witness

ADDITIONAL PERSONS

Witness -

SUPPLEMENT: On 08/06/18, at approximately 1600 hours, I was assigned to interview possible witnesses to this incident. Officer Garrison collected the names and contact information of five spectators found near the scene. W- was one of those contacted at the scene and I arranged to meet with him for an interview on 08/06/18 at 1900 hours. spoke Spanish and limited English. I had no issues communicating with him because I am fluent in Spanish. The interview was conducted at SRPD and it was video/audio recorded with my body worn camera.

The following was what said:

*It should be noted that I showed images from Google Maps of the intersection and surrounding streets to assist me in understanding the positions of all parties as described by! See attached Google maps printouts.

stated that at approximately 2120 hours he parked his vehicle in a parking lot located on Belvedere Street (79 Belvedere Street) and was walking home when he noticed police activity at the intersection of Belvedere Street at Verdi Street. said he was familiar with this area. said he wanted to see what was going on and stood by an utility pole on the north sidewalk of Belvedere Street a few feet west of Verdi Street with a small crowd. He said he had a view of Verdi Street. He said it was dark but there was some street light. saw a Sheriff's deputy (Deputy Rodarte) and a police officer (Officer Macdougald) at the intersection looking towards Burger King. He said the sheriff's deputy was wearing a green uniform and the officer a black uniform. Deputy Rodarte was positioned at the northeast corner of the intersection behind a vehicle and holding a long gun. Deputy Rodarte did not say anything and appeared to be waiting to detain someone.

Officer Macdougald was positioned at the northwest corner and was also holding a gun, possibly a long gun but he was not certain. noticed that a civilian with a small dog had moved in too close to the scene and Officer Macdougald told him to leave.

I asked if he could hear officers speaking with a subject on Verdi Street and said no. said he could only see Deputy Rodarte and Officer Macdougald. They constantly looked back to make sure nobody entered the scene and constantly looked in the direction of Burger King.

Approximately fifteen minutes went by when began to hear a dog barking near Burger King and believed there was police activity there. learned from one of the spectators that there was a man with two knives and that the man was at Burger King.

Approximately twenty minutes went by from the time got to the scene to when he saw a man

Prepared By: 582 MALDONADO, CARLOS
 BODY CAMERA RECORDED

Date: 08/06/2018

Approved By: [Signature]

Stamp area containing 'E', 'C', 'Pdf', '8/8/18', and a large handwritten 'S'.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 9 - Witness

walking in the middle of Verdi Street towards Belvedere. [redacted] could not recall what the man was wearing. The man was walking briskly, not running. The man did not speak. [redacted] could see the man's face and he appeared to be Hispanic but [redacted] was not sure. [redacted] first saw the man when he was fifteen to twenty feet away from the stop sign limit line of Verdi Street at Belvedere Street. Using the Google Maps print out, [redacted] pointed to the white line of the crosswalk to indicate that the man was fifteen to twenty feet away from that line when he first saw him [redacted] said that the man did not appear normal. The man appeared to be depressed but also appeared angry. [redacted] said he has been around friends who have had issues with their wives and they get depressed. [redacted] said he believed the man's behavior was similar. [redacted] said that the man had his arms down by his side. [redacted] did not see any weapons. (The man was later identified as SA- Faramarz Aghazadeh.)

[redacted] then heard Deputy Rodarte tell Aghazadeh to "stop" approximately 4-5 times. [redacted] said that Aghazadeh did not stop. [redacted] said that he saw this very well. [redacted] reiterated that Aghazadeh did not stop. [redacted] noticed that Aghazadeh had both hands by his sides. [redacted] heard the Deputy Rodarte yell to the suspect to, "Put the knife down!" or something similar. [redacted] stated that although he spoke limited English, he understood this. [redacted] did not see a knife but said it was possible that the man did have a knife that he could not see.

The man continued walking in the same manner towards Belvedere Street, still walking briskly.

[redacted] then noticed that Deputy Rodarte shot Aghazadeh with the long gun and a white cartridge fell out of the gun. Aghazadeh made a grunting noise upon being hit. [redacted] believed that Aghazadeh was shot in the stomach. [redacted] noticed that Aghazadeh stopped walking briefly. Deputy Rodarte shot him two more times with the same gun. [redacted] said that Aghazadeh did not retreat or walk back when he was being shot. Aghazadeh became angry and yelled two words but [redacted] did not remember what Aghazadeh yelled. Aghazadeh then went towards Deputy Rodarte.

[redacted] stated that Aghazadeh started running towards Deputy Rodarte. At this point, Aghazadeh appeared furious and appeared to want to physically attack Deputy Rodarte. [redacted] did not see anything in the man's hands at this time. [redacted] noticed that Aghazadeh was running with his hands by his side. Aghazadeh hands were open, not clenched. [redacted] added that he could see that Aghazadeh's intention was to hurt Deputy Rodarte because he was very angry. [redacted] believed that Aghazadeh wanted to "grab" Deputy Rodarte and/or take his gun away. Deputy Rodarte retreated quickly towards the patrol vehicle by running backwards.

[redacted] said that when Aghazadeh was approximately 8-10 feet away from Deputy Rodarte, he heard a different type of shot, a louder shot. [redacted] said he first heard one shot and then approximately three seconds later he heard two more shots. [redacted] was not sure who had shot. [redacted] noticed that after the first shot Aghazadeh started to stumble. After the two other shots, Aghazadeh fell to the ground. Aghazadeh fell to the ground approximately three feet prior to the stop sign limit line.

[redacted] stated that Officer Macdougald was still standing in the area where he initially saw him. [redacted] did not believe that Officer Macdougald moved at any point. Officer Macdougald did not say or yell anything prior to the shots being fired. [redacted] believed that it was Officer Macdougald who had



shot Aghazadeh.

did not see if Aghazadeh directed his attention to the Officer Macdougald at any point. said that Aghazadeh was only going after Deputy Rodarte.

said that Deputy Rodarte appeared to be in fear when he was moving away from Aghazadeh.

After being shot and on the ground, Aghazadeh moved but then stopped moving. said that several officers and sheriff's deputies arrived on scene quickly. said that the officers appeared to be doing CPR on Aghazadeh and he heard the word "scissors." One officer was pointing a gun towards Aghazadeh at the beginning but the rest were providing treatment to him. He added that the ambulance arrived quickly.

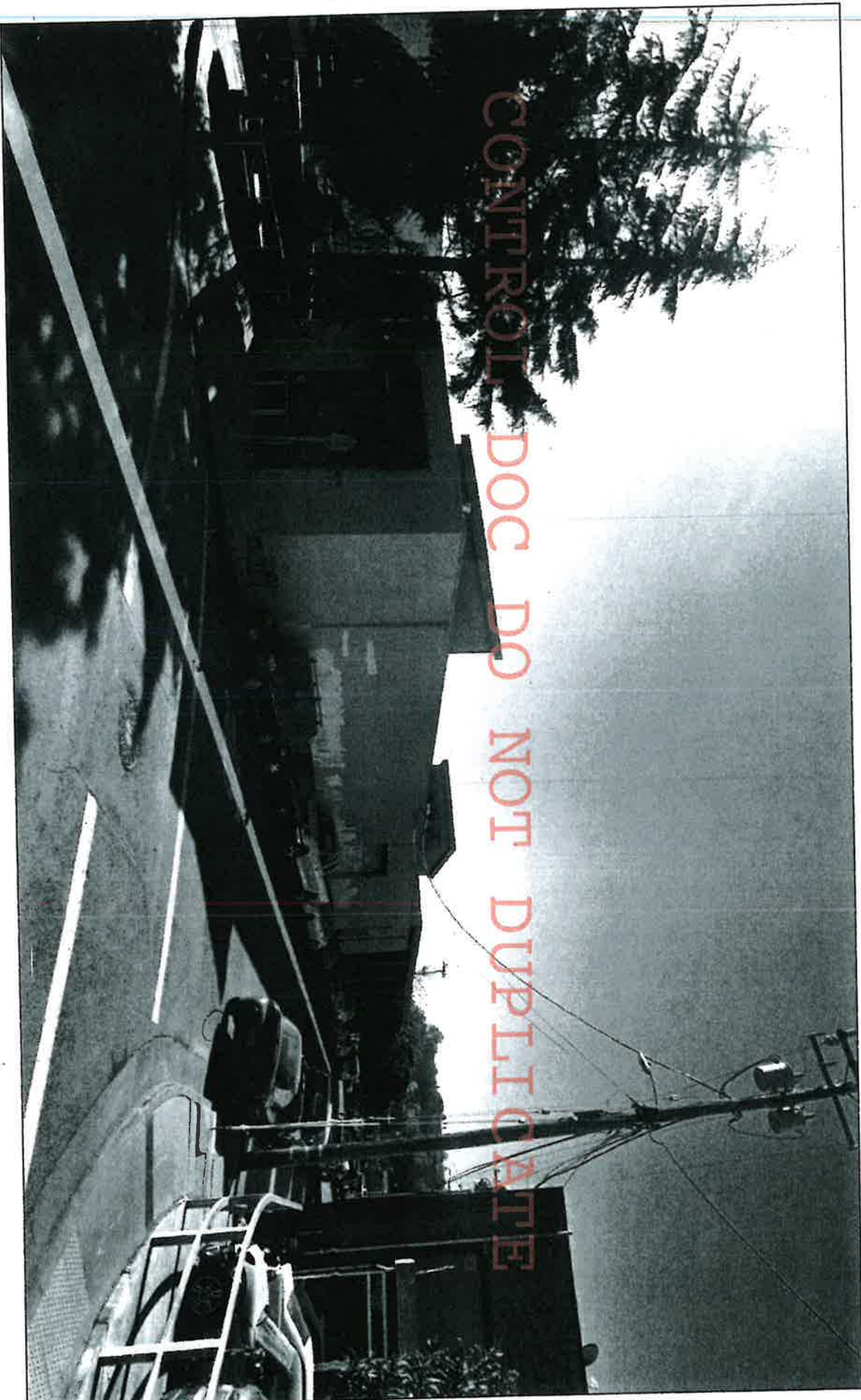
stated he was available for any other questions and would cooperate.

CASE STATUS: Investigations Active.

CONFIDENTIAL DO NOT DUPLICATE

SR18-06261

VERDI STREET
VIEW FROM BELVEDERE ST





AERIAL VIEW

WITNESS:

SK18-00201



SUPPLEMENTAL REPORT (Witness Preliminary Interviews)

ADDITIONAL PERSONS

Witness -

Sex:

Address:

Cell

Witness -

Sex

Address:

Mentioned -

Sex:

Address:

Cell

On 08/07/18, at 2104 hours, I arrived at the scene of a reported subject fighting with knives at the intersection of Lisbon Street and Verdi Street. This subject was later identified as Famararz Aghazadeh.

The following events were captured on my body worn camera. I was later interviewed by SRPD Detective Corporal Reese who obtained my statement regarding this incident. See Corporal Reese's supplemental report for the details regarding my involvement in the events leading up to the Officer Involved Shooting.

After the officer involved shooting, I was tasked with interviewing witnesses at the scene. I contacted four subjects, three of whom witnessed the incident. All witnesses were standing by on the Northern curb of Belvedere Street at the intersection of Belvedere Street and Verde Street, approximately 50 feet from where the shooting occurred.

Preliminary Interview with (W) and (W)

I spoke with [redacted] who had witnessed the incident with his girlfriend, [redacted] I asked at what point his attention was drawn to the police activity at that location. [redacted] stated he and [redacted] had been attempting to drive home to their residence at [redacted] by way of Belvedere Street when they decided to stop by and see what was going on. I asked them what they saw when they arrived and he stated "Police with guns drawn, waiting by the cars," indicating the two police cars parked at the intersection.

I asked [redacted] if he saw Aghazadeh down the street (indicating the intersection of Lisbon Street and Verde Street) and he stated "No, only when he was rushing the other Officer."

Prepared By: 571 GARRISON, MICHAEL

Date: 08/07/2018

Approved By:

[Signature]

Date: 8/7/18

BODY CAMERA RECORDED

CONTROL DOC ID NOT DUPLICATE

Handwritten notes and stamps at the bottom right of the page.



I asked [redacted] what he saw at that moment and he stated "I saw him wielding a knife, and he kept walking and they told him to stop and then they shot him with non lethals, like three shots, and I guess that like pumped him up more and he sprinted towards the Officer and the other Officer pulled his handgun and shot him."

I asked [redacted] how close Aghazadeh got to the Officer and he stated "inches." I asked [redacted] "Within arms reach?" and he stated yes.

I asked if the Officers were telling him to stop as he advanced and Diaz stated "Oh yea." I confirmed that the Officer who [redacted] and [redacted] were referring to was MCSO Deputy Rodarte, and the Officer who shot Aghazadeh was Officer MacDougald.

While making my notes, [redacted] made a statement saying "This is ballsy work." [redacted] continued to say "At one point we thought he was going to rush towards us and we were getting ready to turn and I heard the handgun." I interpreted this as [redacted] thought the knife wielding subject was going to rush towards them and he prepared to run when he heard Officer MacDougald discharge his firearm.

I asked [redacted] if there was anything she wanted to add to the statement and she stated no, Diaz had covered everything.

Interview with (M)

I met with another bystander, identified as [redacted] and attempted to obtain a statement. [redacted] indicated he did not speak English so I utilized AT&T Language Line Solutions interpreter to assist with interpreting my interview with [redacted] stated he did not see the shooting or the events leading up to the shooting because he arrived after the subject was already on the ground. I concluded my interview with [redacted]

Interview with (W)

I located an additional witness, identified as [redacted] CHP Officer Mario Solano (Badge # 21780) informed me he had canvassed the remaining subjects on scene and [redacted] was the only one who stated he had witnessed the incident. [redacted] indicated he is primarily a Spanish Speaker. Officer Solano informed me he speaks fluent Spanish and assisted me by interpreting my interview with [redacted]

I asked [redacted] what drew his attention to the situation at the intersection. [redacted] stated "I saw a lot of people in the area and that's why I walked over."

I asked [redacted] what he saw when he got to the area and he stated "I saw a man walking towards the area, he looked like he was trying to escape from somebody." I asked [redacted] what the subject did when he reached the area and he stated "I heard police tell him to stop, stop." I asked him how many times they told him to stop and he stated "Four or five times."



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 10 - Witness Preliminary Interviews

I asked [redacted] what the subject did when they told him to stop and he stated "He just kept walking, then I saw the police fire at him, I don't know if they were bullets or not." I asked [redacted] if he saw anything in the suspects hands and he stated "I didn't see anything."

I asked [redacted] how close the suspect got to the Officers and he stated "About 8 feet." [redacted] stated he saw the Officer fire three rounds and then the other Officer fired another three rounds before the suspect went down.

I asked [redacted] what happened immediately after the suspect went down and he stated "I saw the Officers right away try to treat him." I confirmed saying "They immediately started providing medical attention?" and he stated "Yes."

Officer Solano asked [redacted] if he recognized the subject and he stated he had never seen him before. Officer Solano asked if the subject appeared under the influence of drugs or alcohol and he stated "I couldn't tell."

I concluded my interview with [redacted] No other witnesses were located at the scene.

This concludes my involvement in this case.

CASE STATUS: Investigations Active

CONFIDENTIAL DO NOT DUPLICATE

Prepared By:
571 GARRISON, MICHAEL
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



PATROL SUPPLEMENT
(Witness Statement.)

SUPPLEMENT:

On 08-05-18, at 2106 hours, I responded to and arrived on scene of reported physical fight to the rear of 969 Francisco Blvd East. Cpl Piombo broadcasted that one of the involved parties was armed with two knives. It should be noted that I immediately activated my VieVu body worn camera during this incident. I later uploaded the video onto a SRPD server. See the video for the details of this incident.

On 08-06-18, Cpl Mathis took my statement regards this incident. See Cpl Mathis' report for the details of my statement and my actions.

CASE STATUS:

Investigations Active.

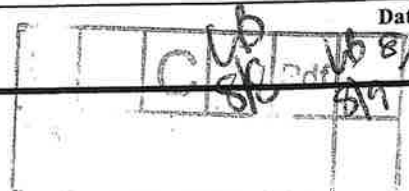
CONFIDENTIAL DOC DO NOT DUPLICATE

Prepared By:
500 MELODIA, PHILLIP
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
10 #501

Date:
8/7/18





SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 12

INVESTIGATIVE SUPPLEMENT

ADDITIONAL PERSONS

Mentioned - HERRERA, DAVID
Sex: M
Business Name/Adrs: California Highway Patrol

Mentioned - MAYER, RYAN
Sex: M
Business Name/Adrs: California Highway Patrol

Mentioned - SOLANO, MARIO
Sex: M
Business Name/Adrs: CHP

Mentioned - OCHOA, ALEX
Sex: M
Business Name/Adrs: CHP

On August 5, 2018, at approximately 2155 hours, I was contacted at home by Det. Cpl. Cleland. Det. Cpl. Cleland advised that the investigations unit was requested to respond in regarding an officer involved shooting that occurred in the canal area of San Rafael. I am currently assigned to the San Rafael Police Investigations Unit, specifically the violent crimes detective position.

I responded from my home in my assigned white unmarked Ford Taurus. I was wearing my San Rafael PD call-out gear that consists of tan pants, and a black polo shirt with a silver embroidered SRPD star on my left chest. I had my duty weapon on my right hip, and my SRPD badge affixed to my belt next to my duty weapon.

As I was responding in to the City of San Rafael, I monitored the radio traffic and learned the Incident Command Post was located on Belvedere at Verdi, and with access from Bellam Boulevard. I arrived on scene at approximately 2240 hours.

At the Command Post, Det. Cpl. Cleland, Det. Maldonado, and Lt. Pata were briefed on the circumstances of the case. Because it was an Officer Involved Shooting (OIS) involving our officers, it was decided per our protocol to have an outside agency investigate the OIS. Sonoma County Sheriff's Office was contacted and agreed to respond and take over the OIS investigation.

Det. Cpl. Cleland was assigned as the SRPD case agent. Det. Cpl. Cleland requested that I contact the California Highway Patrol Officers that were on scene, obtain their names and assignments at the time of the incident. I contacted Sgt. David Herrera #19747 of the CHP, and Ofc. Ryan Mayer #21712 who were standing on Belvedere at Verdi Street. Sgt. Herrera provided me with the names of the CHP

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
JB #524

Date:
8/7/18

E	C	M	S
Fax:			S

CONTROL DOC DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 12

SR18-06261

officers who responded to the OIS.

- *Sgt. David Herrera #19747, Burger King Lot, Perimeter/Crowd Control*
- *Ofc. Ryan Mayer #21712, Burger King Lot, Heard shots fired, re-positioned to Belvedere for crowd control*
- *Ofc. Mario Solano #21780, Perimeter/Crowd Control, Spanish translation for Ofc. Garrison*
- *Ofc. Alex Ochoa #21418, Perimeter/Crowd Control/Photos of scene using SRPD cell phone*
- *Ofc. Jay Kyne #21867, Perimeter/Assisted with lighting at scene*

I later provided this list of officers to Det. Maldonado for the case file. Lt. Pata requested that I respond back to San Rafael Police Department and obtain the on-duty SRPD dispatchers names who were working at the time of the OIS. Lt. Pata also requested that copies of the OIS radio traffic be made and a print out of the incident CAD.

At approximately 2338 hours, I arrived at SRPD and contacted SRPD dispatch. The SRPD dispatchers on-duty at the time of the OIS were;

- Lead Communications Dispatcher, Peggy Ruge #353**
- Dispatcher, Shelly Cade #380**
- Dispatcher, Anna Fulgado #597**

Dispatch Supervisor Ruge made (3) copies of the OIS radio traffic/incident and gave them to Lt. Eberle. Dispatcher Fulgado printed out the CAD incident for the case file.

At approximately 0130 hours, Det. Cpl. Cleland and I attended the briefing that included members of the Sonoma County Sheriff's Investigations Unit and Crime Scene Unit. Sgt. Justin Graham briefed the team on the OIS, as he was the Patrol Supervisor on scene. After the briefing, I was released to go off-duty.

CASE STATUS:
Investigations Active.

CONFIDENTIAL DOCUMENT DUPLICATE

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

CAD INCIDENT REPORT

SR18-6261

1808050093

08/06/2018

Location VERDI ST/LISBON ST				Cross Streets LISBON ST			City SAN RAFAEL	
Incident Type 415P - PHYSICAL DISTURBANCE/FIGHT				Call Taker 353			Dispatcher 353	
Date 08/05/2018	Priority 1	Primary Unit L14	Beat	Fire Zone 421T	Area 20	Map H5D	Source O	
Caller Name				Caller Address				Caller Phone
Dispositions				Weapon		Alm Level		Case Number SR18-06261
Vehicles				Associated Incidents				

Incident Times		Special Circumstances						
Received	21:04:09							
Created	21:04:19							
Dispatched								
En Route								
On Scene	21:04:19							
Closed								
Revd-Closed	N/A							
		Persons	Sex	DOB	Race	DL		

Unit Times	Officers	Dispatched	Enroute	On Scene	Clear	Disp-On Scene	Enrt-On Scene	On Scene-Clear	Disp-Clear
K7	499			21:04:20	03:33:10	N/A	N/A	6:28:50	6:28:50
L21	571	21:04:30		21:04:30	05:03:18	N/A	N/A	7:58:48	7:58:48
L36	618	21:04:43		21:04:43	05:32:23	N/A	N/A	8:27:40	8:27:40
X9	494	21:05:07		21:05:07	05:32:27	N/A	N/A	8:27:20	8:27:20
L6	500	21:05:18		21:05:18	05:32:14	N/A	N/A	8:26:56	8:26:56
L9	268	21:05:22		21:07:51	05:32:18	02:29	N/A	8:24:27	8:26:56
Z31		21:09:36	21:09:36	21:09:36	03:31:34	N/A	N/A	6:21:58	6:21:58
Z21		21:09:38	21:09:38	22:53:52	03:34:10	1:44:14	1:44:14	4:40:18	6:24:32
X30		21:09:40	21:09:40	21:12:32	03:32:11	02:52	02:52	6:19:39	6:22:31
Z33		21:13:58	21:13:58	21:16:00	23:50:52	02:02	02:02	2:34:52	2:36:54
A5	447	21:28:17	21:28:17	21:46:03	05:33:16	17:46	17:46	7:47:13	8:04:59
L4	465	21:36:49	21:36:49	23:30:31	05:56:53	1:53:42	1:53:42	6:26:22	8:20:04
20Z4		21:47:35	21:47:35	21:52:04	00:40:44	04:29	04:29	2:48:40	2:53:09
K2	448	21:51:08	21:51:08	22:40:05	01:02:08	48:57	48:57	2:22:03	3:11:00
K5	526	21:51:10	21:51:10	22:06:28	01:02:15	15:18	15:18	2:55:47	3:11:05
L28	565	21:51:12	21:51:12		21:51:36	N/A	N/A	N/A	00:24
L24	582	21:52:17	21:52:17	22:22:00	05:56:43	29:43	29:43	7:34:43	8:04:26
K3	517	21:55:31	21:55:31	22:03:06	05:56:49	07:35	07:35	7:53:43	8:01:18
20Q3		21:56:15	21:56:15	21:56:19	03:59:21	00:04	00:04	6:03:02	6:03:06
X8	524	21:57:21	21:57:21		23:33:00	N/A	N/A	N/A	1:35:39
C1	350	22:05:40	22:05:40		22:57:44	N/A	N/A	N/A	52:04
A6	326	22:14:32	22:14:32	22:43:17	00:37:00	28:45	28:45	1:53:43	2:22:28
X6	547	22:15:29	22:15:29	04:04:57	05:33:00	5:49:28	5:49:28	1:28:03	7:17:31
20Z3		22:17:17	22:17:17	22:17:28	03:59:24	00:11	00:11	5:41:56	5:42:07
A1	563	22:31:53	22:31:53	22:31:59	23:31:01	00:06	00:06	59:02	59:08
L13	531	00:24:52	00:24:52	00:24:52	08:06:03	N/A	N/A	7:41:11	7:41:11
X8	524	00:27:44		00:27:44	00:31:34	N/A	N/A	03:50	03:50
K7	499	03:33:33		03:33:33	05:32:04	N/A	N/A	1:58:31	1:58:31
A8	475	03:34:36	03:34:36	03:34:42	05:33:20	00:06	00:06	1:58:38	1:58:44
K1	433	06:30:03	06:30:03	07:25:09	16:41:03	55:06	55:06	9:15:54	10:11:00
L14	534	16:16:26	16:16:30	16:28:11		11:45	11:41	N/A	N/A

Incident Comments
SUBJS FIGHTING ONE HAS KNIFE IN HIS HAND , TO THE REAR

CAD Incident 1808050093

TIME	#	EVENT	BY
21:04:20	1	K7 Incident initiated at Burger King, 969 Francisco Blvd E, San Rafael	353
21:04:20	2	K7 1097. Burger King, 969 Francisco Blvd E, San Rafael	353
21:04:30	3	L21 DISP. Burger King, 969 Francisco Blvd E, San Rafael	353
21:04:30	4	L21 1097.	353
21:04:35	5	L21 LESS LEATHAL	353
21:04:43	6	L36 DISP. Burger King, 969 Francisco Blvd E, San Rafael	353
21:04:43	7	L36 1097.	353
21:05:07	8	X9 DISP. Burger King, 969 Francisco Blvd E, San Rafael	353
21:05:07	9	X9 1097.	353
21:05:14	10	X9 NON COMPLIANT	353
21:05:18	11	L6 DISP. Burger King, 969 Francisco Blvd E, San Rafael	353
21:05:18	12	L6 1097.	353
21:05:22	13	L9 DISP. Burger King, 969 Francisco Blvd E, San Rafael	597
21:05:36	14	STARTING MUTUAL AID	353
21:05:40	15	K7 KNIFE IN HAND, SWINGING AROUND FAILURE TO COMPLY	500
21:05:52	16	L6 1097. Burger King, 969 Francisco Blvd E, San Rafael	353
21:06:43	17	X9 BELLAM/LISBON FIRE TO STAGE	597
21:06:53	18	MED ADV	597
21:06:59	19	MCSO UNITS ENRT FOR MUTUAL AID; BLUE 6	353
21:07:49	20	K7 NEED BELVD BLOCKED	353
21:07:51	21	L9 1097.	353
21:07:57	22	L9 BLOCKING BELVE	597
21:08:12	23	BLUE 6 PATCHED TO SRPD PRIMARY	353
21:09:03	24	X9 DOG AND ONE UNIT ON VERDE, ALL OTHERS W/L21 AND X9	353
21:09:11	25	L9 1097. VERDI/BELV	353
21:09:19	26	K7 GOING W/LESS LETHAL	597
21:09:36	27	Z31 ENRT. Burger King, 969 Francisco Blvd E, San Rafael	597
21:09:36	28	Z31 1097.	597
21:09:38	29	Z21 ENRT. Burger King, 969 Francisco Blvd E, San Rafael	597
21:09:40	30	X30 ENRT. Burger King, 969 Francisco Blvd E, San Rafael	353
21:09:51	31	X9 NEED CNT CALL OUT	597
21:11:29	32	CNT PAGER MESSAGE SENT	353
21:11:42	33	X9 ADV LT FINK	597
21:12:29	34	FINK ADV	353
21:12:32	35	X30 1097.	353
21:12:42	36	Location changed from Burger King, 969 Francisco Blvd E, San Rafael	353
21:12:42	37	to Burger King, Verdi St/Lisbon St, San Rafael	353
21:12:50	38	Location changed from Burger King, Verdi St/Lisbon St, San Rafael	353
21:12:50	39	to Verdi St/Lisbon St, San Rafael	353
21:13:29	40	X9 DON'T BREAK PERIMETER, USE REASONABLE FORCE, BUT DON'T	353
	41	LET HIM BREAK PERIMETER	353
21:13:38	42	L6 1097. VERDI/MARKET	597
21:13:58	43	Z33 ENRT. Verdi St/Lisbon St, San Rafael	353
21:14:08	44	L9 HAS MCSO UNIT W/HIM HE HAS LESS LETHAL AND L9 HAS LETHAL	353
21:14:19	45	X9 LISBON TO BELLAM NEEDS TO BE CLEAR	353
21:14:54	46	X9 BURGER KING TO BE EVAC, LISBON BTWN VERDI AND BELLAM	353
	47	EVAC	353
21:16:00	48	Z33 1097.	353
21:16:36	49	X30 NEED CHP UNITS TO HELP EVACUATE	353
21:16:58	50	L36 ON RIFLE NEED PEOPLE OUT OF AREA BY L9	597
21:17:09	51	SGT COALE ADV VIA 1021 FOR CNT REQUEST; WILL CALL BACK	353
	52	DISPATCH WITH AVAILIABILITY	353
21:18:02	53	X9 X30 IN CHARGE OF PERIMETER	380
21:18:34	54	CHP LOG # 3204 -	380
21:18:52	55	THEY WILL BE ENR	597
21:19:41	56	NIXLE SENT ADV OF POLICE ACTIVITY IN THE AREA	353
21:20:51	57	X9 PERIMETER UNITS ENGAGED TO HAVE 3 OR MORE AT EACH	
	58	LOCATION, ONE LETHAL ONE LESS LETHAL	

CAD Incident 1808050093

TIME	#	EVENT	BY
21:21:01	1	L9 NEED ONE MORE BELV/VERDI	353
21:21:47	2	M/L FOR LAPLANTE	597
21:22:15	3	M/L FOR PRINCE	380
21:22:46	4		597
21:22:46	5		597
21:22:46	6		597
21:22:46	7		597
21:23:08	8		380
21:23:23	9	NPD ASKED TO CALL OUT THEIR CNT	597
21:23:48	10		597
21:23:48	11		597
21:23:48	12		597
21:23:48	13		597
21:23:55	14		597
21:23:55	15		597
21:23:55	16		597
21:23:55	17		597
21:24:20	18		597
21:24:20	19		597
21:24:20	20		597
21:24:21	21		353
21:24:55	22	X9 SUBJ DEMANDING THEY SHOOT HIM, CONTINUING TO NEGOTIATE,	
	23	GRIEVANCE W/GOVT	353
21:27:01	24	X9 SAYING HE WANTS TO LEAVE COUNTRY, PUT DOWN KNIFE FOR A	
	25	SEC, THEN PICKED IT BACK UP	
	26	NPD ADV -	380
21:27:17	27	CNT RUGE IN DISPATCH, UNAVAIL	597
21:27:30	28	A5 ENRT	597
21:28:12	29	A5 ENRT. Verdi St/Lisbon St, San Rafael	353
21:28:17	30	X30 5 CHP UNITS ON SCENE, BURGER KING EVACUATED	353
21:29:01	31	L36 2 PEOPLE IN THE DRIVE THRU BURGER KING, X30 TO HANDLE	353
21:29:51	32	X30 COMM CENTER CAN PATCH CHP W/US	353
21:30:39	33	X9 MAKING REQ TO GO TO ATLANTA	380
21:30:57	34	COMM CENTER ADV	353
21:31:12	35	X30 PERIMETER IS SECURE	597
21:33:57	36	L4 ENRT. Verdi St/Lisbon St, San Rafael	597
21:36:49	37	L4 ENRT FOR CNT	353
21:36:55	38	X9 NEED ANOTHER AT LISBON/VERDI; RT SIDE OF 236	353
21:37:02	39	X30 TO HANDLE	353
21:37:16	40	L9 NEED ANOTHER UNIT BELV/VERDI	353
21:37:37	41	X9 CAN HEAR CHP	353
21:38:36	42	X9 WALKING TWD VERDI/BELV	597
21:39:35	43	NPD ADV THEY INITATED THEIR CALLOUT	353
21:40:15	44	X9 LESS LETHAL USED	353
21:40:18	45	X9 SHOTS FIRED SUBJ DOWN	353
21:40:24	46	X9 SUBJ DOWN STARTING FIRST AID FIRE AT BELV/VERDI	380
21:40:53	47	SRFD ADV	353
21:41:01	48	X9 MAKING NOTIFICATIONS TO ADMIN, A5 TO HANDLE	353
21:41:30	49	A5 CANCEL HNT	353
21:42:47	50	X9 NEED ALL BELV/VERDI NEED WITNESSES	353
21:42:58	51	X9 NEED ALL UNITS TO CONTACT WITNESSES	597
21:43:13	52	LAPLANTE ADV TO 1022 FOR HNT	380
21:43:25	53	CANCEL CNT	353
21:43:45	54	X30 ADDLT MUTUAL AID, NOV AND CM FOR PERIMETER	353
21:45:32	55	A5 1097.	380
21:46:03	56	COMM CENTER ADV	353
21:46:30	57	X9 SUBJ LOADED IN AMB, K7 FOLLOWING W/MCSO	353
21:46:43			

CAD Incident 1808050093

TIME	#	EVENT	BY
21:46:51	1	FOR THE MUTUAL AID	380
21:47:35	2	20Z4 ENRT. Verdi St/Lisbon St, San Rafael	597
21:47:35	3	X30 HAVING AN MCSO UNIT MEET AT MGH	353
21:48:31	4	20Z4 ENRT. MGH	353
21:48:57	5	A5 NEED NOV TO DO AN INV CALLOUT	353
21:49:05	6	A5 NEED CSI CALLOUT	353
21:49:41	7	K7 ENRT, MGH FOLLOWING	353
21:49:49	8	NOVATO HEARD TRAFFIC RE INVESTIGATIVE CALLOUT- ADV'G THEIR	597
	9	LT NOW AND WILL CALL BACK	
21:50:36	10	X9 FULL CALL OUT FOR INV	353
21:51:08	11	K2 ENRT. Verdi St/Lisbon St, San Rafael	597
21:51:10	12	K5 ENRT. Verdi St/Lisbon St, San Rafael	597
21:51:12	13	L28 ENRT. Verdi St/Lisbon St, San Rafael	597
21:51:36	14	L28 10-8.	597
21:52:04	15	20Z4 1097. MGH	353
21:52:17	16	L24 ENRT. Verdi St/Lisbon St, San Rafael	597
21:52:35	17	LAPLANTE ENRT FOR CSI	597
21:53:34	18	20Z4 SUBJ HIT BY RIFLE ROUND	353
21:55:09	19	K7 1097.	353
21:55:31	20	K3 ENRT. Verdi St/Lisbon St, San Rafael	380
21:55:42	21	K3 ENR CSI	380
21:56:15	22	20Q3 ENRT. Verdi St/Lisbon St, San Rafael	597
21:56:19	23	20Q3 1097. BELV/VERDI	597
21:57:21	24	X8 ENRT. Verdi St/Lisbon St, San Rafael	380
21:57:38	25	X8 ADV - WILL BE ENR IN 30 MINS	380
21:59:00	26	X9 FROM BELLAM TO BELVDERE FOR INV	353
22:00:08	27	A6 WAS ADV	597
22:02:38	28	M/L FOR CSI L. STARNES	597
22:03:06	29	K3 1097. OFC	353
22:05:01	30	X9 ALL SUPPORTING UNITS ON BELV FROM BELLAM, CP ON BELV	353
22:05:12	31	NPD LT ON THE PHONE W/OUR LT AT THIS TIME	380
22:05:40	32	C1 ENRT. Verdi St/Lisbon St, San Rafael	380
22:06:03	33	30 MIN ETA FOR C1	380
22:06:28	34	K5 1097.	353
22:08:07	35	K7 Case number SR18-06261 assigned to 1808050093	380
22:09:39	36	A5 SGT HOLTON CALL A5 FOR PIO	353
22:10:13	37	L6 CD4. OFC	597
22:10:17	38	L9 CD4. OFC	597
22:10:42	39	SGT HOLTON ADV - WILL CALL A5	380
22:11:37	40	A5 SGT HOLTON ENRT FOR PIO	353
22:14:32	41	A6 ENRT. Verdi St/Lisbon St, San Rafael	597
22:15:29	42	X6 ENRT. Verdi St/Lisbon St, San Rafael	597
22:16:32	43	A5 START MAKING CALLS- NEED ONE SGT AND 4 OFFICERS FOR	597
	44	RUNNING TEAM, START WITH X1 AND SHIFTS 3 AND 4	
22:17:17	45	20Z3 ENRT. Verdi St/Lisbon St, San Rafael	597
22:17:28	46	20Z3 1097. BELV/BELLAM BLOCKING TRAFF	597
22:18:53	47	X1 SICK, UNABLE TO RESPOND	380
22:22:00	48	L24 1097.	353
22:22:26	49	M/L FOR DIAZ	380
22:24:04	50	X3 UNAVAIL	380
22:24:32	51	K7 ADV THEY ARE HEADING UP TO THE OR	380
22:31:53	52	A1 ENRT. Verdi St/Lisbon St, San Rafael	353
22:31:59	53	A1 1097.	353
22:33:46	54	FAIRFAX CSI UNAVAIL	353
22:40:05	55	K2 1097.	353
22:43:17	56	A6 1097.	353
22:44:16	57	A5 BELV/TIBURON MEDIA STAGING AREA	353

CAD Incident 1808050093

TIME	#	EVENT	BY
22:44:58	1	L21 ENRT. 1019 W/1Z21	353
22:46:04	2	Z21 ENRT. OFC	353
22:51:11	3	A1 CALL SONOMA CO SHERIFF INV AND HAVE THEM CALL CHIEF	353
22:53:52	4	L21 1097.	353
22:53:52	5	Z21 1097.	380
22:57:27	6	SONOMA CO SO WILL BE HAVING THEIR W/C CALL A1	353
22:57:44	7	C1 10-8.	597
23:20:41	8	K7 1097. MGH	353
23:30:31	9	K3 1097. SCENE SECURITY	353
23:30:31	10	L4 1097. SCENE SECURITY	597
23:31:01	11	A1 10-8.	597
23:32:17	12	K3 CD4.	597
23:32:19	13	L4 CD4.	597
23:32:40	14	X9 CD4. SCENE SECURITY	597
23:33:00	15	X8 10-8.	597
23:33:43	16	X9 KEEP THE PATCH ON	597
23:36:46	17	L21 CD4.	597
23:36:49	18	K7 CD4.	380
23:38:40	19	K2 1097. OFC	353
23:44:29	20	K3 1097. LISBON/VERDI PERIMETER SECURITY	353
23:50:52	21	Z33 10-8.	597
23:52:21	22	L4 CD4.	597
23:52:40	23	L4 CD4. SCENE SECURITY 36 BELV PERIM	353
23:58:04	24	A6 MADE PERSONAL CONTACT W/ROB FRENCH AT MCDA, VM LEFT	
	25	FOR CHARLOTTE WOODFORD, MCDA 5 AGO	
[08/06/2018]			
00:05:08	26	A5 ENRT. OFC	380
00:09:35	27	A5 1097.	353
00:18:06	28	SONOMA CO SO ENRT, ETA 0130 HRS	380
00:24:52	29	L13 ENRT. Verdi St/Lisbon St, San Rafael	380
00:24:52	30	L13 1097.	380
00:24:56	31	L13 1097. MGH	380
00:27:44	32	X8 DISP. Verdi St/Lisbon St, San Rafael	380
00:27:44	33	X8 1097.	380
00:30:45	34	K5 ENRT. OFC	380
00:30:45	35	L24 ENRT. OFC	524
00:31:34	36	X8 10-8.	524
00:31:34	37	X8 10-8.	380
00:36:48	38	L13 1097.	380
00:37:00	39	A6 10-8.	380
00:40:44	40	20Z4 10-8.	597
01:02:08	41	K2 10-8.	597
01:02:15	42	K5 10-8.	380
01:16:30	43	L24 ENRT. TO THE SCENE	597
01:30:26	44	X9 ENRT. 1019	597
01:31:38	45		597
01:31:38	46		597
01:31:38	47		597
01:31:38	48		597
01:59:33	49		
	50		
02:07:12	51	X9 ENRT. SCENE	380
02:31:11	52	L13 1097.	380
02:31:17	53	L13 1097. AT THE SCENE	380
02:43:32	54	L13 1097. OFC	380
02:49:50	55	BLOOD TECH NEEDED TO THE PD, PER L9	380
02:50:43	56	BLOOD TECH ADV - ETA 30 OR LESS	380

TIME	#	EVENT	BY
03:05:43	1	L36 ENRT. OFC	380
03:06:04	2	L13 ENRT. MGH RELIEVE K7	597
03:30:48	3	CHP HAS BEEN CLEARED FROM THE SCENE	380
03:31:34	4	Z31 10-8.	380
03:31:45	5	Z21 CD4.	380
03:32:11	6	X30 10-8.	380
03:33:10	7	K7 10-8.	380
03:33:33	8	K7 DISP. Verdi St/Lisbon St, San Rafael	380
03:33:33	9	K7 1097.	380
03:33:55	10	K7 ENRT. OFC FOR EBERLE	380
03:34:10	11	Z21 10-8.	380
03:34:36	12	A8 ENRT. Verdi St/Lisbon St, San Rafael	380
03:34:42	13	A8 1097. OFC	597
03:34:47	14	L13 1097.	597
03:40:20	15	K7 CD4.	597
03:41:25	16	A8 CD4.	597
03:41:58	17	BLOOD TECH 97	597
03:50:48	18	X9 ENRT. 1019	597
03:51:20	19	L21 ENRT. SCENE	597
03:51:38	20	L21 1097. OFC	597
03:51:48	21	X9 UNITS ON SCENE ARE SUFFICIENT	597
03:55:24	22	X9 1097.	380
03:59:21	23	20Q3 10-8.	380
03:59:24	24	20Z3 10-8.	597
04:04:57	25	X6 1097. OFC	571
04:30:20	26		571
04:30:20	27		571
04:30:20	28		571
04:30:20	29		494
04:34:06	30		494
04:34:06	31		391
05:03:18	32	L21 10-8.	391
05:32:04	33	K7 10-8.	391
05:32:14	34	L6 10-8.	391
05:32:18	35	L9 10-8.	391
05:32:23	36	L36 10-8.	391
05:32:27	37	X9 10-8.	391
05:33:00	38	X6 10-8.	391
05:33:16	39	A5 10-8.	391
05:33:20	40	A8 10-8.	391
05:35:16	41	K3 CD4.	391
05:35:16	42	L13 CD4.	391
05:35:16	43	L24 CD4.	391
05:35:16	44	L4 CD4.	391
05:40:19	45	SRFD ENRT TO ASSIST WITH BIOHAZARD VERDI BELV	391
05:56:43	46	L24 10-8.	391
05:56:49	47	K3 10-8.	391
05:56:53	48	L4 10-8.	391
05:57:34	49	L24 ADV SONOMA CO HAS CLEARED SCENE	391
06:06:21	50	NIXLE ALERT CANCELLED	391
06:30:03	51	K1 ENRT. Verdi St/Lisbon St, San Rafael	391
06:30:14	52	K1 ENRT. MGH	391
07:25:09	53	K1 1097.	391
07:25:11	54	K1 CD4.	391
07:34:39	55		391
07:34:39	56		391
07:34:39	57		391

TIME	#	EVENT	BY
07:34:39	1		391
07:53:15	2	L13 ENRT. ANNEX	614
08:06:03	3	L13 10-8.	391
16:16:26	4	L14 DISP. Verdi St/Lisbon St, San Rafael	614
16:16:30	5	L14 ENRT. MGH	614
16:28:11	6	L14 1097. MGH	534
16:41:03	7	K1 10-8. Freed	614
16:41:12	8	L14 CD4.	614

CONTROL DOC DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 13 - Interview of Cpl. Piombo

SUPPLEMENT: On 8-6-2018, Cpl. Piombo came over to the Investigations annex for an interview as a witness to this case. The interview was recorded with the Irecord system and also with my BWC. The following is a the statement that Cpl. Piombo provided to me in summary.

Cpl. Piombo has been a police officer with the City of San Rafael since January 2002. Cpl. Piombo attended the Basic Police Academy and graduated in May of 2002. Cpl. Piombo now has over 16 years of police experience with the San Rafael PD. Cpl. Piombo stated that he has attended numerous trainings in his 16 years and specifically stated that he is trained in C.I.T. (Crisis Intervention Training) and has also attended C.I.T update since attending the course. Cpl. Piombo also has been trained in Drug abuse Recognition (D.A.R) and is currently a Field Training Officer (F.T.O) and has been so for approximately 14 years.

Cpl. Piombo is currently assigned to Team 3 which works Monday through Wednesday 1700-0500 hours and every third Sunday. Cpl. Piombo was schedule to work regular patrol the night of August 5th. Cpl. Piombo is currently assigned a trainee, Officer Sanchez, but Officer Sanchez left at 2000 hours because of training he had earlier in the day.

Cpl. Piombo was in full uniform assigned to patrol covering beats 5 and 6 which are in the Terra Linda area of San Rafael. Cpl. Piombo had covered on a call at 557 Francisco Blvd E. with Officer Melodia and Sgt. Graham. While at that call, Cpl. Piombo heard the call of a possible hit and run involving a pedestrian in the area of the Pet Emergency located at 901 Francisco Blvd E. That location is a few blocks south of where Cpl. Piombo was.

Cpl. Piombo responded to that location in an attempt to locate the victim of the hit and run. Cpl. Piombo drove his patrol car between 901 and 911 Francisco Blvd E. which leads to an alley between the buildings. Cpl. Piombo headed southbound in the alley towards Verdi Street. Cpl. Piombo made a left turn onto the Verdi Street extension that runs parallel to the Burger King drive through.

Cpl. Piombo approached Verdi Street where it intersects with Market Street. Cpl. Piombo saw a subject come out of the parking lot fronting Anthony's Auto Craft located at 103 Verdi Street. Cpl. Piombo said that he did not know the distance that he initially saw the subject at but it was at the intersection of Verdi Street and Lisbon Street. I showed Cpl. Piombo a map that I had printed out of the area and he marked where his patrol car was and where the suspect came out of.

Cpl. Piombo described the area as being illuminated by street lights and could see the subject waving his arms as if he was fighting with someone that was not there or practicing strikes with his arms. Cpl. Piombo knows this area to be populated with people at this time of night and could see people in the Burger King parking lot and immediate area.

Cpl. Piombo stopped his patrol car on Verdi Street at Market Street. Cpl. Piombo put out radio traffic something to the effect that a subject was fighting and had knives. Cpl. Piombo could not remeber his exact radio traffic. Cpl. Piombo got half way out of his car and then reached back in and deployed his less than lethal shotgun. Cpl. Piombo now could see that the subject had what appeared to be two sharp items in his hands. The subject was holding the two object in a downward position so the sharp objects were coming out from the blade of each hand.

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
JB #501

Date:		8/8/18	
E		CSP	
F		D	
Fax:		8/3/19	

MCDA
8/10/18 50



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 13 - Interview of Cpl. Piombo

At almost the same time of his arrival and after putting out his radio traffic, Cpl. Piombo saw two patrol cars arrive on Lisbon Street at Verdi Street and believed to be driven by Officer Garrison and Sgt. Graham. Cpl. Piombo believed that their overhead white lights were activated which illuminated the area. Officer Dodson arrived and took a position at his passenger side door and deployed a rifle. Cpl. Piombo and Officer Dodson immediately began giving the subject orders to drop the knife.

Cpl. Piombo described the suspect as agitated, non coherent, or nonsensical. The subject was pacing in circles and was making rhythmic motions with the objects in his hands as if he had been trained in the motions. The subject appeared to be talking to himself or venting to someone that was not there.

Cpl. Piombo stopped giving commands to the suspect when Officer Garrison engaged the subject in conversation. Officer Garrison was closer to the subject and Cpl. Piombo has learned based on his training and experience that one person talking to the subject is more effective than multiple people giving commands.

Cpl. Piombo remembers turning on his spot light because a citizen vehicle began to drive on Verdi Street from Belvedere Street prior to that intersection getting blocked by Officer MacDougald. Cpl. Piombo did that to stop the citizen from driving towards the subject.

Officer Melodia arrived on Market Street at Verdi Street and deployed his K-9 dog, Ares. Ares was barking and it appeared distracting to the subject. Cpl. Piombo asked that Officer Melodia pull his dog back so it would stop barking.

Cpl. Piombo said that he could see that suspect had large beads of sweat on his forehead. Cpl. Piombo heard the subject yell something to the effect of, "Shoot me or kill me". Cpl. Piombo also heard the subject make statements regarding the president and the government.

I asked Cpl. Piombo in regard to his training and experience, what he felt about the suspects actions or demeanor. Cpl. Piombo said that the subject appeared to be under the influence of drugs or alcohol or could have had mental health issues. Cpl. Piombo also said that he could have been experiencing both.

While Officer Garrison continued an attempted conversation, the subject continued to practice combination strikes. The subject would get into an aggressive fighting stance. Cpl. Piombo described it as a bladed stance, chest forward, and had his hands facing forward still armed with two sharp objects. He would then continue to walk back and forth and in circles.

Cpl. Piombo then went over to where Sgt. Graham, Officer Garrison, and a Marin County Sheriff's Deputy were located, which was on Lisbon Street at Verdi Street. There were two vehicles parked side by side on Lisbon Street both facing the subject. Cpl. Piombo took a position on the passenger side of the vehicle parked closer to the east side of Lisbon. Cpl. Piombo maintained less than lethal cover and Officer Garrison continued to talk with the subject.

Cpl. Piombo had drawn a mental line in the street regarding how close he was going to let the suspect

Prepared By: 526 CLELAND, ROBERT <input checked="" type="checkbox"/> BODY CAMERA RECORDED	Date: 08/07/2018	Approved By: Date:
---	---------------------	---------------------------



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 13 - Interview of Cpl. Piombo

get prior to deploying his less than lethal shotgun. Based on the actions of the subject, the citizens, and officers in the area, Cpl. Piombo felt that the subject was a threat to the public if he broke their perimeter. Cpl. Piombo mentally went through how many rounds he would fire at the subject to gain compliance and if he did not comply, he mentally pictured how close he would let the subject get prior to taking a head shot with his less than lethal shotgun that would be considered lethal force.

Cpl. Piombo described how he set up the sling of the shotgun around his head only in order to be able to sling it quickly for a transition to his firearm if a lethal option was needed. Cpl. Piombo remembers Sgt. Graham saying at one point over the radio how dangerous the subject was presenting to be and they were to use the force reasonable to keep the subject inside of their perimeter because he was a danger to the public.

At some point, Cpl. Piombo moved to the driver side of the vehicle parked closest to the west sidewalk of Verdi Street and maintained less than lethal cover. Sgt. Graham asked Cpl. Piombo if he wanted to try talking with the subject. Cpl. Piombo moved from his position to in between the two patrol vehicle's and began to talk with the subject.

Cpl. Piombo said that they turned off an engine to one vehicle and turned down a car radio in order to hear the subject. Cpl. Piombo described speaking to the subject in a loud tone of voice because of the noise in the area including freeway noise.

Cpl. Piombo's initial task was to get the subject to drop at least one knife to see how compliant he would be. He was hoping to get compliance and eventually get the subject to drop both knives. The subject would sometimes respond but continued pacing and walking in circles. The subject would respond but sometimes would be facing away and was hard to hear.

Cpl. Piombo asked the subject what he wanted. The subject made a motion to his mouth and said something about seeds. Cpl. Piombo asked what kind of seeds he wanted and got the subject to request pumpkin seeds. Cpl. Piombo then asked if he wanted a drink to go with it. The subject responded that he would like a soda. Cpl. Piombo asked the subject to put the knives down because they could not go out and deliver what he wanted if he was still armed with the weapons.

The subject began to walk away from the intersection towards Belvedere Street. Cpl. Piombo called out to him several times by name in an attempt to get the subject to walk back and continue to negotiate. The subject continued to walk. Cpl. Piombo closed the door to the patrol car and walked towards the corner building of Lisbon Street and Verdi Street. He stood there with Sgt. Graham and looked towards Belvedere Street.

Cpl. Piombo suggested to Sgt. Graham to send someone to take the alleyway that runs from Lisbon Street to Belvedere Street to get additional personnel to the Belvedere Street side. Cpl. Piombo was aware that Officer MacDougld was at Belvedere Street and Verdi Street but did not know if anyone else was with him.

I asked Cpl. Piombo about what he could see from his position prior to hearing the shots being fired.

Prepared By: 526 CLELAND, ROBERT <input checked="" type="checkbox"/> BODY CAMERA RECORDED	Date: 08/07/2018	Approved By: Date:
---	---------------------	---------------------------



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 13 - Interview of Cpl. Piombo

Cpl. Piombo confirmed his location on the map that I had showed him earlier in the interview. He did not know the distance but stated that he was at the corner of the building of Lisbon Street and Verdi Street. Cpl. Piombo could not make out who was down the street towards Belvedere Street. He could only see silhouettes because of the back lighting. He saw the subject pick up the pace but could not describe it as a sprint as he got close to whoever was at the end of Belvedere Street. He could see the subject get very close to the second person at the end of Verdi Street and described it as closer then Cpl. Piombo and I, as we sat at the interview table just a few feet apart. Cpl. Piombo could not recall if the suspect yelled anything prior to the shooting.

Seconds after the suggestion to go down the alleyway towards Belvedere Street, Cpl. Piombo heard the sound of less than lethal rounds being fired. Cpl. Piombo heard someone announce, "Less lethal" and then heard additional less lethal rounds being fired. Cpl. Piombo then heard the louder sound of what he believed to be lethal rounds from a hand gun.

Cpl. Piombo sprinted towards the intersection of Verdi Street and Belvedere Street. He saw the same subject that he had been talking to laying in the street gasping. He verbalized that they needed to control the subjects hands. Cpl. Piombo stepped on the subjects left hand to control it until he could put gloves on because he could see blood coming from the subject. When Cpl. Piombo arrived, he said that the subject no longer had the weapons in his hands.

Cpl. Piombo requested that Officer Dodson run to a patrol car and retrieve a first aid bag so they could render first aid until the fire department arrived. Cpl. Piombo was aware that the fire department had been staged in the area from early on in the call. Cpl. Piombo said that the suspect was not handcuffed because he no longer appeared to be a threat.

Officer Dodson arrived with the medical kit. Cpl. Piombo used the medical scissors to cut the suspects clothes off. Cpl. Piombo cut his jacket, shirt, pants, and underwear off. He then removed the subjects shoes and socks.

Cpl. Piombo was then tasked to follow the ambulance to Marin General Hospital.

Cpl. Piombo labeled the map that we had referred to during our interview of where he thought the cars had been situated and where he was during the incident to the best of his knowledge. The map was attached to this supplement report.

This concluded my interview.

On 8-7-2018, I went to burn a copy of the Irecord video of my interview with Cpl. Piombo and could not see the recordings. I contacted Marin IT and they are working on getting the interviews downloaded. If the interview is able to be downloaded, it will be placed into SRPD evidence and I will write another supplement report.

The interview was recorded on my BWC and was downloaded to the server.

Prepared By: 526 CLELAND, ROBERT

Date: 08/07/2018

Approved By:

Date:

BODY CAMERA RECORDED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 13 - Interview of Cpl. Piombo

On 8-8-2018, I spoke to Cpl. Piombo. Based on Cpl. Piombo being involved in this critical incident and in accordance with San Rafael Police Department policy 310.6.1, the San Rafael Police Department officers involved in this case were interviewed by assigned investigators. During my initial interview I did not have Cpl. Piombo describe the scene because I believed he would be completing a initial narrative that would have covered the scene description and people in the area. Below is Cpl. Piombo's description of the scene and people in the area.

SCENE DESCRIPTION:

This incident initiated at the intersection of Verdi Street and Lisbon Street. This incident concluded near the intersection of Verdi Street and Belvedere Street. Verdi Street runs in a northeast to southwest direction but is nominally north to south. Lisbon Street and Belvedere Street run in a northwest to southeast direction but are nominally east to west.

The area is mixed use industrial and commercial. The buildings surrounding the intersection of Verdi Street and Lisbon Street are auto body shops and the back parking lot of Burger King. The buildings surrounding the intersection of Verdi Street and Belvedere Street are auto body shops and various commercial buildings (HVAC and Shipping businesses).

There are street lights at the northwest and southeast corners of the intersection of Verdi Street and Lisbon Street. They provide limited lighting during nighttime hours. There is one streetlight at the southwest corner of Verdi Street and Belvedere Street. This light provides limited lighting during nighttime hours.

There are tall concrete walls on most of the buildings along Verdi Street. The street was lined with vehicles on both sides of the street.

CITIZENS IN AREA:

There was a male subject in the bushes at the northwest corner of the Burger King parking lot. There were several subjects at the driveway of Burger King on the south sidewalk of Lisbon Street and on the north sidewalk of Lisbon Street. They were gathered around at the beginning of the incident but were later cleared from the area. I estimated between 15 to 20 subjects in the area.

The citizens in the area presented a potential hazard for incoming officers. They were also potential victims that could have been injured or killed by Aghazadeh if he were to get passed the police perimeter. The citizens would have been at risk of being shot or hit by ricocheting bullets if lethal force had been used near them.

CASE STATUS: Investigations active.

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:

SR18-6261

8-6-2018

Date of Interview:

AA. Poma

Witness Name:

MY CAR
MELODIA
LIP- GRAMM
CAROLSON
- Mac DONALD





SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 14 -

SUPPLEMENT: On 08/06/18, at approximately 1600 hours, I was assigned to interview possible witnesses to this incident. Officer Garrison collected the names and contact information of five spectators found near the scene. [redacted] was one of those contacted at the scene and I arranged to meet with her for an interview at SRPD on 08/06/18 at 2030 hours. The interview was conducted at SRPD and it was video/audio recorded with my body worn camera.

The following was what [redacted] said:

*It should be noted that I showed [redacted] an image from Google Maps of Belvedere Street and Verdi Street to assist me in understanding the positions of all parties as described by [redacted]. See attached google maps printout.

[redacted] stated that she was familiar with the area where the incident occurred but did not know the names of the streets. [redacted] was standing with her boyfriend ([redacted]) on the north sidewalk of Belvedere Street west of Verdi Street. [redacted] drew an "X" on a Google maps printout I showed her to indicate her position. Based on that, I noticed that she had been standing at or near the utility pole located west of Verdi Street. [redacted] stated she could not see all of Verdi Street and explained she could only see 30-40 feet of Verdi Street from where she was standing.

[redacted] was with her boyfriend, [redacted], and arrived at the scene at approximately 2115 hours. [redacted] asked if anyone knew what was going on and nobody seemed to know. [redacted] could hear a man screaming and could hear officers down on Verdi Street but could not see them. She did not know what the officers were saying.

[redacted] first noticed that there was a sheriff's deputy (Rodarte) and a police officer (Officer Macdougald) at Belvedere Street at Verdi Street. [redacted] knew that sheriff's deputies wear brown uniform and police officers wore navy blue. [redacted] drew two circles on the Google Maps printout to indicate where the sheriff's deputy and officer had been standing. She indicated that the sheriff's deputy was standing at the northeast corner and the officer was standing at the northwest corner. [redacted] noticed that their attention was mostly down Verdi Street but also controlled who entered the scene behind them.

[redacted] stood there for approximately fifteen minutes. [redacted] then saw a man walking on Verdi Street. (This man was later identified as SA-Faramarz Aghazadeh) [redacted] could see that Aghazadeh was holding his arms up to shoulder level and appeared to have his hands clenched. [redacted] could not see if he was holding anything with his hands. [redacted] did not see a knife.

[redacted] describe Aghazadeh as a white or Hispanic male wearing a blue jacket. [redacted] said Aghazadeh appeared out of it and acting as if he did not care. Aghazadeh appeared to be indifferent about the situation. Aghazadeh appeared serious and appeared to not care about what was going to happen.

[redacted] said that the street lights were mainly on top of the officers and that there were some dimmed spots.

Prepared By: 582 MALDONADO, CARLOS
 BODY CAMERA RECORDED

Date: 08/07/2018

Approved By: JB #1501

Date: 8/8/18

Handwritten notes and stamps including "lb 5/8", "5/18", and a large "S" stamp.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 14 -

At this point, Deputy Rodarte told Aghazadeh to stay back or something similar. [redacted] said that Deputy Rodarte told Aghazadeh to "drop the knife." Aghazadeh was walking towards Deputy Rodarte at this point. Deputy Rodarte told Aghazadeh to stay back or that he was going to shoot. Aghazadeh did not comply. Instead, Aghazadeh continued walking faster, in a fast pace, towards Deputy Rodarte. Deputy Rodarte then pulled out his shotgun, and yelled out "Less lethal" and every time he shouted that he would shoot at Aghazadeh. Deputy Rodarte shot four times. [redacted] said this happened very quickly. I asked [redacted] to estimate the distance between Aghazadeh and the Deputy Rodarte when the first shot occurred. [redacted] said it was approximately two and half car lengths. [redacted] added that Aghazadeh did not back up on his own after being shot by the Deputy Rodarte, rather, it appeared that the impact of the shots pushed Aghazadeh back.

After Deputy Rodarte shot Aghazadeh as described above, Aghazadeh's "adrenaline boosted," and he started sprinting towards Deputy Rodarte. The man yelled something and appeared angry. [redacted] did not recall what Aghazadeh yelled. It was at this point that Deputy Rodarte shot the man with more "non lethals." [redacted] believed that Deputy Rodarte shot three more times.

[redacted] said that Aghazadeh got really close to Deputy Rodarte and that Deputy Rodarte had to move back quickly. [redacted] estimated that Aghazadeh got as close as 3-4 feet from Deputy Rodarte but also said that things were happening really fast. [redacted] believed that Aghazadeh wanted to "attack" Deputy Rodarte.

[redacted] stated that it appeared that Deputy Rodarte was scared and that it looked like he had not experienced anything like that before.

Officer Macdougald then moved half way across the street and drew his gun. Officer Macdougald then shot at Aghazadeh 3-4 times from a distance of five or six feet away. The first two or three shots appeared to hit Aghazadeh's legs. Aghazadeh began to stumble. The officer then moved closer to the man and that was when he shot the man once or twice more. [redacted] said she did not see if the man turned towards the officer at any point. I asked if [redacted] saw any knives at this point. [redacted] said that some black item fell from Aghazadeh's hands upon being shot by Officer Macdougald but she did not know what it was. The item did not make a sound when it hit the ground.

Officer Macdougald appeared to be in shock at first because he did not move towards Deputy Rodarte until the very end.

[redacted] said that Aghazadeh fell to the floor and the deputy and officer rushed at him to hold his hands. Officer Macdougald then put his gun away and put his foot over the man's hand. Then Officer Macdougald reached down and grabbed the man's hand. Then several other officers arrived to assist.

[redacted] stated that she would be available for additional questions if needed.

CASE STATUS: Investigations Active.

Date of Interview:

8/6/18

Witness Name:



SR18-6261

Date of Interview:

8/6/18

Witness Name:

NDT USED!
DURING INTERVIEW

SR18-6261

Belvedere St

502 Express

CONTROL DOC DO NOT DUPLICATE

Belvedere St

Belvedere St

Sts Marin

Farallon Electronics

Baja Tire



INVESTIGATIVE SUPPLEMENT
(Review of Ofc. Garrison's BWC)

On August 6, 2018, at approximately 1335 hours, I received a text message at home from Lt. Pata. Lt. Pata advised the SRPD investigations unit would be the primary on the criminal investigation of the OIS. A briefing was scheduled at the office at 1600 hours. I was on my regular scheduled day off upon receiving this text. I responded from my residence, and arrived at the office at approximately 1615 hours.

During the briefing, I was assigned to obtain a witness statement from Ofc. Garrison, who was on-duty at the time of the OIS. Prior to speaking with Ofc. Garrison I reviewed his Body Worn Camera (BWC) footage from the incident. I also viewed the Body Worn Camera footage from Ofc. MacDougald's Viewu. The following is a summary of Ofc. Garrison's BWC footage of the OIS:

OFFICER M. GARRISON'S BWC:

21:04:33 hours Ofc. Garrison activated his BWC as time stamped on his Viewu footage. Ofc. Garrison is arriving on scene, and appears to be driving west bound on Lisbon Street, approaching the intersection of Verdi Street. It should be noted that there is no volume between 21:04:33 hours and 21:05:03 hours. This is the standard function of the BWC.

21:04:47 hours, Ofc. Garrison comes to a stop at the intersection of Lisbon/Verdi. Ofc. Garrison deploys his less lethal shotgun from his patrol vehicle, and exits the driver's side door. The suspect can be seen in Ofc. Garrison's BWC, walking in the middle of Verdi Street. The suspect appears to be wearing a blue jacket, and light colored pants.

Ofc. Garrison had his emergency overhead lights activated, and the suspect appears to be illuminated with a clear spot light. This incident took place during night time hours, in a mixed commercial and residential area.

21:05:04 hours, Ofc. Garrison engages the suspect and orders him in an loud and direct voice to "Drop the knives." Ofc. Garrison then orders the suspect to drop the knife on the ground. After a third time ordering, "Drop the knives," you can see the suspect is standing in middle of Verdi Street facing south bound. I could hear the suspect yell something, but I could not understand what he was saying. The suspect continues to yell at officers, what appears to be "FUCK YOU, FUCK YOU." The tone sounds angry and aggressive in nature. I could hear other officers ordering the suspect to drop the knife.

21:05:40 hours, Ofc. Garrison tells the suspect to relax and tell him what's wrong. The suspect is yelling, but again I could not make out what he was saying.

21:05:43 hours, The suspect can be seen facing Ofc. Garrison and waving his hands up in an aggressive manner. Cpl. Piombo can be heard advising over the radio that the suspect is armed with knives in each hand. Ofc. Garrison instructs the suspect numerous times to put the knives on the ground.

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
[Signature]

Date: *[Signature]*
8/8/18
E | C | *[Signature]* Pdf
Fax:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 15 - Review of Ofc. Garrison's BWC

21:06:22 hours, Ofc. Garrison asks the suspect what his name is. The suspect responds, "FUCK YOU." Ofc. Garrison tells the suspect his name is "Mike," and appears to be trying to establish a rapport with the suspect. Ofc. Garrison asks the suspect, "What's going on?" The suspect yells, "Ask the fucking government." Ofc. Garrison and the suspect engage in conversation about money and the government.

21:06:57 hours, Ofc. Garrison is able to get the suspect to give him a name. The suspect identifies himself as "Ali." From this point on, Ofc. Garrison addresses the suspect as "Ali." Ofc. Garrison makes several attempts to gain the suspects compliance in putting the knives down. The suspect does not comply with any of these requests. Ofc. Garrison uses language such as; "Please," and "Do me a favor." Ofc. Garrison uses negotiating techniques in hopes of gaining the suspects compliance to put the knives down. The suspect does not appear to comply.

21:07:24 hours, You can see the suspect walking on Verdi facing Belvedere.

21:07:50 hours, A vehicle traveling south bound on Verdi at Lisbon comes into view. Officers order the driver to get back. The driver of the vehicle can be seen backing out of the scene and out of view. Ofc. Garrison continues his negotiating attempts with the suspect to put the knives down. A request to block traffic was put over the air.

21:08:37 hours, Sgt. Graham requests Ofc. Melodia, our K-9 officer, to attempt to quiet or contain the dog. Sgt. Graham specifically states they are trying to de-escalate the situation, and did not want the suspect agitated by the dog's barking.

21:08:53 hours, The suspect can be heard making statements about the FBI/CIA. Ofc. Garrison tells the suspect that they are not the FBI, and that they are the "local friendly San Rafael PD."

21:09:12 hours, Ofc. Garrison tells the suspect they are not there to hurt him, they are there to help him.

21:09:37 hours, Sgt. Graham can be heard advising Ofc. MacDougald to hold his position at Belvedere and Verdi Street. Ofc. Garrison continuously asks the suspect to put knives down and attempts to negotiate with him.

21:10:18 hours, Sgt. Graham requests a call out of HNT. Cpl. A. Piombo takes up a position at Ofc. Garrison's right front passenger side with his less lethal shotgun deployed.

21:10:40 hours, Ofc. Garrison asked the suspect to do him a favor and stay in one spot, and then asked him to sit down on the ground. Garrison communicates that the suspect is not responding to any of his requests to comply.

21:12:43 hours, After numerous attempts of requesting the suspect to put knives down and talk, with no response, Ofc. Garrison asked the suspect if he could hear him.

21:13:07 hours, You can see the suspect walking on Verdi street facing Francisco Boulevard East.

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 15 - Review of Ofc. Garrison's BWC

21:13:35 hours, Sgt. Graham puts out over the radio, that the suspect is not to break the perimeter, and to keep the suspect contained. Sgt. Graham advises officers to use reasonable force, and that the suspect posed a risk to the public safety.

21:14:08 hours, Ofc. Garrison tells the suspect that they are there to help him. The suspect can be seen on BWC in a bladed stance, moving his arms in a deliberate slashing motion. The suspect is pacing around in front of Ofc. Garrison's patrol vehicle, and facing his direction. The suspect states that the government wants him to be President. Sgt. Graham requests the immediate area to be evacuated and shut down to public access. Suspect can be seen walking in circles in front of Anthony's Auto Body shop. Ofc. Garrison continues to ask in a polite way for the suspect to put the knives down. The suspect can be seen pacing and swinging his arms up and down in a confrontational manner.

21:16:22 hours, Ofc. Garrison seeks input with officers asking for any other ideas on how to communicate with suspect. You can see the suspect across the street, in front of Ofc. Garrion's patrol car, making slashing movements with his left hand. There are periods of times on the BWC that you can see an object in the suspect's hands.

21:17:00 hours, Sgt. Graham re-positions Ofc. Garrison's patrol vehicle forward. During this time, suspect can be seen walking in circles in an aggressive and agitated state.

21:20:00 hours, The suspect continues to not comply with orders to put the knives down, and sit on ground. You can see the suspect in a bladed fighting or defensive stance. In this stance, the suspect is making slashing movements in the air, in what appears to be a martial arts type of training. The suspect continues to pace, walk in circles, and make striking/slashing movements. Ofc. Garrison is repeatedly trying to get him to stop, sit down, and put knives down on the ground. The suspect does not comply with any of these requests. Ofc. Garrison tells the suspect he wants to make sure everyone is safe and asks him to sit down.

21:22:55 hours, Ofc. Garrison is able to get the suspect to spell out his last name, "Doshog." The suspect can clearly be seen walking in circles on Verdi Street in front of Ofc. Garrison who continues to try and gain his compliance.

21:24:30 hours, The suspect tells Ofc. Garrison he has a son by the name of "Junior." In order to hear the suspect better, Ofc. Garrison turns off his engine to his patrol vehicle.

21:25:00 hours, The suspect makes a statement, but is not clear through BWC. Ofc. Garrion's response to the suspect is, "No, we don't want to shoot you." Ofc. Garrison tells suspect they want to help him. The suspect engages in conversation with Ofc. Garrison about the President, and wanting to leave the country.

21:26:30 hours, Ofc. Garrison's tone amps up as he's trying to control the suspect's movements. S-Garrison tells the suspect in a more stern voice to stand back where he was.

21:27:00 hours, It appears by Ofc. Garrison's directions that the suspect put the knives down. Ofc.

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 15 - Review of Ofc. Garrison's BWC

Garrison tells the suspect to "walk away from the knives." Immediately following that, Ofc. Garrison tells suspect to put the knives down. You cannot see the suspect's movements at this time. The suspect then comes into view of the BWC, and can be seen walking in circles again. The suspect tells Ofc. Garrison that he wants to go to the City of Atlanta.

21:29:30 hours, Ofc. Garrison asks the suspect to raise his jacket up from the waistband to check for weapons. It appears the suspect complies, and an object later determined to be a pen is observed in his back pants pocket. This is based on Ofc. Garrison's comments. Ofc. Garrison continues to negotiate with the suspect to put the knives down. The suspect engages in conversation, but does not comply.

21:32:27 hours, The suspect can be seen walking in the direction of Belvedere, and then turn around and walk back towards Ofc. Garrison.

21:34:00 hours, Ofc. Garrison states he's getting tired and running out of things to say. The suspect is still walking in circles and is not complying. The suspect tells Ofc. Garrison that he wants to see a woman in Atlanta.

21:35:32 hours, Ofc. Garrison takes a break from communication with the suspect, and moves to another posted position. Cpl. Piombo moves to the driver's side of Ofc. Garrison's patrol vehicle, and takes over communication and negotiation with the suspect. Cpl. Piombo requests the suspect to put one knife down, and asks for him to work with them. The suspect tells Cpl. Piombo he wants seeds and a soda. Cpl. Piombo tries to negotiate with the suspect in a calm tone, but the suspect does not comply, and continues to walk around and is still armed with knives.

21:40:00 hours, The suspect does not comply with Cpl. Piombo and begins walking in direction of Belvedere Street, where Ofc. MacDougald and Dep. Rodarte are positioned.

21:40:19 hours, You can hear from a distance someone yell, "Stop." Ofc. Garrison and a Marin County Deputy leave their position and stack behind a building located on the corner of Lisbon and Verdi. Cpl. Piombo and Sgt. Graham are also stacked there looking in the direction of Belvedere where suspect is walking. You can hear from a distance orders to "Stop."

21:40:35 hours, You can hear from Ofc. Garrison's BWC, the first round fired, and the announcement of "less lethal," followed by two more rounds. Ofc. Garrison crosses from the east side to the west side of Verdi St. facing Belvedere St. Ofc. Garrison warns other officers to watch out for "blue on blue," and another round is fired. From this position you can see the overhead emergency lights at the end of Verdi and Belvedere Streets.

21:40:43 hours, You can hear another round fired followed by two more rounds. Ofc. Garrison runs immediately to the direction of Ofc. MacDougald and Deputy Rodarte's position, where the shots were heard. You can hear the suspect moaning on the ground, as Ofc. Garrison arrives at Verdi St. and Belvedere St. A knife and a pair of "scissors" were located on the ground in reach of the suspect. Officers immediately start rendering first aid to the suspect and strip him down to evaluate his wounds. Ofc. Garrison attempts to get a medical bag from a nearby patrol vehicle, but could not find one.

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 15 - Review of Ofc. Garrison's BWC

21:42:39 hours, First arrival of SRFD paramedic on scene. Ofc. Garrison secures the less lethal shotgun and a rifle in back of patrol vehicle. Ofc. Garrison is assigned to locate and obtain any witnesses at the scene.

Detective Maldonado later contacted and interviewed the witnesses identified by Ofc. Garrison. Please refer to his supplement for details.

CASE STATUS:
Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 16

SUPPLEMENT: On 08/06/18, at approximately 1600 hours, I was assigned to interview possible witnesses to this incident. Officer Garrison collected the names and contact information of five spectators found near the scene. [redacted] was one of the spectators contacted at the scene and I arranged to meet with him for an interview at SRPD on 08/06/18 at 2100 hours. The interview was conducted at SRPD and it was video/audio recorded with my body worn camera.

The following was what [redacted] said:

*It should be noted that I showed [redacted] an image from Google Maps of Belvedere Street and Verdi Street to assist me in understanding the positions of all parties as described by [redacted]. See attached google maps printout. See attached.

[redacted] stated that as he left for Terra Linda he noticed that there was some police activity at Burger King. Several minutes later, when he returned to the area of Burger King, [redacted] noticed that there was more police and more activity in the area of Burger King. [redacted] was with his girlfriend, and they parked nearby to come see what was going on. They walked on Belvedere Street near a supermarket towards the Verdi Street. [redacted] said that he and [redacted] stood with a small crowd of people that were watching the incident.

I showed [redacted] a printout of a map (attached) and had him draw an "X" to indicate where he was standing at the time of the incident. I noted that [redacted] drew an "X" in the same area as his girlfriend. This area was at the north sidewalk of Belvedere Street west of Verdi Street.

[redacted] stated he saw a sheriff's deputy on the left side and a police officer on the right side. Both were behind cars.

(The sheriff's deputy has been identified as Deputy Jaime Rodarte and the police officer has been identified as Officer Kevin Macdougald. Both will be referred to by their names for the rest of this report.)

[redacted] stated that Deputy Rodarte had a bright orange shotgun. Officer Macdougald had a flashlight but could not see if he was holding a gun. Both were controlling the scene and making sure nobody entered the scene.

Approximately twenty minutes later, a man started walking towards Belvedere Street on Verdi Street. Deputy Rodarte started yelling at the man to stop. The man was later identified as SA-Faramarz Aghazadeh. Aghazadeh did not stop and continued getting closer and closer. Initially, Aghazadeh had his arms down by his side. Deputy Rodarte also yelled something similar to "put the knife down" or "put the weapon down." At this point, [redacted] could only see Aghazadeh's head because a pickup truck was blocking his view.

[redacted] stated that Aghazadeh was walking like "he controlled the situation." [redacted] said Aghazadeh did not appear to be scared.

As Aghazadeh got closer, [redacted] could see that Aghazadeh was holding a knife with his right hand.

Prepared By: 582 MALDONADO, CARLOS
 BODY CAMERA RECORDED

Date: 08/07/2018

Approved By: JB #501

Date: 8/8/18

LB 5/16

S LB 5/19



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 16 -

also noticed that Aghazadeh raised both arms to chest level after the deputy had yelled at him. said that the knife was silver and because there was good lighting he was able to see the glare of it.

Deputy Rodarte yelled "non lethal" and shot at Aghazadeh three times, each time yelling "non lethal." estimated that the distance between Aghazadeh and Deputy Rodarte was approximately fifteen feet at the time the first shot occurred. said that he believed that the "non lethal" rounds did not take effect because Aghazadeh was still standing and did not appear to be in pain. Aghazadeh yelled "motherfucker!" Aghazadeh appeared to be "pissed off" then ran towards Deputy Rodarte. Aghazadeh ran in a zig-zag pattern towards Deputy Rodarte. Aghazadeh got as close to as 3-4 feet from Deputy Rodarte. added that Deputy Rodarte could have pushed Aghazadeh away with the shotgun. said this to indicate how close Aghazadeh got to the deputy. saw Deputy Rodarte walk backwards fast.

became concerned for his own safety because he believed that if Aghazadeh got past the deputy and the officer, he would be coming in his direction. looked at his girlfriend, and noticed that she was in shock. was looking for a direction for him to run towards.

As was looking for a place for him and his girlfriend to run to he heard two gun shots, different sound than the shotgun shots from the deputy. looked back and noticed that Officer Macdougald had moved to the middle of the street. saw Officer Macdougald fire one more shot at Aghazadeh and Aghazadeh fell to the ground. At the time Officer Macdougald fired his final shot, Aghazadeh was facing Officer Macdougald.

I asked if it appeared that Aghazadeh wanted to attack or hurt Officer Macdougald. said "yeah." explained that Aghazadeh was first going after Deputy Rodarte but then turned his body with his arms still up with hands clenched towards Officer Macdougald. could not see the knife at this point. estimated the distance between Aghazadeh and Officer Macdougald to have been approximately ten feet at this point. As Officer Macdougald fired his last shot, Aghazadeh fell to the ground.

At this point, several other officers arrived and attended to Aghazadeh's injuries. Diaz noticed that several officers undressed Aghazadeh and paramedics were on scene quickly providing aid.

stated he would be available for additional questions if needed.

CASE STATUS: Investigations active.

CONFIDENTIAL

Date of Interview:

08/06/18

Witness Name:



SR18-6261

Date of Interview: _____

Witness Name: _____

SR18-6261





SUPPLEMENTAL NARRATIVE:

(Crime scene security)

NARRATIVE:

On Sunday, August 5th, 2018 at about 2100 hours, I received a telephone call at my private residence requesting that I respond to the San Rafael Police Department for a CNT (Crisis Negotiation Team) call out regarding a subject that was in crisis.

While en route to this detail, I was re-contacted on my departmental issued cell phone and told that this incident had turned into an officer involved shooting and I was now needed for the CSI (Crime Scene Investigation) team.

When I arrived at the police station, I was told that I was no longer needed for the crime scene processing, however, I needed to respond to the crime scene for an assignment.

I responded to the scene and was instructed by San Rafael Police Lt. Fink to take up a crime scene security position at 36 Belvedere Street. I responded to this location and stayed there until the scene was completed by the Sonoma County Sheriff's Department.

CASE STATUS: Investigations active.

CONTROL DOCUMENT DO NOT DUPLICATE

Prepared By:
465 LAPLANTE, MARC
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
[Signature] #501

E C Pdf

Date:
8/8/18

Fax:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 18 - ..

SR18-06261

SUPPLEMENT: On 08/06/18, at approximately 1600 hours, I was assigned to interview possible witnesses to this incident. Officer Garrison collected the names and contact information of five spectators found near the scene. [redacted] was one of the witnesses contacted at the scene and I arranged to meet with him for an interview. I contacted [redacted] via telephone to arrange an interview with him. [redacted] wanted to know why he was being interviewed since he did not see anything. [redacted] stated that he had nothing to add because he arrived at the scene after the incident had concluded. [redacted] added that when he arrived he only saw officers standing around. [redacted] said he had nothing else to add.

I also attempted to contact [redacted] via telephone. He did not pick up the phone and I was not able to leave a message. I will supplement this report when [redacted] is interviewed.

CASE STATUS: Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
582 MALDONADO, CARLOS
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
[Signature]

[Handwritten initials]
Date:
8/8/18



INVESTIGATIVE SUPPLEMENT
(Interview of Ofc. Garrison)

On August 6, 2018, at approximately 2215 hours, I interviewed Ofc. Garrison at the police investigations interview room. This room is set up with the IRecord system, to audio and video record. I used my Body Worn Camera as a back up recorder in case there was any malfunction. The following is a summary of my interview. Please refer to the recordings for further details.

Ofc. Garrison's witness statement in summary:

Ofc. Garrison has been a police officer with the San Rafael Police Department since March of 2013. Ofc. Garrison graduated from the Santa Rosa Junior College Police Academy. During his time at the San Rafael Police Department, Ofc. Garrison has primarily been assigned to patrol. Ofc. Garrison was part of the department's Street Crimes Unit (SCU) for approximately one year. Ofc. Garrison has attended training in narcotics, gang identification, and prostitution related fields. Ofc. Garrison completed the county Crisis Intervention Team Training (CIT). This particular training is to provide law enforcement officers with the skills necessary to assist with dealing with people who suffer from mental illness. Ofc. Garrison has also received additional training in Traffic, DUI, and ARIDE (drug and alcohol recognition).

Ofc. Garrison is currently assigned to night shift Team 3 under the supervision of Sgt. Spaletta. On the night of Sunday, August 5, 2018, Ofc. Garrison was working patrol and assigned to beat 3 (Canal Area). The shift supervisor was Sgt. Justin Graham. Ofc. Garrison was wearing his SRPD police uniform, specifically an outer carrier vest. Ofc. Garrison was driving a marked SRPD patrol vehicle, unit 236.

On August 5, 2018, slightly before 2100 hours, Ofc. Garrison stated he responded to the Pet Emergency regarding a report of a subject who was possibly struck by a vehicle and needed medical attention. Ofc. Garrison responded to that location from 119 Nova Albion Way. Ofc. Dodson arrived on scene first, and determined the victim had left, and was last seen walking between cars towards Market Street. Ofc. Garrison recalled the description of the victim to be a Hispanic male wearing a green shirt, and bleeding from the head. Ofc. Garrison stated he would need to review the CAD to refresh his memory on the exact description Ofc. Dodson put out of the victim.

Ofc. Garrison took the Bellam Boulevard exit from US101, drove N/B on Bellam Boulevard, and made a left onto W/B Lisbon Street. As he made a left onto Lisbon, Ofc. Garrison heard Cpl. Piombo advise over the radio that he was out with a "415 physical," or a man fighting with knives, something to that effect. Ofc. Garrison stated Cpl. Piombo advised it was in the area of Lisbon and Verdi.

Description of area:

Upon arrival, Ofc. Garrison saw a homeless man sitting on the corner of Verdi and Lisbon. The homeless man was sitting there watching the suspect. Ofc. Garrison described the area to be heavily populated, with open businesses, and foot traffic. Ofc. Garrison stated it wasn't the most well lit street. Ofc. Garrison stated they utilized their overhead lights from the patrol vehicles. Ofc. Garrison said that it did not appear the suspect had any issues with the flashing lights or spot lights from the patrol vehicles, and that he didn't shield his eyes from the lights. Ofc. Garrison further described that often

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
JG #501

Date: 8/11 8/19/18
Fax:

MCDA
So. Co. Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 19 - INTERVIEW OF OFC. GARRISON

people in this area will sit in their cars and talk on the phone into the late evening hours.

Ofc. Garrison described Cpl. Piombo's tone over the radio as "normal," but he could tell officers needed to respond quickly to that location. As Cpl. Piombo finished his radio transmission, Ofc. Garrison arrived on scene. Ofc. Garrison positioned his patrol vehicle on W/B Lisbon at the intersection of Verdi.

At this point in the interview I showed Ofc. Garrison a color copy of the overhead view of the intersection of Lisbon and Verdi Street. I obtained this copy from Google Maps. Ofc. Garrison recognized the intersection, and was able to show me on the map where he positioned his patrol vehicle the night of the incident. I had Ofc. Garrison place a mark on the map to show me where. Ofc. Garrison marked his patrol vehicle at the limit line of Lisbon, facing W/B towards the intersection of Verdi.

Ofc. Garrison marked on the map where Cpl. Piombo was positioned in his patrol vehicle. According to Ofc. Garrison, Cpl. Piombo was parked on Verdi Street, north of Market, facing N/B towards Belvedere Street.

Ofc. Garrison stated upon his arrival, he immediately saw the suspect standing in the middle of the street, "shadow boxing." Ofc. Garrison could see two sharp objects in the suspects hands. Ofc. Garrison removed his less lethal shotgun from his patrol vehicle. Ofc. Garrison advised other officers over the radio he was deploying the less lethal shotgun.

Ofc. Garrison immediately engaged the suspect and tried to get him to put the knives down. Ofc. Garrison asked the suspect what was going on, in an effort to get him to engage with him. Ofc. Garrison said that the suspect was "barely" responsive. Ofc. Garrison said the suspect would engage with him in conversation for short periods by answering questions. The suspect would then go back to pacing around and waving the knives around in the air.

I asked Ofc. Garrison to describe the suspects demeanor, and what was going on in his own mind. Ofc. Garrison stated, the subject was dancing around in the street with knives and appeared very angry. Ofc. Garrison's first thought was the suspect was under the influence of narcotics, or having a mental episode. Ofc. Garrison said sometimes subjects can display the same symptoms either way. Ofc. Garrison attempted to engage the suspect in de-escalation techniques.

Ofc. Garrison asked him to put the knives down, and used a non-aggressive tone with the suspect. Ofc. Garrison tried to get the suspect to focus on him, and asked him simple questions like what his name was. Ofc. Garrison introduced himself to the suspect as "Mike." The suspect was talking in a low voice, but Ofc. Garrison was able to get the suspect to identify himself as "Ali." Ofc. Garrison addressed the suspect by his first name "Ali," for the remainder of the encounter.

Ofc. Garrison said that suspect appeared to be delusional, and started talking about the government. The suspect stated the government wanted him to be President of the United States, and owed him money. Ofc. Garrison tried to build a rapport with the suspect by asking him questions about the government and the money. Ofc. Garrison told the suspect they were there to help him, and that he needed to put the

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 19 - INTERVIEW OF OFC. GARRISON

knives down.

Ofc. Garrison estimated the suspect was approximately 35-40 feet in front of his patrol vehicle's position. The suspect would pace and walk in a circular pattern estimated to be 15-20 feet in diameter. The closest the suspect got to Ofc. Garrison's patrol vehicle was approximately 2.5 feet. Ofc. Garrison had a clear and unobstructed view of the suspect. Ofc. Garrison described the suspect to be wearing a blue windbreaker and blue jeans.

Ofc. Garrison stated the suspect was talking to himself upon his arrival. Ofc. Garrison stated the suspect understood what he was saying and responded in perfect English. Ofc. Garrison described the suspect to be yelling, cursing, and making violent "slashing" movements with both hands. Ofc. Garrison stated the suspect did not make any direct verbal threats to harm him, but he did demand a couple of times for officers to "just shoot him."

Ofc. Garrison told the suspect that they were not going to shoot him, and that they were there to help him. Ofc. Garrison tried to talk with the suspect in a conversational tone, rather than authoritative. Ofc. Garrison asked the suspect personal questions, that he was able to get the suspect to respond to.

Ofc. Garrison did not recognize the suspect at the time of the incident. Ofc. Garrison's last contact with the suspect was in 2016, and he believed the suspect had lost weight since then. Ofc. Garrison was able to look the suspect up in Rims after the fact. Ofc. Garrison stated his contact in 2016 was for a vandalism report.

Ofc. Garrison immediately identified the suspect to be a potential threat to the public safety. Ofc. Garrison based this on the suspect's aggressiveness, his cursing, and waving two sharp objects in the air. In order to attempt to insure the public's safety, Ofc. Garrison stated that Sgt. Graham requested a perimeter be established, and mutual aid to assist with evacuating people out of the area.

Ofc. Garrison deployed his less lethal shotgun, and Cpl. Piombo eventually moved to his right front passenger side with a less lethal shotgun. Ofc. Garrison believed that Ofc. Dodson had an AR-15 Rifle deployed, and K9 Ofc. Melodia had his dog out. Ofc. Dodson and Ofc. Melodia took over Cpl. Piombo's position on Verdi Street. Sgt. Graham had lethal force deployed near Ofc. Garrison. Ofc. Garrison said that Ofc. Melodia's K9 was barking, and that it appeared to be agitating the suspect. Sgt. Graham recognized this and requested the K9 be quieted or contained.

I asked Ofc. Garrison if at anytime during his interaction with the suspect did he comply with his requests to put the knives down. Ofc. Garrison stated that at one point the suspect told them he wanted to leave. Ofc. Garrison told the suspect that he couldn't leave until he agreed to put the knives down. The suspect asked Ofc. Garrison, "So if I put the knives down you'll leave?" Ofc. Garrison said in an effort to get the suspect to put the knives down he replied, "Yes." The suspect put both knives on the ground at that time. Ofc. Garrison directed the suspect to walk towards them, and the suspect immediately picked up the knives again.

Ofc. Garrison was hopeful for a moment that he was making some progress with the suspect, but he felt

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 19 - INTERVIEW OF OFC. GARRISON

SR18-06261

the suspect's non-compliance was going to continue for a long time. Ofc. Garrison said that the suspect did not appear to be affected or fearful by police presence and the display of lethal and non-lethal weapons. Ofc. Garrison stated the suspect continued to pace in an aggressive manner. The suspect moved in the direction of Ofc. Melodia and Ofc. Dodson's position, and then towards Ofc. Garrison. Ofc. Garrison stated the suspect would pace up the street, and did not appear to be fearful of the police presence, and in fact asked them to "shoot him."

I asked Ofc. Garrison what his state of mind was when Sgt. Graham advised over the radio to use reasonable force necessary to keep the suspect contained within the perimeter. Ofc. Garrison said he was fearful that the outcome was going to be the worst possible scenario. Ofc. Garrison said that based on the suspect's demeanor and aggressiveness, he recognized the de-escalation techniques he was using were not working, and the suspect was not complying. Ofc. Garrison knew they could not let the suspect leave, due to the fact he posed a danger to the community.

Ofc. Garrison engaged the suspect for approximately 30 minutes, and admitted he was getting tired and was trying to think of new ways to engage with the suspect. Ofc. Garrison stated that Cpl. Piombo took over his position and engaged in de-escalation techniques. Ofc. Garrison said that the suspect was responsive to both he and Cpl. Piombo. The suspect asked for a soda and snacks.

Ofc. Garrison said that the suspect started walking down Verdi Street towards Belvedere Street. Sgt. Graham advised over the radio that the suspect was walking towards the units on Belvedere. Ofc. Garrison stated that they started collapsing their perimeter, and moved up to the north east corner building and showed me on the map.

Ofc. Garrison said there were cars parked along the right side of Verdi Street. There were two officers on Verdi St., facing Belvedere St., that were armed, making Ofc. Garrison concerned for crossfire. Ofc. Garrison could see from his position the suspect picking up his pace to a "fast walk." Ofc. Garrison estimated his distance from Dep. Rodarte and Ofc. MacDougald to be approximately 150-200 feet. Ofc. Garrison stated that area of Verdi was pretty dark, but the officer and deputy were back lit from the lighting and that he had a pretty good view.

Ofc. Garrison heard shouting, specifically commands to "STOP," and that things started to happen quickly. Ofc. Garrison heard multiple shots fired from what he believed was a less lethal shotgun. Ofc. Garrison stated it appeared the suspect was struck by the less lethal rounds, and that it slowed him down for a second. Almost immediately after being struck, the suspect started running towards Dep. Rodarte, flailing the knives around.

Ofc. Garrison looked out and saw the suspect "closing in" on Dep. Rodarte, who appeared to be retreating. Ofc. Garrison described the suspect's arms to be waving, and it appeared the suspect was sprinting towards Dep. Rodarte. The suspect was waving the knives in his hands, and appeared to try and stab Dep. Rodarte. Ofc. Garrison said from his vantage point it looked like the suspect got really close to Dep. Rodarte. Ofc. Garrison immediately heard three gun shots fired by Ofc. MacDougald. Ofc. Garrison stated, "Oh Shit," and started sprinting towards the area of the shooting. Ofc. Garrison stated from his view, he wasn't sure if the suspect actually stabbed Dep. Rodarte, but it looked like the

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:

Date:



suspect got within arms distance. From his position, Ofc. Garrison did not see the suspect turn towards Ofc. MacDougald. Ofc. Garrison said everything happened so fast during that time.

As Ofc. Garrison arrived at the intersection of Verdi and Belvedere he saw the suspect on his back with his arms out to his sides. Ofc. Garrison saw a pair of black "scissors" next to the suspect's left hand. Ofc. Garrison kicked the scissors away from him. Cpl. Piombo secured the suspect's left arm, and a MCSO deputy secured the suspect's right arm. The officers immediately started rendering first aid to the suspect, who was moaning on the ground. They removed clothing and started dressing the suspect's wounds.

Ofc. Garrison ran to the patrol vehicle to retrieve a medical bag, but could not get the trunk open. Ofc. Garrison saw that a San Rafael Fire paramedic was on scene and triaging.

Ofc. Garrison was assigned to get witness information and statements. Ofc. Garrison saw a group standing nearby on Belvedere Street, and obtained witness information.

Ofc. Garrison's observations of Dep. Rodarte immediately after the shooting, was that he was breathing heavily, possibly in shock, and mildly panicked. Ofc. Garrison stated Ofc. MacDougald stepped back and was standing by himself. Everyone appeared to be in a state of shock.

In going over what Ofc. Garrison heard from Ofc. MacDougald and Dep. Rodarte prior to the shots fired, he stated that the commands to STOP were loud, and that he could hear the strain in their voice. Ofc. Garrison did not remember hearing "less lethal," but his adrenaline was up and his heart rate was up.

In regards to fear for Ofc. Garrison's own safety and that of his colleagues, Ofc. Garrison said that when the suspect headed towards Belvedere and he heard the shots, he was fearful one of his friends got hurt. As for his own safety, Ofc. Garrison said that he knew pretty early on that the suspect was not going to comply based on his aggressive behavior. Ofc. Garrison stated that Sgt. Graham repositioned his patrol vehicle so that the doors provided a shield/barrier when opened. Ofc. Garrison stated by doing this it provided an obstacle for the suspect to overcome.

Ofc. Garrison stated the suspect did get close to his patrol vehicle a couple of times during his encounter with him. Ofc. Garrison stated that the suspect would be able to gain distance quickly, and that he was prepared to have to use his less lethal shotgun to neutralize him if necessary. From that distance, Ofc. Garrison did feel his safety was in jeopardy. Ofc. Garrison stated he would've had a narrow window to discharge his shotgun based on the proximity to the suspect's location.

Ofc. Garrison stated the suspect was yelling and cursing at him upon his first contact. Ofc. Garrison felt the suspect knew they were the police. Ofc. Garrison identified himself to the suspect as the San Rafael Police and that they were there to help him.

Ofc. Garrison stated that during the encounter, it was suggested to have the suspect pull his jacket up to be able to see his waistband for any other weapons. Ofc. Garrison said the suspect did comply, and a



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 19 - INTERVIEW OF OFC. GARRISON

Page 51

SR18-06261

pen was seen in his back pocket. Ofc. Garrison was not able to see the suspects front waistband area.

Ofc. Garrison told me that during the encounter with the suspect, he wasn't just waving the knives in a "windmill" fashion. Ofc. Garrison felt that the movements suggested it was more of a martial arts dance. Ofc. Garrison stated the suspect may have had experience, as demonstrated in his lateral and vertical strikes, along with his footwork. Ofc. Garrison stated he himself had completed knife fighting training in the US Marines, and he recognized the movements of the suspect to be similar to his training.

This concluded my interview of Ofc. Garrison.

CASE STATUS:

Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
448 REESE, RONDA

Date:
08/07/2018

Approved By:

Date:

BODY CAMERA RECORDED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 20 - Radio Transmissions

ADDITIONAL PROPERTY

Item #2, Status: Evidence
SE1 - 1 Radio Transmissions

NARRATIVE:

Sometime in the early morning hours of 08/06/18, I requested the entire radio transmissions of this event. Dispatcher Peggy Ruge provided me with three copies. I gave two copies to the Sonoma SO investigators and booked the third as SE1.

Case Status: Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
475 EBERLE, SCOTT
 BODY CAMERA RECORDED

Date:
08/07/2018

Approved By:
[Signature] #501

Date:
8/10/18

E	C	S/11	PDF
Fax:			

MCDA
So. Co Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 21

SUPPLEMENTAL:

On 08/07/2018, at approximately 1726 hours, I was dispatched to MGH to relieve Cpl Mathis of hospital duty. Cpl Mathis was assigned to guard (SA) Faramarz Aghazadeh. I arrived at the location and met with Cpl Mathis.

I stood by and assisted Cpl Mathis in securing Aghazadeh to his hospital bed. Cpl Mathis then left and I took over guard duties for the next several hours.

At approximately 2005 hours, I was relieved of hospital guard duty by Cpl Bellamy. Aghazadeh did not make any spontaneous statements regarding the incident in my presence. I spoke with (M) prior to leaving. was Aghazadeh's attending nurse at this time. informed me that there is no attending doctor for Aghazadeh during the evening shift but that doctors were available on an on call basis if needed. I asked about Aghazadeh's condition.

CASE STATUS:

Attach to narrative.

CONFIDENTIAL DOC DO NOT DUPLICATE

Prepared By: 538 CHIU, EDWARD
 BODY CAMERA RECORDED

Date: 08/07/2018

Approved By: JB #501

Date: 8/8/18

Fax:



Supplemental Narrative:
(Hospital Guard)

Assignment Date/Time: 08/07/18 @ 0230 hrs to 0500 hrs

On the above listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, Intensive Care Unit (ICU), room #2126 to monitor Faramarz Aghazadeh. It should be noted that during this time, His attending nurse, entered the room on a few occasions to tend to Aghazadeh.

I was relieved by Cpl Mathis at 0500 hrs.

Assignment Date/Time: 08/07/18 @ 2000 hrs to 2230 hrs

On the above listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, ICU, room #2126 to monitor Aghazadeh. It should be noted that Aghazadeh was conscious during this time. He, at times, yelled out, "Baba" or "Allah," but did not speak directly to me.

Aghazadeh's attending nurse was again Prior to being relieved, I asked the MCJ. She replied, "No."

She attended to Aghazadeh's needs periodically. if Aghazadeh was in a condition in which he could be taken to

I was relieved by Ofc Adams.

Case Status: Forward to Investigations

ORIGINAL DOES NOT DUPLICATE

Prepared By:
518 BELLAMY, JAMES
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:
JB #501

SEARCHED	INDEXED	SERIALIZED	FILED	DATE: 8/10/18
				TIME: 8/11 AM

MCD
So. Ca Sheriff



Supplemental Narrative:
(Hospital Guard)

Assignment Date/Time: 08/07/18 @ 2121 hrs to 0028 hrs

On the above listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, Intensive Care Unit (ICU), room #2126 to monitor Faramarz Aghazadeh. It should be noted that during this time, His attending nurse, entered the room on a few occasions to tend to Aghazadeh.

I was relieved by Ofc. Schikore.

Assignment Date/Time: 08/07/18 @ 2230 hrs to 0157 hrs

On the above listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, ICU, room #2126 to monitor Aghazadeh. It should be noted that Aghazadeh was conscious during this time. He mumbled and made noises, but said nothing that I could understand.

Prior to being relieved, I asked if Aghazadeh was in a condition in which he could be taken to the MCJ. She replied, "No."

I was relieved by Ofc Schikore.

Case Status: Forward to Investigations

ORIGINAL DO NOT DUPLICATE

Prepared By:
552 ADAMS, ELISHA
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

[Signature]
526

Date:

8-20-18
8/21

nicat
memalo 50



INVESTIGATIVE SUPPLEMENT

On 8/6/18 at approximately 1900 hours, I spoke to SRPD K-9 Officer Melodia about his recollection of events that occurred on 8/5/18 starting at approximately 2106 hours, when his BWC was activated. The interview was recorded via my BWC. Per SRPD policy when officers are involved in an OIS (Officer Involved Shooting), a detective from Investigations will often be assigned to interview the parties involved in the critical incident.

Officer Melodia explained to me that a few minutes earlier in the evening he had responded to a report of an unwanted person on a boat at 557 Francisco Blvd. E. The RP, [redacted], had called SRPD and requested police respond to his boat to deal with an unwanted person, [redacted] (Incident #: 180805089). Upon Officer Melodia's arrival he determined the unwanted person had already left the area. According to [redacted] the subject left the area walking towards Francisco Blvd. E. Officer Melodia recalled the suspect was described by [redacted] as a Hispanic male wearing a green sweatshirt.

Immediately after clearing the call, SRPD received a report from the Pet Emergency Hospital (901 Francisco Blvd. E.) just a few blocks away. The RP, [redacted] reported a subject came into the hospital and reported he had been a victim of a hit and run traffic collision (Incident #: 180805092). Officer Melodia and Corporal Aaron Piombo were leaving 557 Francisco Blvd. E. and headed to the area of the animal hospital. Officer Melodia recalled only being approximately a half block behind Corporal Aaron Piombo when the two arrived in the area. Officer Melodia said Corporal Aaron Piombo started circulating the area looking for the collision, when Officer Melodia heard Corporal Aaron Piombo broadcast over the radio, he had located a "415 physical" (fight in progress) and that one of the suspects was wielding knives. Officer Melodia responded to the area of Market and Verdi St. via an alleyway that runs between Kovak Auto Repair and Burger King.

Officer Melodia located an SRPD patrol car parked in the roadway at Market St. and Verdi St. Officer Melodia did not see an officer in the driver's seat but guessed there may have been someone in the passenger seat of the patrol car. Officer Melodia remembered seeing a silhouette of a person but did not know what officer was positioned there.

Officer Melodia drove his marked SRPD patrol SUV on the sidewalk fronting Anthony's Auto Body, parked and exited his patrol car. Officer Melodia obtained the dog harness from the rear of his patrol car and fitted his K-9, Ares, placing him on a leash. Officer Melodia could see the suspect, later identified as, Famarz Aghazadeh, pacing in the roadway at the Lisbon St. and Verdi St. intersection. Officer Melodia explained to me that it appeared Aghazadeh was possibly under the influence of a CNS stimulant. Officer Melodia came to this determination from his years of police training and experience. The signs Officer Melodia observed were Aghazadeh's consistent pacing, walking in large circles, shaking of his arms and hands, the erratic movements with the knives he was holding, as well as, the fact Aghazadeh was dismissing Officer Michael Garrison who was trying to engage Aghazadeh in a simple conversation. Garrison was asking Aghazadeh basic questions, such as, his name, where he lived, how old he was, and repeatedly asked Aghazadeh to drop the knives he was holding in his two hands.

Prepared By:
433 MATHIS, MICHAEL
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

[Signature] #501 E C 8/11 Pdf 8/18/9/18

Date:
8/18/9/18

Fax:

MCDA
SO. Casheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 24 - Officer Melodia interview

Officer Melodia was clearly able to see that Aghazadeh was holding two knives. Officer Melodia described them as having six-inch blades and the knives were silver in color. Officer Melodia said Aghazadeh was waving the knives in circular motions similar to a martial artist doing "kata".

Officer Melodia is trained as a C.I.T. (Crisis Intervention Team member) and is able to recognize someone suffering mental health crisis. Officer Melodia said Garrison was attempting to de-escalate Aghazadeh by talking to him calmly, not being confrontational, and trying to comply with all of Aghazadeh's abnormal requests of speaking to the president, or someone in the white house, or wanting to fly to Atlanta to see a woman. Officer Melodia recognized these techniques that Garrison was using as a form of de-escalation from his C.I.T. training.

Officer Melodia also told me that Sergeant Graham requested Officer Melodia place his K-9, Ares back into the patrol car because Ares was barking incessantly and Graham felt the barking would not help de-escalate the situation. A few seconds later, Officer Melodia heard Graham call for either Officer "Dodson" or a "dog". Officer Melodia took the canine back out of the patrol car and attempted to ascertain if Graham wanted the canine at his location (Lisbon St. and Verdi St.). Officer Melodia maintained his perimeter position with the police canine on leash for the remainder of the incident.

At one point in Garrison's negotiations with Aghazadeh, Officer Melodia heard Aghazadeh tell the police, "JUST SHOOT ME!". Officer Melodia also recalled hearing Sergeant Graham broadcast Aghazadeh's request for the police to shoot him.

Officer Melodia said Garrison started talking to Aghazadeh about his family and he heard Aghazadeh say he had a son named, "Junior". Aghazadeh at one point bent over at the waist and placed both knives down on the street. Aghazadeh slowly stood up, just before becoming erect, Aghazadeh bent back over and armed himself with both knives, grasping them in his two hands.

Aghazadeh continued to walk in circles in the middle of the intersection and pace back and forth. Occasionally, Aghazadeh would walk north on Verdi St. towards Belvedere St., turn back around and come back to the Lisbon and Verdi St. intersection.

Officer Melodia described the night as a clear, warm, dark evening. The intersection at Lisbon St. and Verdi St. was illuminated by street lights and the white lights of the patrol cars parked on Lisbon St.

Officer Melodia said at one point, Corporal Aaron Piombo took over speaking to Aghazadeh. Officer Melodia could not recall what Corporal Aaron Piombo was saying to Aghazadeh but Corporal Aaron Piombo's tone of voice was calm.

Officer Melodia watched Aghazadeh turn and walk northbound on Verdi St. for a third time towards Belvedere St. Officer Melodia distinctly remembered that Aghazadeh quickened his pace as he approached the perimeter units at Market St. and Belvedere St. Aghazadeh did not turn back around this time as he had done before.

Officer Melodia moved from his position of cover and started northbound as well as on the western

Prepared By:
433 MATHIS, MICHAEL

Date:
08/08/2018

Approved By:

Date:

BODY CAMERA RECORDED



sidewalk of Verdi St.

Officer Melodia heard someone yell, "LESS LETHAL!" followed by the sound of a less lethal shotgun round being fired. Officer Melodia now quickened his pace. Officer Melodia heard three additional, "LESS LETHAL!" commands each followed by a round being fired. After the fourth consecutive shotgun round fired, Officer Melodia heard louder gun fire which he equated to someone firing a handgun. Officer Melodia was now running on the sidewalk. He could see two figures standing in the roadway, who were later identified as Officer MacDougald and MCSO Deputy Jaime Rodarte. Officer Melodia stepped into the roadway and saw Aghazadeh lying in the roadway.

Officer Melodia took up a position on Belvedere St. on the south west corner of Verdi St. Officer Melodia's dog was barking, repeatedly. Sergeant Graham asked Officer Melodia to secure his dog in his patrol vehicle. Officer Melodia left and returned to the shooting scene a few minutes later.

Officer Melodia said he checked surrounding businesses for broken glass, damage, or additional victims of gun fire and he did not locate any.

Officer Melodia contacted Garrison who had contacted a group of witnesses. Officer Melodia contacted a witness, who had just arrived at the scene of the shooting. Using an AT&T translator #260535. said he had seen the police lights from a distance and walked closer to see what was happening. did not hear any gun fire and arrived only after Aghazadeh was already on the ground. told Melodiza all he saw was that the police were "touching" him. had nothing else to add.

I asked Officer Melodia what he felt would have happened if Aghazadeh escaped the perimeter. Officer Melodia felt that Aghazadeh would have harmed someone on the street with the knives. For the safety of the public as well as Aghazadeh, he needed to be taken into custody for the general public's safety.

This concluded my interview with Officer Melodia.

CASE STATUS: Investigations Active

COPIED TO DOC NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 25

ADDITIONAL PERSONS

Witness -

SUPPLEMENT: On 08/08/18, at approximately 0800 hours, I contacted [redacted], a possible witness to this incident. I obtained his name from a list of bystanders who were identified by Officer Garrison. [redacted] could not meet in person but provided a statement via telephone. The statement was recorded with my body worn camera. He stated the following:

[redacted] stated that he was originally standing near More 4 Less (Bellam Blvd) and Western Union (Lisbon Street) when he noticed that there was police activity near Burger King. [redacted] saw the flashing lights from the police cars and an ambulance. [redacted] stated that he did not see what was going on because he was approximately 200 meters away and could not hear anything.

[redacted] then walked to Belvedere Street to the area where there were a lot of people standing and watching. [redacted] stated that upon arrival, he saw a male subject on the ground with his shirt off. Officers were already around the subject. Soon thereafter, an ambulance arrived and took the subject. [redacted] did not hear gunshots and was not sure what had occurred.

[redacted] did not add anything else.

CASE STATUS: Investigation Active.

CONTROLLED DOCUMENT NOT DUPLICATE

Prepared By: 582 MALDONADO, CARLOS
 BODY CAMERA RECORDED

Date: 08/08/2018

Approved By: T. Berninger #501

Date: 8/8/18
LB 9B LB 89



Investigative Supplement

(Prior contact with Aghazadeh's

On 2/8/18 around 1600 hours, Faramarz Aghazadeh's sister, _____ called the non emergency line looking for assistance. She called to report she had not heard from her brother in a while and she was concerned about his welfare.

While talking to _____, I looked under Faramarz's name. I found officers made contact with him at Whole Foods on 2/06/18. Please refer to case SR18-01011. In this case, Faramarz supposedly shoplifted a few items and got into a physical fight with a security guard. The report ended up just being documentation as the security guard did not want to press charges.

I told _____ that officers made contact with him just two days prior to her call. Since Faramarz is listed as mentioned only in the report, I was only able to give _____ very limited information.

_____ then asked me to put her contact information under Faramarz's record in case a family member ever needed to be contacted. She also asked me to let the officers know of her brothers mental illness, because he is not taking care of himself.

Since _____ was so concerned about her brother and his mental state, I wanted to have some type of documentation for the safety of both Faramarz and our officers. Under Faramarzs' person's record, under comments, I wrote _____ I made this entry based solely on what _____ told me. I did not enter this information under officer safety as we had no record of any aggressive contacts with Faramarz towards our officers.

CASE STATUS: Investigations Active.

CONTROL DOCUMENT DO NOT DUPLICATE

Prepared By:
463 BRACKEN, LYNNE
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:
[Signature]

Date:
8/8/18

[Handwritten notes and stamps]



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 27 - Review of Deputy Rodarte BWC

SUPPLEMENT: On 8-7-2018, the San Rafael Police Department Investigations was provided the BWC of the Marin County Sheriff's Deputies that were on scene. I reviewed Deputy Rodarte's BWC in its entirety. I noted that their BWC time is in Zulu time or known as UTC, Universal Time Coordinated.

Deputy Rodarte arrived in the Burger King parking lot located at 969 Francisco Blvd E. at approximately 4:11:34 hours. Deputy Rodarte approached a Deputy at a patrol car on Lisbon and Verdi Streets. Deputy Rodarte was instructed to take a perimeter position on Belvedere Street at Verdi Street. Deputy Rodarte got back in his patrol vehicle and drove through the alleyway that runs between Lisbon Street at Belvedere Street.

Deputy Rodarte arrived at that location at 4:13:20 hours. Deputy Rodarte deployed his less than lethal shotgun after discussing it with Officer MacDougald. Officer MacDougald stated he would be on lethal cover. Deputy Rodarte took cover in front of a parked car on the S/E corner of Belvedere Street and Verdi Street to avoid cross fire with the officers at the other end of the street. While holding their position, Deputy Rodarte moved citizens from the area.

At approximately 4:17:20, hours Deputy Rodarte moved his patrol vehicle to block traffic on Belvedere Street. Deputy Rodarte left his overhead emergency lights activated after moving his vehicle. Officer MacDougald then moved his car to block the other side of Belvedere Street at Verdi Street to prevent vehicle traffic. Officer MacDougald turned off his emergency lights.

Both Deputy Rodarte and Officer MacDougald take up their original positions on either side of Verdi Street behind a parked vehicle. At 0419 hours, Deputy Rodarte expressed to Officer MacDougald, "He put the knife down, he put 1 of them". Based on that statement Deputy Rodarte was aware that the subject was armed with more than one knife.

At 0420 hours, Officer MacDougald requested an additional unit to their location.

At 0422 hours, I could hear radio traffic that the subjects first name was Ali.

At 0424 hours, I could hear radio traffic from Sgt. Graham that the subject was demanding we shoot him.

At 0426 hours, I could hear radio traffic that the subject had put a knife down but had picked them back up.

At 0427 hours, Deputy Rodarte requested an additional unit to his location.

At 04:31:43 hours, I could hear Deputy Rodarte tell Officer MacDougald, "He's headed this way, he's headed this way!"

At 04:31:49 hours, I could hear radio traffic that the subject turned back around.

At 04:37:42 hours, Officer MacDougald request an additional unit because a crowd was forming behind them.

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:
[Signature]

Date:
8/8/18

[Handwritten initials and marks]



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE — SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 27 - Review of Deputy Rodarte BWC

At 0438 hours, Deputy Rodarte expressed to Officer MacDouglad that they need another unit to their location.

At 04:39:25 hours, I heard Deputy Rodarte say out loud to Officer MacDouglad that the subject was headed their way. Sgt. Graham said over the radio that the subject was headed to Belvedere Street.

At 04:39:55 hours Deputy Rodarte screamed, "Ali stop, stop, Ali stop, stop, you are gonna get shot, stop!"

Deputy Rodarte yelled out, "Less Lethal" and fired his first less than lethal round at 04:40:02 hours. Deputy Rodarte repeated his command of, "Less lethal" and deploys a second round. Deputy Rodarte repeated, "Less lethal" and deploys a third round at 04:40:06 hours.

At 04:40:07 hours, the subject screamed, "Ah, mother fucker!" and charged Deputy Rodarte. Deputy Rodarte fired a fourth round as the subject is charging at him and Deputy Rodarte begins to retreat backwards. Based on Deputy Rodarte's BWC it is hard to see actual distance between Deputy Rodarte and the subject, but the distance between appeared to be a little wider then the letters "STOP" painted on the street.

At 4:40:08 hours, Officer MacDougald began to close distance on the suspect. At 4:40:10 hours, Officer MacDougald fired his first round. At 04:40:11 hours, Officer MacDougald fired a second round. At 04:40:12 hours, I could see the suspects body going towards Officer MacDougald. Officer MacDougald fired his third and final round.

Several officer's and deputies arrived at the intersection of Belvedere and Verdi Streets. At 04:41:27 hours, Deputy Rodarte verbalized that he saw one knife and one scissor on the ground and points them out to other officers.

Deputy Rodarte then turns off his BWC at 04:41:27. A copy of the BWC was later placed into SRPD evidence.

CASE STATUS: Investigations active.

CONTROL DOCUMENT DUPLICATE

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 28 - Review of Officer MacDougald's BWC

SUMMARY: On 8-8-2018, I reviewed Officer MacDougald's BWC in its entirety. Officer MacDougald activated his BWC at 21:25:57 hours as he took a position on Verdi Street and Belvedere Street.

At approximately 2128 hours, Officer MacDougald told a citizen in a stern authoritative voice to leave the area.

While reviewing Officer MacDougald's BWC I could not hear much radio traffic. I know from working with Officer MacDougald for many years that he wears an ear piece that allows him to hear radio traffic directly in his ear. I also saw Officer MacDougald after the incident while still in uniform and saw that he had an ear piece in.

At approximately 2132 hours, Deputy Rodarte said, "He's headed this way, he's headed this way."

At approximately 2137:38 hours, Officer MacDougald requested an additional unit to their location because a crowd was developing and they needed help.

At 2139 hours, Officer MacDougald again told a citizen in a stern authoritative voice to leave the area as he walked towards the other side of Belvedere Street.

At 2139:36 hours, Deputy Rodarte told Officer MacDougald, "He's headed this way."

At 2139:57 hours, Officer MacDougald asked over the radio, "Can we use the dog? We only have two of us here, we need some help or the dog, or something."

At 2140:08 hours, Officer MacDougald said, "Ali stop!" At 2140:11 hours, Officer MacDougald said, "Stop man!" Deputy Rodarte then deployed three less than lethal rounds from his shot gun.

The suspect then screamed, "Ah, Motherfucker!" and charged at Deputy Rodarte. Deputy Rodarte shot one more less lethal round during the suspect's attack.

Officer MacDougald then stepped towards the suspect as he charged at Deputy Rodarte. As Deputy Rodarte retreated, Officer MacDougald fired his first lethal round at 2140:21 hours. His second lethal round was fired at 2140:23 hours, and his third lethal round was fired at 2140:24 hours.

Officer MacDougald backed away from the suspect as several officers and deputies arrived to tend to the suspect.

As Officer MacDougald stood off to the side he was approached by Deputy Rodarte. Deputy Rodarte asked Officer MacDougald if he was okay. Officer MacDougald then asked Deputy Rodarte if he was okay. Deputy Rodarte responded, "Yeah, went fast!"

Deputy Rodarte then said, "Happened so fast!" Officer MacDougald said, "You emptied that thing." I believe he was referring to his less lethal shotgun. Deputy Rodarte said, "That's all I could do!"

Prepared By: 526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date: 08/08/2018

Approved By: JB 4501

Date: 8/8/18

MCOA
Sonoma Co S.O.

E	CVB	DAF	8/8/18
	591		10/6/19
Fax:			



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 28 - Review of Officer MacDougald's BWC

SR18-06261

Officer MacDougald then turned his BWC off at 21:47:10hours.

CASE STATUS: Investigations active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

Date:



SUMMARY: On 8-8-2018, I reviewed Officer MacDougald's BWC in its entirety. Officer MacDougald activated his BWC at 21:25:57 hours as he took a position on Verdi Street and Belvedere Street.

At approximately 2128 hours, Officer MacDougald told a citizen in a stern authoritative voice to leave the area.

While reviewing Officer MacDougald's BWC I could not hear much radio traffic. I know from working with Officer MacDougald for many years that he wears an ear piece that allows him to hear radio traffic directly in his ear. I also saw Officer MacDougald after the incident while still in uniform and saw that he had an ear piece in.

At approximately 2132 hours, Deputy Rodarte said, "He's headed this way, he's headed this way."

At approximately 2137:38 hours, Officer MacDougald requested an additional unit to their location because a crowd was developing and they needed help.

At 2139 hours, Officer MacDougald again told a citizen in a stern authoritative voice to leave the area as he walked towards the other side of Belvedere Street.

At 2139:36 hours, Deputy Rodarte told Officer MacDougald, "He's headed this way."

At 2139:57 hours, Officer MacDougald asked over the radio, "Can we use the dog? We only have two of us here, we need some help or the dog, or something."

At 2140:08 hours, Officer MacDougald said, "Ali stop!" At 2140:11 hours, Officer MacDougald said, "Stop man!" Deputy Rodarte then deployed three less than lethal rounds from his shot gun.

The suspect then screamed, "Ah, Motherfucker!" and charged at Deputy Rodarte. Deputy Rodarte shot one more less lethal round during the suspect's attack.

Officer MacDougald then stepped towards the suspect as he charged at Deputy Rodarte. As Deputy Rodarte retreated, Officer MacDougald fired his first lethal round at 2140:21 hours. His second lethal round was fired at 2140:23 hours, and his third lethal round was fired at 2140:24 hours.

Officer MacDougald backed away from the suspect as several officers and deputies arrived to tend to the suspect.

As Officer MacDougald stood off to the side he was approached by Deputy Rodarte. Deputy Rodarte asked Officer MacDougald if he was okay. Officer MacDougald then asked Deputy Rodarte if he was okay. Deputy Rodarte responded, "Yeah, went fast!"

Deputy Rodarte then said, "Happened so fast!" Officer MacDougald said, "You emptied that thing." I believe he was referring to his less lethal shotgun. Deputy Rodarte said, " That's all I could do!"



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 28 - Review of Officer MacDougald's BWC

SR18-06261

Officer MacDougald then turned his BWC off at 21:47:10hours.

CASE STATUS: Investigations active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

Date:



SUPPLEMENTAL NARRATIVE

(Security of suspect at MGH for 08/08/18 dayshift.)

ADDITIONAL PERSONS

Mentioned

NARRATIVE: On 08/08/18 at approximately 0500 hours I responded to the ICU at MGH and relieved Ofc. Schikore who was providing security for the suspect in this case, Faramarz Aghazadeh.

I spoke with Aghazadeh's current registered nurse, "Genel." She stated that Aghazadeh was [redacted], and was not fit to be transported to jail. Aghazadeh complained about the tightness of his handcuffs and I adjusted and loosened them for him. I did not question Aghazadeh at all and he did not make any statements to me regarding the case.

At approximately 0900 hours an MGH employee advised that someone claiming to be Aghazadeh's sister had called inquiring about him. The employee advised that they did not confirm nor deny him being at the hospital, as per their policy. I called Detective Cpl. Reese who advised she was in charge of being a liaison to the family. I provided Det. Cpl. Reese with Aghazadeh's current status.

At approximately 1440 hours an MGH employee advised me that a mental health practitioner from Marin Health and Human Services by the name of [redacted] was asking if he could see Aghazadeh. I informed [redacted] that Aghazadeh was currently sleeping but that I could call a supervisor and see if he would be allowed to do so. I called Det. Cpl. Reese. As I was calling Det. Reese, [redacted] stated he would check in later since Aghazadeh was sleeping. [redacted] left. I informed Det. Cpl. Reese of this development. My interaction with [redacted] was captured on my body camera.

CONTROL ROOM DUPLICATE

Prepared By: 534 AUGUSTYN, ANTHONY
 BODY CAMERA RECORDED

Date: 08/08/2018

Approved By: [Signature]

Date: 8/10/18

Fax: _____

MCDA
So. Co. Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

**SUPPLEMENT 29 - Security of suspect at MGH for
08/08/18 dayshift.**

CONTROL DOC DO NOT DUPLICATE

At approximately 1715 hours Ofc. Finerty arrived to relieve me. I advised him of the aforementioned information and the need to keep Sgt. Berringer informed of any changes in Aghazadeh's condition.

Please attach this supplement to the original case.

CASE STATUS: Investigations active.

Prepared By:
534 AUGUSTYN. ANTHONY
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

Date:



PATROL SUPPLEMENT
(Victim/Witness Statement)

NARRATIVE:

On 08-05-18 at 2104 hours, I witnessed a subject swinging his arms around and he had a knife and scissors in his hands. The subject was later identified as Famarz Aghazadeh. The events were captured on my body worn camera. I was later interviewed by SRPD Detective Corporal Cleland regarding my actions and observations during this incident and the events leading up to the Officer Involved Shooting. Refer to Corporal Cleland's supplemental report for further information.

CASE STATUS:

Investigations Active.

CONTROLLED DOC DO NOT DUPLICATE

Prepared By:
499 PIOMBO, AARON
 BODY CAMERA RECORDED

Date:
08/08/2018

Approved By:

B #1501

8/11 8/11

Date:
8/10/18

MCDA
So. Co. Sheriff

Fax:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 31 - Security of suspect 08/08/2018 Nightshift

SR18-06261

Supplement
(Security of suspect)

On 08/08/2018 at approximately 1700 hours, I was assigned to be with Faramarz Aghazadeh at the Marin General Hospital.

Upon arrival, I contacted and relieved Ofc. Augustyn of his duties. From 08/08/2018 1700 hours to 08/09/2018 0500 hours, I stayed in the room with Aghazadeh. Aghazadeh never awoke and did not say anything. Marin General Hospital surgeon advised me that Aghazadeh was unable to be booked at the Marin County Jail due to his condition.

On 08/09/2018 at approximately 0500 hours, I was relieved by Ofc. Camins.

Case Status:

Investigations Active.

CONTROL
DOC DO NOT DUPLICATE

Prepared By:
591 FINERTY, KEVIN
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:
[Signature]

E	C	8/11	PDF	8/10/18
				S

MCDA
SO. Co. Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 32 - Involved MCSO Deputies BWC in Evidence

ADDITIONAL PROPERTY

Item #4, Status: Evidence
GR1 - 1 Bwc Footage From Deputy Rodarte

Item #5, Status: Evidence
GR2 - 1 Bwc Footage From Deputy Litle

Item #6, Status: Evidence
GR3 - 1 Bwc Footage From Deputy Dawson

Item #7, Status: Evidence
GR4 - 1 Footage From Sgt. Schneider

INVESTIGATIONS SUPPLEMENT

On 08/09/18, I was instructed to make copies of the body worn camera footage from the Marin County Sheriff's Deputies which were on scene during this incident.

I placed the footage belonging to Deputy Rodarte, Deputy Dawson, Deputy Litle, and Sergeant Schneider into SRPD evidence.

STATUS: Investigations, active.

CONTROL DOCUMENT DO NOT DUPLICATE

Prepared By:
587 RANTISSI, GINO
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:
[Signature]

8/11	8/9/18
	5

M.C.D.A.
So. Co. Sheriff



ADDITIONAL PERSONS

Address: 250 Bon Air Rd, Greenbrae, CA
Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Address: 250 Bon Aire, Greenbrae, CA
Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

INVESTIGATIVE SUPPLEMENT

On 8/6/18 at approximately 0630 hours, I arrived at Marin General Hospital's Intensive Care Unit, room 2126, to relieve Detective Ryan DeMarta, who was on guard duty watching Aghazadeh.

At approximately 1400 hours, I spoke with MGH and asked him about Aghazadeh's medical condition. Arora explained to me that Aghazadeh's injuries needed additional medical care and medical observation. Aghazadeh was not able to be medically cleared due to his severe injuries.

Aghazadeh was unconscious and slept for the majority of the time I was on guard duty. Occasionally Aghazadeh would be woken by the nurse or doctor for treatment.

I was relieved by Officer Anthony Augustyn at 1700 hours.

On 8/7/18 at approximately 0500 hours, I responded to MGH, ICU, room 2126, and relieved Corporal James Bellamy who was on guard duty. Aghazadeh was still asleep and unconscious.

Throughout my observation of Aghazadeh on 8/7/18, Aghazadeh still could not speak.

At 1130 hours, I spoke to MGH, and asked him about Aghazadeh's medical condition.

Prepared By: 433 MATHIS, MICHAEL
 BODY CAMERA RECORDED

Date: 08/09/2018

Approved By: JB #501

Date: 8/9/18

E	C	8/11	Pdf	8/9/18
Fax:				5

MCOA
So. Co Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE — SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 33 - Medical Personnel at MGH

CONTROL DOC DO NOT DUPLICATE

CASE STATUS: Investgations Active

Prepared By:
433 MATHIS, MICHAEL
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 34 - SRFD/ Medic interviews

ADDITIONAL PERSONS

Witness - MOREL, JOSEPH

Address: 1039 C St, San Rafael, CA 94901
Business Name/Adrs: San Rafael Fire Department, 1039 C Street, San Rafael, CA 94901 - 485-3304

Mentioned - LANDAVERDE, ANGEL

Address: 1039 C St, San Rafael, CA 94901 - 485-3304
Business Name/Adrs: San Rafael Fire Department, 1039 C St, San Rafael - 485-3304

Mentioned - AINSWORTH, RANDALL

Address: San Rafael Fire Department 1039 C St, San Rafael, CA 94901
Business Name/Adrs: Srfd, San Rafael, CA 94901

Mentioned - SUTHERLIN, DANIEL

Business Name/Adrs: San Rafael Fire Dept., 1039 'c' Street, San Rafael, CA 94903 - 485-3143

Mentioned - VADON, TRINA

Address: San Rafael Fire Department 1400 Fifth Ave, San Rafael, CA 94901 - 415-485-3000

Mentioned - COBB, MATTHEW

Address: Central Marin Fire
Business Name/Adrs: Central Marin Fire Department

INVESTIGATIONS SUPPLEMENT

On 8/7/18 at approximately 0906 hours, I reached out by email to San Rafael Fire and the Central Marin Fire Department personnel that staged at the scene, treated Aghazadeh, and transported him to MGH. Throughout the remainder of the day I was contacted by the following SRFD personnel and a summary of their statements.

I spoke to SRFD Paramedic Angel Landaverde by telephone. Landaverde said he had arrived at the scene and staged with other firefighters on Lisbon St. at Bellam Blvd. Landaverde said after Aghazadeh was shot he responded to Aghazadeh's location on foot and was the first paramedic to arrive and begin

Prepared By:
433 MATHIS, MICHAEL
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:
JB #501

Date: 8/9/18

MCDA
So. Co. Sheriff

Fax:

5

CONTROL DOCUMENT NOT TO BE DUPLICATED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 34 - SRFD/ Medic interviews

treating Aghazadeh's injuries. He said there were police applying pressure to Aghazadeh's injuries.

Landaverde quickly triaged Aghazadeh who was having difficulty breathing. Once in the ambulance Aghazadeh requested water and said nothing else to him about what happened.

I spoke to SRFD Captain Randall Ainsworth by telephone. Ainsworth told me he drove the ambulance to MGH once Aghazadeh was loaded onto a gurney. Ainsworth never heard Aghazadeh say anything to anyone. Ainsworth said there were three paramedics treating Aghazadeh, Landaverde, Morel, and Vadon.

I spoke to SRFD Paramedic Joseph Morel by telephone who treated Aghazadeh in the back of the ambulance on the way to MGH. Morel recalled Aghazadeh having difficulty breathing and asking for water to drink. Aghazadeh never said anything about the incident and made no spontaneous statements.

I spoke to SRFD firefighter Daniel Sutherlin by telephone who said he watched the paramedic treat Aghazadeh at the scene and assisted in loading the gurney into the ambulance. Sutherlin only recalled hearing Aghazadeh screaming as though he was in pain. Sutherlin could not understand what Aghazadeh was saying.

I emailed Battalion Chief Matt Cobb and requested to speak to him about the shooting. In my email (see attached) I explained what questions I needed to have answered. Cobb responded to me email saying he had no contact with Aghazadeh, and was not in the ambulance with Aghazadeh. Cobb never heard Aghazadeh say anything.

I will follow up with SRFD paramedic Trina Vadon. Once I speak to her I will document her statement in a supplement.

CASE STATUS: Investigations Active.

CONFIDENTIAL
DO NOT DUPLICATE



ADDITIONAL PROPERTY

Item #14, Status: Evidence

MM1 - ROUGH DRAFT DIAGRAM OF AREA. USED IN DODSON'S INTERVIEW

INVESTIGATIVE SUPPLEMENT

On 8/9/18 at approximately 1530 hours, I sat down with and spoke to San Rafael Police Officer Justin Dodson regarding his involvement during this shooting incident that began on 8/5/18 at 2104 hours.

Officer Dodson told me he responded to the area of a reported hit and run traffic collision which involved a pedestrian and a vehicle in the area of 901 Francisco Blvd. E.

When Officer Dodson arrived in the area and circulated looking for signs of the collision. Officer Dodson drove up Verdi St. (northbound from Market St). and passed by a person who was later determined to be the suspect, Aghazadeh. Officer Dodson passed Aghazadeh and turned left onto Belvedere St. Officer Dodson made a left turn onto Tiburon St. when he heard Corporal Aaron Piombo broadcast he had located a fight to the rear of Burger King, only a few hundred feet away from 901 Francisco Blvd. E.

I viewed Officer Dodson's VieVu footage and read his supplemental report prior to speaking to Officer Dodson. The Vievu footage was dark. From his position at the scene Officer Dodson's Vievu was pointed at the door of the patrol car and only audible sounds could be heard up until the shooting occurs.

Officer Dodson drove to the area where Officer Piombo had located the suspect, Aghazadeh. Officer Dodson parked near Corporal Piombo's vehicle, exited his patrol car, and took a position at Corporal Piombo's front passenger side door. Officer Dodson was on Market St at the corner of Verdi St. facing northbound. Dodson armed himself with an SRPD patrol rifle.

From Officer Dodson's position he could see Aghazadeh pacing in the intersection of Verdi St. and Lisbon St. Aghazadeh had what appeared to be a silver knife in each of his hands. Aghazadeh was waving the knives in a manner that Officer Dodson equated to the style of a martial artist or someone who had training with knives. Officer Dodson became concerned thinking to himself that Aghazadeh was going to get shot or he needed to drop the knives.

I drew a rough draft of the intersection and location. I had Officer Dodson label areas on the maps where other officers secured perimeter locations (MM1).

Officer Dodson went on to tell me Aghazadeh was showing signs of aggression. When Aghazadeh would engage with Officer Garrison's negotiations, Aghazadeh would sometimes feign putting the knives down on the ground but would palm the knives in an attempt to try and conceal the knives against his arms.

Prepared By: 433 MATHIS, MICHAEL

Date: 08/09/2018

Approved By: [Signature]

Date: 8/21/18

BODY CAMERA RECORDED

MCPA / Sonoma Co S.O. / Fmv



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 35 - Dodson follow up interview

Officer Garrison did a great job negotiating with Aghazadeh. Officer Dodson said Officer Garrison stayed calm throughout the entire negotiation process. Garrison even reasoned with Aghazadeh at one point agreeing to Aghazadeh's requests for plane tickets and meeting the president.

I asked Officer Dodson what he felt would have happened if Aghazadeh had been left to leave the perimeter. Officer Dodson felt Aghazadeh would have eventually encountered someone, whether it was the police or a citizen and he felt Aghazadeh would have stabbed or injured them.

Officer Dodson recalled Corporal Piombo taking over the negotiations with Aghazadeh. Officer Dodson noticed that Aghazadeh's attitude change and it appeared to Officer Dodson that he disliked talking to Corporal Piombo.

Aghazadeh walked northbound on Verdi St. towards Officer MacDougald and Deputy Rodarte. Officer Dodson took aim at Aghazadeh as he walked away but Officer Dodson saw Officer MacDougald's flashlight move in front of his line of fire and assumed Officer MacDougald had stepped out from cover. Officer Dodson could not safely take a shot due to the cross fire situation and that was when he heard the four less lethal rounds fired and then the three gun shots.

In Officer Dodson's supplemental report he mentioned he was able to differentiate the sound between a less lethal round being fired versus a handgun round being fired. Officer Dodson told me he is a lethal weapons instructor and he has extensive experience in firing less lethal ammunition, rifles, and handguns. Officer Dodson said he heard the rack of the shotgun and the firing of the less lethal rounds. Officer Dodson described less lethal rounds, when fired, are a lot quieter than normal gunfire. After the less lethal rounds were fired, Officer Dodson heard the distinct sound of gunfire, "pop, pop, pop!".

Officer Dodson saw Officer Melodia and another officer, possibly a deputy or a California Highway Patrol officer run northbound on Verdi St. towards the shots.

Officer Dodson left his position of cover and ran to assist the officers. Upon his arrival, Officer Dodson saw Aghazadeh lying on his back, there was someone holding Aghazadeh's chest, a deputy holding Aghazadeh's right arm and Corporal Piombo had his foot on Aghazadeh's left hand. Corporal Piombo had his less lethal shotgun, covering Aghazadeh.

Officer Dodson saw Aghazadeh was bleeding from his left side.

Officer Dodson handed his rifle to Sergeant Graham and he ran to the patrol car where he retrieved a black medic backpack. Officer Dodson said SRFD arrived and started treating Aghazadeh.

At one point a medic asked Officer Dodson to pack one of Aghazadeh's gun shot wounds with gauze.

Officer Dodson could not recall Aghazadeh ever saying anything aloud.

Officer Dodson located three bullet casings near where Aghazadeh was lying and four shotgun shells near Deputy Rodarte's position when he fired the less lethal rounds. Officer Dodson located a knife and

Prepared By:
433 MATHIS, MICHAEL
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 35 - Dodson follow up interview

a scissor shear lying on the ground to the left of Aghazadeh's point of rest in the street.

CASE STATUS: Investigations Active

CONTROL DOC DO NOT DUPLICATE

Prepared By:
433 MATHIS, MICHAEL
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



INVESTIGATIVE SUPPLEMENT
(Review of Surveillance Footage)

ADDITIONAL PROPERTY

Item #3, Status: Evidence
RR1 - 2 2 Usb Thumb Drives Containing Surv Foot From Anthonys Auto
And Peruva

I was assigned by Det. Sgt. Berringer to review the video surveillance footage that was collected by the Sonoma County Sheriff's Crime Scene Investigator, M-Dylan Fong. I was provided (2) thumb drives that contained surveillance footage. One thumb drive contained the surveillance footage collected from Anthony's Auto Body located at 103 Verdi Street, San Rafael, CA 94901. The second thumb drive contained surveillance footage collected from Peruva Auto Body located at 121 Verdi Street, San Rafael, CA 94901. I reviewed each of the location's surveillance footage and summarized it below:

ANTHONY'S AUTO BODY:

The camera is labeled Cam2, and the video start time according to the time stamp is 21:00:02. I was told the time stamp on this footage is accurate to real time. The footage is captured in black and white. The angle of Cam2, faces E/B Belvedere Street towards the intersection of Verdi Street. This camera captures Belvedere Street in the east and west bound directions, including the north sidewalk and businesses along the north side of Belvedere Street. The intersection of Belvedere Street and Verdi Street is a "T" intersection with a crosswalk painted in white between the south east and south west corners of intersection.

- 21:00:02 Start time
- 21:03:09 SRPD patrol vehicle approaches from N/B Verdi and makes a left onto Belvedere Street. W/B
- 21:04:00 Pedestrians stop on the north sidewalk of Belvedere and appear to be looking in the direction of S/B Verdi Street.
- 21:06:26 SRFD truck travels E/B on Belvedere Street, past Verdi Street
- 21:06:47 A dark colored pick up travels S/B on Verdi Street from Belvedere Street
- 21:07:02 SRPD patrol arrives on scene (Ofc. MacDougald) activates emergency lights and positions patrol vehicle around the S/E corner of Verdi Street and Belvedere Street
- 21:07:58 A dark colored pick up can be seen backing out of Verdi Street back onto Belvedere

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:
[Signature]

Date:
8/21/18
[Signature]

CONTROL DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE — SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 36 - SURVEILLANCE FOOTAGE

Street

- 21:08:17 Ofc. MacDougald positions his patrol vehicle to block traffic from Verdi Street and exits his vehicle. Ofc. MacDougald turns off his overhead emergency lights and stands on the S/W corner of Belvedere Street and Verdi Street.
- 21:09:20 (3) citizen's are now gathered on the north sidewalk of Belvedere Street and appear to be watching the police activity on Verdi Street.
- 21:09:30 SRFD ambulance is traveling E/B on Belvedere Street past Verdi Street
- 21:10:00 More citizens are gathering on the north sidewalk of Belvedere by a parked truck. There is a steady flow of vehicle traffic in both the east and west bound direction of Belvedere Street.
- 21:12:56 MCSO Deputy Rodarte arrives on scene, and positions his patrol vehicle that is clearly marked in the south east area of Belvedere Street and Verdi Street. Dep. Rodarte exits his vehicle and walks over to where Ofc. MacDougald is standing on the south west corner.
- 21:13:25 Dep. Rodarte appears to retrieve his less lethal shot gun from the right front passenger side door of his patrol vehicle and walks back to Ofc. MacDougald.
- 21:14:04 A larger crowd of citizens forms on the north sidewalk of Belvedere watching the police activity.
- 21:15:23 Ofc. MacDougald reaches into the driver's side door of his patrol vehicle.
- 21:15:39 Dep. Rodarte walks back to his patrol vehicle
- 21:15:41 Dep. Rodarte and Ofc. MacDougald are standing on the south east corner of Belvedere and Verdi looking south bound
- 21:16:30 Dep. Rodarte walks into the crosswalk and appears to be addressing the crowd of citizens to the north, as they suddenly begin to walk west bound on Belvedere Street towards Canal Street. There is a steady flow of vehicle and pedestrian traffic at this time.
- 21:16:45 Dep. Rodarte walks back to the south east corner of Belvedere Street and Verdi Street
- 21:16:53 Dep. Rodarte repositions his patrol vehicle and activates his overhead emergency lights, blocking the west bound traffic of Belvedere Street prior to Verdi Street.
- 21:17:13 Dep. Rodarte walks back to the south east corner of Belvedere Street and Verdi Street
- 21:17:19 Ofc. MacDougald walks to the south west corner of intersection

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 36 - SURVEILLANCE FOOTAGE

SR18-06261

- 21:17:35 Ofc. MacDougald repositions his patrol vehicle that is clearly marked, blocking the east bound traffic on Belvedere prior to Verdi Street.
- 21:18:30 Citizens can be seen standing on the north sidewalk of Belvedere Street near a light pole and parked vehicle.
- 21:19:05 Dep. Rodarte stands behind a parked vehicle on the south east side of intersection.
- 21:20:56 Ofc. MacDougald's attention is drawn towards the citizens north of his position
- 21:21:07 Ofc. MacDougald confronts a citizen who's attempting to cross the street and turns him back in opposite direction.
- 21:21:53 Ofc. MacDougald takes up a position on the south west corner behind a parked vehicle, and is looking in direction of Verdi Street and Lisbon Street.
- 21:26:00 Citizens are gathering again on north sidewalk at "T" of Verdi Street
- 21:26:47 Dep. Rodarte moves from his position to address the crowd of citizens while Ofc. MacDougald covers Verdi Street
- 21:27:56 Ofc. MacDougald and Dep. Rodarte both are drawn away from their positions to address the crowd gathering.
- 21:29:39 Ofc. MacDougald is drawn away again to deal with a pedestrian approaching from the south sidewalk.
- 21:30:28 Ofc. MacDougald returns to his position on the south west corner behind a parked truck facing south of Verdi Street
- 21:32:00 Dep. Rodarte and Ofc. MacDougald address a bicyclist approaching from the south sidewalk and redirect them away from area.
- 21:32:18 You can see Ofc. MacDougald holding his right hand up and extended out. There is still a flow of vehicle and pedestrian (on north and south sidewalks) traffic on Belvedere Street.
- 21:33:15 A large group of citizens is forming in the south east corner parking lot west of Verdi Street.
- 21:33:55 The crowd walks west out of view of the camera
- 21:36:15 There is a small group of citizens standing on the north sidewalk of Belvedere Street near the light pole, and small children and adults approaching intersection from south sidewalk.

CONTROL DOCUMENT DO NOT DUPLICATE

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 36 - SURVEILLANCE FOOTAGE

- 21:36:31 Dep. Rodarte's attention is drawn away from Verdi Street to the group of citizens gathering in the area.
- 21:36:45 Dep. Rodarte gets back into position.
- 21:37:34 A male walking his dog on the north sidewalk stops near the "T."
- 21:38:20 Ofc. MacDougald leaves his post to confront the crowd of citizens to get them to disperse from the north sidewalk, specifically the male walking the dog.
- 21:38:54 Ofc. MacDougald gets back into position at the south west corner behind the truck.
- 21:39:30 Ofc. MacDougald takes a step back and is looking in south bound direction of Verdi Street
- 21:39:13 Dep. Rodarte raises the barrel of the shotgun to a low ready and points it south, in the direction of Verdi Street.
- 21:39:31 Dep. Rodarte raises the barrel of his shotgun up from ready position, pointing south. It appears Ofc. MacDougald reaches for his duty weapon on his right side, and walks to his left into the street.
- 21:39:40 A muzzle flash from Dep. Rodarte's shotgun can be seen indicating he fired a less lethal round, and he starts to advance forward, and 2 more muzzle flashes can be seen.
- 21:39:46 Dep. Rodarte fires a fourth round, and is now backing up at a quick pace. Ofc. MacDougald takes steps towards Dep. Rodarte.
- 21:39:48 The suspect comes into view, advancing towards Dep. Rodarte at a quick pace.
- 21:39:49 The suspect rushes past Ofc. MacDougald, as Dep. Rodarte circles back to retreat. Ofc. MacDougald turns in direction of suspect, and the suspect turns back and lunges towards Ofc. MacDougald. The suspect then falls to the ground. At this time, there is a group of citizens standing on the north sidewalk near the light pole on Belvedere Street that were watching the incident unfold.
- 21:39:52 Ofc. MacDougald and Dep. Rodarte approach suspect on ground, and then back away. Other officers/deputies come into view, and are tending to the suspect.

PERUVA AUTO BODY:

The video footage is in black and white, labeled CH2 with a date stamp of 08-05-2018 and a start time of 08:58:15 PM. I was advised the time stamp on this footage is approximately 20 minutes behind, so the actual start time would be approximately 09:18:15 PM. The angle of CH2 is facing E/B across Verdi Street, with Lisbon Street to the south. The view captures the parking lot of Peruva, Verdi Street, and

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



the parked vehicles along the east sidewalk of Verdi Street.

08:58:15 You can see the bright light from a vehicle to the south, and a shadow of unknown subject moving about.

09:11:38 You can see a subject walking N/B on Verdi Street, north of Lisbon Street, and then turn around back towards Lisbon.

09:12:14 You can see a subject walking on the west side of Verdi in front of Anthony's

09:19:27 You can see subject walking in street, N/B on Verdi

09:19:30 The same subject turns back around extends his left arm out, and then his right arm, as he continues to walk N/B on Verdi Street. The subject looks back towards S/B Verdi, and then continues walking at a quick pace N/B on Verdi Street.

09:19:48 The subject continues walking N/B on Verdi near the east side of the street, and out of view of this camera angle.

09:20:05 Officers can be seen running N/B on Verdi towards Belvedere Street

09:21:17 Ofc. Melodia is walking S/B on Verdi with his K9.

09:21:33 A SRFD paramedic is headed N/B on Verdi on foot towards Belvedere Street.

21:22:58 An SRFD ambulance is traveling N/B on Verdi towards Belvedere Street.

21:28:00 The SRFD ambulance travels south bound Verdi and out of view.

The following is a summary of CH3 video footage collected from Peruva Auto Repair. This camera angle faces in a southwest direction, and captures Verdi Street, towards the intersection of Lisbon Street. The video is date and time stamped starting on 08-05-2018, at 8:58:56 PM.

Between 09:00:00 PM and 09:18:00 you can see a subject pacing back and forth in the street fronting Anthony's Auto Body. At approximately 09:19:00 to 09:30:00, you can see a figure walking north bound in the middle of Verdi Street. The subject stops, turns around facing south, and then continues walking north bound on Verdi towards the intersection of Belvedere Street. At approximately 9:19:41 the subject walks out of the camera view. At approximately 9:20:00 officers can be seen running north on Verdi from Lisbon towards Belvedere Street.

The following is a summary of CH8 video footage collected from Peruva Auto Repair. This camera angle faces in a north east direction, towards the intersection of Belvedere Street, and Verdi Street. The



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 36 - SURVEILLANCE FOOTAGE

video is date and time stamped 08-05-2018, 08:31:22 PM.

At 8:43:00 I observed a shadow of a subject walking back and forth that is illuminating against the exterior wall of the building. At approximately 08:46:46, I saw a SRFD truck traveling E/B on Belvedere past Verdi Street. At approximately 8:47:05, I saw a pickup traveling S/B on Verdi from Belvedere. At approximately 8:47:25, I observed an SRPD patrol vehicle stop in the intersection of Belvedere and Verdi Street. The pickup truck backs up off of Verdi towards Belvedere. At approximately 8:48:27, I saw the SRPD patrol vehicle block off the intersection of Verdi and Belvedere. At 8:49:52, I saw a SRFD ambulance traveling E/B on Belvedere Street past Verdi. At approximately 8:53:12, an MCSO patrol vehicle pulls up at the south east corner of Belvedere and Verdi Street. At approximately 9:19:37, a male subject can be seen walking north bound in the middle of Verdi Street, towards Belvedere Street. At approximately 9:20:00, I can no longer see the male subject due to the lights coming from the patrol vehicle. At approximately 9:20:05, I can see movement in the intersection of Belvedere and Verdi Streets, to the left side of the lights. At approximately 9:20:06, I saw officers running north bound on Verdi towards Belvedere.

This concluded my surveillance coverage of incident. I booked evidence item RR1 (2) USB thumb drives containing surveillance into SRPD evidence.

CASE STATUS:

Investigations Active.

ORIGINAL COPY DO NOT DUPLICATE

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE — SAN RAFAEL, CA 94901 415-485-3000

**SUPPLEMENT 37 - Central Police Authority and
Sacramento County Sheriff Records requests.**

Investigations Supplement:

On 08/09/2018, I was instructed by Sergeant Berringer to assist Detective Rantissi with his investigation and to look into Faramarz Aghazadeh's criminal history.

CONTROL DOC DO NOT DUPLICATE

Case Status:

Investigations Active.

Prepared By:
531 DEMARTA, RYAN
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

[Signature] #501

8/11 Pdf 8/11

Date:

8/9/18

Fax:

S

MCOA
So. Co. Sheriff

SR 18-06261



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

FACSIMILE COVER SHEET

To: Sacramento County Sheriff's Department

Agency/Company: Records Division

Bureau/Section/Unit/Department:

Phone #:

Fax#: (916)-874-8465

From: Detective Ryan De Marta

Bureau: Investigations Section/Unit:

Date: 08/09/2018 Time: 1030 Phone#: (415)-485-3024

Number of Pages (Including Cover Sheet): 2

This Message is intended only for the use of the individual or entity to which it is addressed and contains information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the United States Postal Service. Thank you.

Message

SR18-06261



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

To: Sacramento County Sheriff's Department Records Division
From: Detective Ryan De Marta
Subject: Records request for Faramarz Aghazadeh
Date: August 9, 2018

My name is Ryan De Marta, and I am a Detective with the San Rafael Police Department. I am requesting any information you have on Faramarz Aghazadeh. His birthdate is _____ his California Driver's License number is _____. I am requesting all police reports, and any history you have on him. Aghazadeh was arrested by our agency for Attempted Murder on a Police Officer. Please let me know if you need any further information or have further questions.

Thank You,

Ryan De Marta# 531
Detective
San Rafael Police Department
Phone- (415)-485-3000
Email- 531@srpd.org
Fax- (415)-458-3044

CONTROL DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

FACSIMILE COVER SHEET

To: Central Marin Police Authority

Agency/Company: Records Division

Bureau/Section/Unit/Department:

Phone #:

Fax#: (415)-459-5074

From: Detective Ryan De Marta

Bureau: Investigations Section/Unit:

Date: 08/09/2018 Time: 1130 Phone#: (415)-485-3024

Number of Pages (Including Cover Sheet): 2

This Message is intended only for the use of the individual or entity to which it is addressed and contains information that is privileged, confidential, and exempt from disclosure under applicable law. If the reader of this message is not the intended recipient or the employee or agent responsible for delivering the message to the intended recipient, you are hereby notified that any dissemination, distribution, or copying of this communication is strictly prohibited. If you have received this communication in error, please notify us immediately by telephone and return the original message to us at the above address via the United States Postal Service. Thank you.

Message

CONFIDENTIAL

SR18-06261



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

To: Central Marin Police Authority Records Division
 From: Detective Ryan De Marta
 Subject: Records request for Faramarz Aghazadeh
 Date: August 9, 2018

My name is Ryan De Marta, and I am a Detective with the San Rafael Police Department. I am requesting any information you have on Faramarz Aghazadeh. His birthdate is his California Driver's License number is . I am requesting all police reports, and any history you have on him. Aghazadeh was arrested by our agency for Attempted Murder on a Police Officer. Please let me know if you need any further information or have further questions.

Thank You,

Ryan De Marta# 531
 Detective
 San Rafael Police Department
 Phone- (415)-485-3024
 Email- 531@srpd.org
 Fax- (415)-458-3044

CONTROL DO NOT DUPLICATE



INVESTIGATIVE SUPPLEMENT

(Review of Sgt. Justin Graham's Body Worn Camera)

During the morning of 8/6/18, I became aware of this investigation. I am the Sergeant in charge of the SRPD Investigations Bureau. I was off-duty at the time and called Investigations Lieutenant Ralph Pata who advised me that we would be the lead agency for the criminal actions of the suspect, Faramarz Aghazadeh, while Sonoma County Sheriff's Office conducted their own investigation into the actions of San Rafael PD officers and Marin County Sheriff's Office deputies.

During the afternoon of 8/6/18, I responded into the San Rafael PD and met with Lt. Ralph Pata and Cpl. Rob Cleland who briefed me on the investigation up to that point. They advised me that Officer Kevin MacDougald and Deputy Jaime Rodarte had already been interviewed by Sonoma County Sheriff's Office on the night of the incident. Deputy Rodarte was identified as the deputy responsible for shooting the less lethal impact munitions at Aghazadeh prior to him attacking Deputy Rodarte and Officer MacDougald was identified as the officer responsible for shooting Aghazadeh to defend Deputy Rodarte's life and his own. Lieutenant Pata showed me the body worn camera video of Officer Kevin MacDougald. Per SRPD policy 310, involved Officers were subsequently interviewed by Detectives at my direction. During the course of delegating responsibilities of the follow-up investigation, I decided to conduct the interview of Sergeant Justin Graham. Prior to conducting that interview, I reviewed his body worn camera video, which he had previously uploaded to Vie Vu's server. Refer to his body worn camera video footage for details of the incident. The below narrative is a summary of what I could see or hear on the video. This supplement is my interpretation of what I could see or hear on the body worn camera video and is not necessarily what Sergeant Justin Graham may have seen or heard. Refer to supplement 39 for details of Sergeant Justin Graham's statement.

The body worn camera footage starts recording on 8/5/18 at 2104.33 hours. There is no audio during the first 30 seconds of the recording. This is a factory set feature on the body worn camera.

2104 hours: Sergeant Graham was behind the steering wheel of his SRPD marked patrol car. I could see the reflection of red and blue police lights reflecting off of the building which indicated to me that he was driving with his code 3 emergency lights activated. At one point it appeared that he pressed the horn on the steering wheel with his left thumb activating the intermittent siren.

2104.55 hours: Sergeant Graham arrived on scene near the intersection of Lisbon Street and Verdi Street. He parked adjacent to Officer Garrison, exited his patrol car and drew his handgun. There was a subject, later identified as Faramarz Aghazadeh, standing in the middle of the intersection yelling. Someone can be heard yelling, "Drop the knife!"

2105 hours: Sergeant Graham broadcasted that the subject is non-compliant, that he will take more units and he needed a perimeter established.

2106 hours: Sergeant Graham requested a unit to come in from Belvedere Street onto Verdi Street. He advised units to keep their distance, watch for crossfire, and reiterated that he needed an officer to block off from Belvedere Street on Verdi Street. Sergeant Graham later advised Officer Garrison to keep going and continue negotiations with the subject. He encouraged Officer Garrison to continue to engage

Prepared By: 501 BERRINGER, TODD

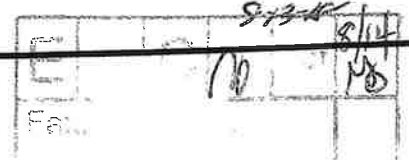
Date: 08/09/2018

Approved By:

Date:

BODY CAMERA RECORDED

MCDA
MCSO





SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 38 - Review of Sgt. Justin Graham's BWC

SR18-06261

the subject. He told Officer Garrison that he was doing a good job. Aghazadeh is heard identifying himself by the name of "Ali".

2106 hours: Sergeant Graham took up a position behind the passenger side door of his patrol car next to Officer Garrison. Sergeant Graham broadcasted a request to have San Rafael Fire Department stage on Bellam Boulevard at Lisbon Street.

Negotiations continued between Officer Garrison and Aghazadeh.

2107 hours: Sergeant Graham yelled "Get Back!" as a car traveling southbound on Verdi Street approached Aghazadeh.

2108 hours: Sergeant Graham broadcasted a request to Officer Melodia to put his dog away or quite him down because the dog was barking continuously and he did not want Aghazadeh to focus on the dog. Additionally, I believed he thought it would be a distraction as they tried to de-escalate the situation.

2108 hours: Officer Garrison can be heard saying they are not the FBI or CIA, they are just the local friendly San Rafael PD.

2109 hours: Sergeant Graham told Officer Garrison to prepare himself to deploy the less lethal on the subject.

2109 hours: Aghazadeh can be seen on video swinging the knives in a threatening, martial arts style manner.

2110 hours: Sergeant Graham requested Dispatch send out a Crisis Negotiation Team call-out.

2110 hours: Officer Garrison requested "Ali" to sit on the ground.

2111 hours: Sergeant Graham asked for a mutual aid response from Marin County Sheriff's Office to establish a safety perimeter. Officer Garrison continued negotiations with Aghazadeh.

2111 hours: Sergeant Graham asked SRPD Dispatch to advise Lieutenant Dan Fink of the situation.

2112 hours: Sergeant Graham asked an unknown officer or deputy to take up the position on Belvedere Street at Verdi Street where Officer MacDougald is positioned.

2113 hours: Sergeant Graham broadcasted on the radio, "Okay, just want to make sure we are clear here. He is not to break our perimeter. We're to keep him contained and use the reasonable force necessary to keep him contained. We are going to continue to talk to him but he is not to leave our perimeter. Too much risk to public safety."

2113 hours: Officer Melodia broadcasted a request for another unit. Sergeant Graham reiterated that

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:

CONFIDENTIAL - NOT FOR PUBLIC RELEASE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 38 - Review of Sgt. Justin Graham's BWC

request for another unit on Verdi Street at Market Street to assist Officer Melodia.

2114 hours: Sergeant Graham requested units to clear Lisbon Street all the way to Bellam Boulevard. He also asked units to evacuate Burger King.

2115 hours: Sergeant Graham told Officer Garrison that he is going to grab a ballistic shield out of the back of the patrol car. As Sergeant Graham went to remove the shield from the trunk of his patrol car, his attention is drawn to a group of approximately 6 citizens who were congregated at the rear of the Burger King parking lot on Lisbon Street and appear to be watching what was happening. Sergeant Graham requested the citizens clear out all the way to Bellam Boulevard.

2116 hours: Sergeant Graham removed the ballistic shield.

2117 hours: Sergeant Graham repositioned Officer Garrison's patrol car so they were parallel to one another.

2117 hours: Sergeant Graham met up with MCSO Sergeant Brenton Schneider. Sergeant Graham put Sergeant Schneider in charge of coordinating the evacuation of citizens and establishing a perimeter. Negotiations continued by Officer Garrison as Aghazadeh continued to waive the knives around and refused to comply with orders by Officer Garrison.

2119 hours: Aghazadeh took a fighting stance and made slicing motions through the air in a threatening manner.

2121 hours: Sergeant Graham requested three officers at each perimeter location in order to have at least one less lethal option and one lethal option.

2122 hours: Officer Garrison can be heard asking Aghazadeh for his last name. Aghazadeh said his name was "Ali" and spelled his last name as "D-O-S-H-O-G". Sergeant Graham requested a records check from Dispatch based on the name provided by Aghazadeh.

2123 hours: Sergeant Graham turned off Officer Garrison's patrol car to make it easier for them to hear.

2124 hours: Officer Garrison asked Aghazadeh if he has any family or children. Aghazadeh said he has a son named "Junior".

2124.45: Officer Garrison asked Aghazadeh why he was doing this. Aghazadeh replied but it was inaudible. Officer Garrison then said "We don't want to shoot you." Sergeant Graham broadcasted that the subject is demanding that officers shoot him.

2126 hours: Aghazadeh started to leave the intersection in direction of the perimeter units on Market Street but then turned back to the same position.

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 38 - Review of Sgt. Justin Graham's BWC

SR18-06261

2128 hours: Aghazadeh advised that he wanted to leave the county. Sergeant Graham broadcasted that the subject briefly put the knives down but then picked them back up.

2128 hours: Aghazadeh continued to swing and slash the knives in an aggressive and threatening manner.

2129 hours: Officer Garrison can be heard asking Aghazadeh to raise his jacket and turn around, which Aghazadeh does revealing something in his back pocket that appeared to Officer Garrison to be a pen.

2132 hours: Aghazadeh started to walk away toward Belvedere Street.

2133 hours: Sergeant Graham again encouraged Officer Garrison to continue to negotiate.

2135 hours: Aghazadeh continued to swing the knives in rude and threatening manner.

2135 hours: Sergeant Graham asked Corporal Piombo to take over negotiations from Officer Garrison because Officer Garrison was getting tired.

2136 hours: Corporal Piombo took over negotiations and attempted to de-escalate the situation.

2137 hours: Sergeant Graham requested an additional patrol car on Lisbon Street at Verdi Street.

2139 hours: Sergeant Graham moved a Marin County Sheriff's Office patrol car into a different position in line with the other patrol cars.

2139.50 hours: Sergeant Graham broadcasted that the subject was walking on Verdi Street towards Belvedere Street. Sergeant Graham ordered units that were in his vicinity to move to the corner of the building. He advised his officers to watch the cross fire.

2140.24 hours: Gunfire can be heard in the distance. Someone is heard close to Sergeant Graham saying less lethal. Sergeant Graham broadcasted less lethal is being used.

2140.32 hours: Gunshots are heard in the distance. Sergeant Graham broadcasted "Shots fired. Shots fired. Subject down. Send in Fire." Sergeant Graham runs towards the subject. He advised the units to watch Aghazadeh's hands. Sergeant Graham updated Dispatch with their location so responding fire units know where to go.

2141 hours: Sergeant Graham asked Officer MacDougald, "Who shot?" Officer MacDougald replied, "I did." Sergeant Graham asked Officer MacDougald if he was okay and Officer MacDougald replied that he was fine. Sergeant Graham requested Dispatch notify command staff of the shooting. Sergeant Graham asked Deputy Rodarte to stand with Officer MacDougald.

2143 hours: Sergeant Graham asked Officers to start identifying witnesses. Sergeant Graham requested Corporal Piombo follow the ambulance to the hospital.

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 38 - Review of Sgt. Justin Graham's BWC

2145 hours: Sergeant Graham requested Officers secure the scene.

2146 hours: Sergeant Graham walked over to Officer MacDougald and asked him if he was physically hurt. Officer MacDougald said he was fine. Sergeant Graham broadcasted that he wanted CHP Officers to identify witnesses. Sergeant Graham broadcasted that the subject has been loaded into the ambulance and Corporal Piombo and another deputy will be following in route to the hospital.

2147 hours: Lieutenant Fink arrived on scene and was briefed by Sergeant Graham.

2150 hours: Sergeant Graham requested an Investigations callout.

2152 hours: Sergeant Graham requested Officer Melodia drive Officer MacDougald to the office. He advised him not to have a conversation about what happened. Sergeant Graham told Officer Melodia to just be a good peer and not discuss the case.

2153 hours: Sergeant Graham got clarification from Sergeant Schneider that Deputy Rodarte was the only deputy/officer closest to Officer MacDougald at the time of the shooting.

2153.39 hours: Sergeant Graham stopped the recording of his body worn camera.

This concluded my review of Sergeant Graham's body worn camera. Not all interactions, conversations, or observations were detailed above. The above is only a summary of the body worn camera video footage. For specific details refer to the body worn camera video which was previously uploaded to the Vie Vu server.

CASE STATUS: Investigations Active.

CONTROL DOCUMENT NOT DUPLICATE

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



INVESTIGATIVE SUPPLEMENT

(Interview with Sgt. Justin Graham)

On 8/9/18 at 1904 hours, I interviewed Sergeant Justin Graham regarding his involvement in this case. I was interviewing him in accordance with San Rafael PD Officer Involved Shooting policy 310.6.1, which states in part that while the involved SRPD officer may write the report, it is generally recommended that such reports be completed by assigned investigators, who should interview all involved officers as victims/witnesses. Both Sergeant Graham and I had reviewed his body worn camera video footage prior to the interview. The below narrative is a summary of his interview. For details of the interview, refer to my body worn camera footage, which was later uploaded to Vie Vu's servers.

I asked Sergeant Graham to tell me what his role was and to tell me what happened during the incident that occurred on August 5th, 2018 at approximately 2104 hours. Sergeant Graham said he was the Sunday night shift Sergeant with 5 other Officers who were on duty at the time. Sergeant Graham said on Sunday, August 5th just before 2100 hours, they received a report of a vehicle versus pedestrian, hit and run collision and the victim had walked into the Pet Emergency Hospital on Francisco Boulevard East. The victim was reported to be bleeding from his face and was last seen walking towards Burger King on Francisco Boulevard East. Sergeant Graham circulated the area looking for the victim. Sergeant Graham drove through the parking lot of Burger King but did not locate the victim. After he had circled back onto Francisco Boulevard East, he heard Corporal Aaron Piombo broadcast that he was out with a subject with knives in the intersection of Verdi Street and Lisbon Street. Sergeant Graham did not remember the exact broadcast but it had something to do with the subject fighting or fighting himself.

Sergeant Graham did a U-turn and drove back through the Burger King parking lot onto Lisbon Street. He pulled alongside Officer Garrison who had arrived just before him. Sergeant Graham parked to the left of Officer Garrison and could see the subject, later identified as Faramarz Aghazadeh, standing in the middle of the roadway in a blue windbreaker and waving around two edged weapons. Sergeant Graham could tell one of the weapons was a knife. He could not tell exactly what the other weapon was but could see that it had a cut out or slit in the middle of it. He thought it could possibly be a butterfly type knife.

Sergeant Graham posted up alongside Officer Garrison in order to start establishing a perimeter because the suspect was displaying the knives in a fighting/martial arts style. Sergeant Graham said the suspect was making slashing and stabbing motions with the knives. Sergeant Graham became concerned that there was a threat to public safety. He was afraid that if this subject were to get out of the perimeter, he would be a threat to the public, especially if the suspect were to encounter someone who was unaware of what was going on. Sergeant Graham broadcasted that a perimeter needed to be established.

I showed Sergeant Graham a Google Earth satellite map view of the area where he said a perimeter was established to get containment on the suspect. I oriented Sergeant Graham to the map and then had him draw on the map the location of where each officer/deputy was positioned. Sergeant Graham drew two "X's" where Officer Melodia and Corporal Piombo were located. He then drew two "X's" where Officer Garrison and he were positioned. Sergeant Graham said that he saw Officer Garrison had a less

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:

Fax:

MCDA
SCSO



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 39 - Interview with Sgt. Justin Graham

than lethal shotgun deployed at the driver's side of his vehicle. Sergeant Graham moved over to the passenger side of his vehicle to provide lethal cover for Officer Garrison. Officer Garrison continued to negotiate with the suspect and attempted to use de-escalation techniques.

Sergeant Graham said he had established that a crime had been committed because the suspect was brandishing a knife at them in a threatening manner, making it impossible to approach him safely. Sergeant Graham thought that this was not going to end well. Sergeant Graham recognized that the suspect was either having mental health issues or was under the influence of a controlled substance based on his behavior. He suspected that the suspect was on a stimulant because he appeared aggravated, agitated and upset.

Sergeant Graham became concerned for the citizens in the area because he knew Burger King was open and he knew that these type of incidents attract a lot of people. Sergeant Graham said he observed a vehicle drive on Verdi Street in the suspect's direction. Sergeant Graham yelled at the driver to stop and tried to get the driver to turnaround. Sergeant Graham knew that there was a gap in the perimeter and requested mutual aid assistance to secure Verdi Street at Belvedere Street. Sergeant Graham remembered at some point when he drew his firearm that he activated the aiming laser on his firearm. He said that he turned off the laser aiming pointer because he felt that it was more of a distraction.

Sergeant Graham also heard Officer Melodia's police dog was barking and he did not want that to be a focal point, so he had Officer Melodia secure his dog in his patrol car in order to allow better communication. Sergeant Graham initially heard the suspect asking for hundreds of millions of dollars. This was also one of the contributing factors as to why he thought the suspect was having mental issues because he was exhibiting delusions of grandeur.

Sergeant Graham said even though the suspect was having mental health issues, there was no mistaking him or his other Officers for anyone other than the police. Sergeant Graham said all of the officers were in full police uniforms driving marked patrol cars. Sergeant Graham said he initially responded with overhead emergency lights on and may have used the intermittent siren a couple of times as he drove through the parking lot to get people to move out of the way. Sergeant Graham said he also heard other officers or deputies responding to the scene with their siren blaring.

Sergeant Graham said he was unsure whether or not Officer Garrison had actually said they were the San Rafael Police, even though I had heard those statements were made during my review of Sergeant Graham's body worn camera footage. Sergeant Graham said at some point Marin County Sheriff's Sergeant Brenton Schneider asked what additional resources Sergeant Graham needed. Sergeant Graham requested MCSO Sergeant Schneider assist with setting up a perimeter and clearing out any bystanders. Sergeant Graham did not want anyone interfering or becoming a distraction during their negotiations.

Sergeant Schneider and deputies assisted with clearing out Burger King, which was open for business. Sergeant Schneider also cleared out the surrounding streets to attempt to minimize the risk to public safety. Sergeant Graham was concerned that the suspect may turn his aggression towards innocent bystanders. Sergeant Graham identified on the map where pedestrians had congregated and also where

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 39 - Interview with Sgt. Justin Graham

the suspect was located pacing in the street. Sergeant Graham said prior to his arrival, the suspect had provided his name as "Ali". This was later determined to be an alias that the police department was unaware of. Sergeant Graham said during the negotiations, the suspect also provided his last name. Sergeant Graham asked SRPD Dispatch to conduct a records check based on the name provided but there was no record located. Sergeant Graham said he did not recognize the suspect at the time but later learned his identification from SRPD Mental Health Liaison Lynn Murphy.

After the incident was over, Sergeant Graham was discussing the case with SRPD Mental Health Liaison Lynn Murphy. Based on the description, Lyn Murphy thought the suspect may have been Faramarz Aghazadeh. Sergeant Graham pulled up a picture of Aghazadeh and confirmed this was the subject they were dealing with at the time. Sergeant Graham said the name provided by Aghazadeh was not the same name as listed in his person's record with the police department.

During the negotiations, Sergeant Graham wanted to make it very clear to his officers that the suspect was not to leave the perimeter and they were to use that amount of reasonable force to keep him within the perimeter. He did not want him to leave because of the threat to public safety. Sergeant Graham believed that he had a good perimeter established because he knew Officer Kevin MacDougald and another deputy were in the area of Belvedere Street and Verdi Street. He did not know exactly where they were because he could not see them but he knew they were in the general vicinity.

Sergeant Graham retrieved a ballistic shield from the Sergeant's car in case they ended up outside of the perimeter and needed protection. He also requested SRPD Dispatch initiate a Crisis Negotiations Team (CNT) call out. Sergeant Graham knew that the estimated response time was a half an hour up to an hour away for CNT to respond to the scene. He had limited resources based on the time of night. Sergeant Graham put in a request to have Lieutenant Fink respond to the scene along with the San Rafael Fire Department. Sergeant Graham believed that this incident was not going to end well based on the suspect's mannerisms and what he was saying.

Sergeant Graham said the suspect was non-compliant and mostly non-responsive. The suspect was moving around, looking away, and had difficulty focusing. Sergeant Graham believed that the suspect was going to force the Officers into a situation. The only time the suspect complied was when he put down the knife for a very brief period. Occasionally, the suspect would respond to questions such as his name or wanting to leave. However, the conversation was never a normal dialogue. Officer Garrison tried everything just to get a very brief response from the suspect.

Sergeant Graham thought at some point that this might be a suicide by cop type of situation. Even at one point, at 2124 hours, the suspect asked the officers to shoot him. Sergeant Graham broadcasted the suspect's intent to other officers/deputies so everyone was aware of what was going on. Officer Garrison continued to negotiate with the suspect and made repeated attempts to de-escalate the situation. Officer Garrison was the only one talking until Corporal Piombo moved over to assist with the perimeter and later continued with the negotiations.

Sergeant Graham said at one point he became aware that they were having communication problems

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



when Dispatch tried to patch MCSO and CHP onto SRPD's frequency.

There was one time during the incident that Sergeant Graham thought that maybe they should communicate with him in another language. But, then it dawned on him that there would be another significant delay in trying to get a translator to the scene when they were already able to communicate with the suspect in English.

Around 2132 hours, Sergeant Graham said the suspect started to walk out of the perimeter but then turned back to the same area where the negotiations were taking place. The suspect continued making slashing motions and turning movements with the knife. Sergeant Graham believed the suspect may have had (combat knife) training based on the fluid nature of the suspect's movements. Sergeant Graham thought he may have had a martial arts background and was demonstrating that he knew how to use the knives. Sergeant Graham believed that if the suspect was given the opportunity to use the knives, the suspect would do so. This caused Sergeant Graham to be fearful, that was why he ordered the removal of all the bystanders. Sergeant Graham said he was fearful of harm to himself but also to the officers under his command. Sergeant Graham estimated the closest the suspect got from them was 15 feet. But, a majority of the time he was in the middle or on the opposite side of the street.

During the negotiations, Sergeant Graham knew that he had committed the crime of 417 PC. He was also concerned that the suspect may have done something else to someone else that was unreported at this point in the negotiations.

At 2135 hours, Sergeant Graham said Corporal Piombo took over negotiations from Officer Garrison. Corporal Piombo continued to try to engage the suspect and get him to drop the knife. The most difficult part of the negotiations was the lack of intelligence that they were receiving about the suspect.

Sergeant Graham moved Sergeant Schneider's MCSO vehicle in line with the other patrol cars to further control the suspect's movements. Sergeant Graham continued to ask for additional mutual aid assistance. Sergeant Graham said if Lieutenant Fink would have arrived earlier, he would have talked to him about the need for our SWAT team. Sergeant Graham also remembered hearing the suspect asking for food and drinks.

Then, the suspect started walking toward Belvedere Street. Sergeant Graham said he felt helpless as the suspect walked toward Officer MacDougald and the deputy due to the terrain, logistics and other limitations. Sergeant Graham heard the distinct sound of 4 less lethal gunshots. Sergeant Graham knew that there were only 4 less lethal rounds in a shotgun before the officer or deputy were out of ammo and had to reload. He then heard three gunshots that had a louder, different sound from the less lethal. Officer Garrison yelled out, "Oh shit!" Sergeant Graham broadcasted, "Shots fired." They then ran to the location of the shooting. Sergeant Graham told the officers and deputies to watch the suspect's hands. Sergeant Graham saw a folding knife in the open position on the ground. He saw the other weapon was similar to needle nose scissors. Sergeant Graham's view of the knives reaffirmed his original fears that he had done the right thing to establish a perimeter to protect the public.

Sergeant Graham asked Officer MacDougald who shot and Officer MacDougald replied that he had



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 39 - Interview with Sgt. Justin Graham

shot. Sergeant Graham saw officers rendering aid to the suspect and saw he was shot in the arm, chest and groin. SRFD arrived and began taking over life saving measures. Sergeant Graham directed officers to obtain witness statements or biographical information for later interviews. Sergeant Graham asked Officer Dodson to secure the scene, which was later turned over to Sonoma County SO. Sergeant Graham asked Corporal Piombo to follow the suspect in the ambulance up to the hospital. After Officer Melodia was done identifying witnesses, he directed Officer Melodia to take Officer MacDougald back to the station. Sergeant Graham had Novato PD establish a crime scene log and identify all the people that came into the scene.

Sergeant Graham reviewed the notes that he had taken while watching his body worn camera and the initial part of his supplemental report. He said everything that was in his notes and in his supplemental report we had already discussed.

I asked Sergeant Graham about his training and experience. Sergeant Graham said he has been an Officer for the past 17 years and a Sergeant for about a year and a half. Sergeant Graham said he has been through CIT training, has extensive experience using CIT techniques and also had drug abuse recognition training. Sergeant Graham said some of the techniques that he or Officer Garrison used in an attempt to de-escalate the situation were utilizing one negotiator, having a calm demeanor, clear voice, attempt to develop intelligence to get personal engagement, not forcing the situation, eliminating distractions (unknown elements, dog barking, laser), and trying to develop rapport.

I asked Sergeant Graham if the victim from the hit and run was possibly the same person that they encountered on Verdi Street. Sergeant Graham said based on the description he believed they were two different people and the suspect was not bleeding from the head.

This concluded my interview with Sergeant Graham.

CASE STATUS: Investigations Active.

ORIGINAL DOCUMENT NOT DUPLICATE

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:

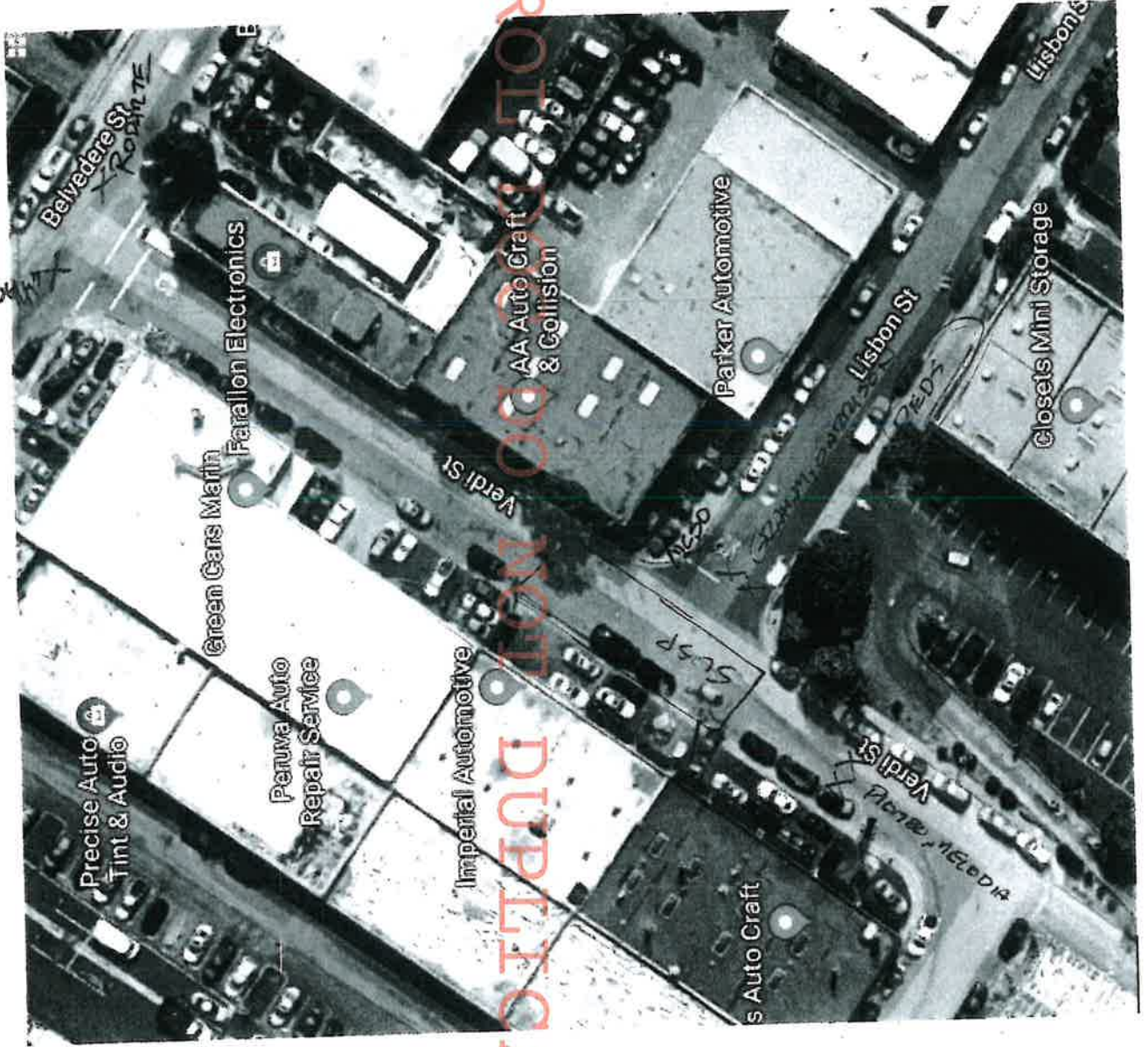
SR18-6261

8/9/18

Date of Interview:

Sgt. JUSTIN GRAMAM

Witness Name:





INVESTIGATIVE SUPPLEMENT
(MCSO Assist Law Enforcement Agency Report)

On 8/9/18, I asked SRPD Records to send a request to the Marin County Sheriff's Office requesting a copy of their report 18-2431. The report was faxed back to SRPD. Refer to the attached MCSO report for details regarding Deputy Michael Dawson, Sergeant Brenton Schneider, and Deputy Jordan Litle's involvement in this investigation. Deputy Jaime Rodarte's actions were documented by the Sonoma County Sheriff's Office.

CASE STATUS: Investigations Active.

SONOMA COUNTY PROI DOC DO NOT DUPLICATE

E	C	ED	Pdf	5/11
Fax:				

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By: *[Signature]* 433

Date:
8/9/18



**SUPPLEMENTAL NARRATIVE
(Press Releases and Media Coverage)**

Narrative:

On Sunday, August 5, 2018 at approximately 2205 hours I was directed by San Rafael Police Dispatch to call Lt. Fink. During the call Lt. Fink advised me that there had been an officer involved shooting in our city. He requested that I respond to handle media inquiries. I responded from home to the San Rafael Police Department. I arrived at the command post on Belvedere St at Verdi St at approximately 2300 hours.

Upon arrival I contacted Sgt. Justin Graham. Sgt. Graham provided a synopsis of the incident. I saw that a couple of media personnel had gathered near the perimeter of our scene. I contacted Marin Independent Journal reporter [redacted] and an independent videographer. I provided a brief statement to [redacted] which encompassed the details of the incident as they had been explained to me. I also completed one on-camera interview for the independent videographer. The on-camera interview was broadcast on KTVU during the morning news on August 6, 2018.

I returned several phone calls from the assignment desks of various Bay Area news outlets. It should be noted that several hours after the officer involved shooting there was a shooting on the San Francisco Bay Bridge. The media diverted from San Rafael to the bridge incident.

I prepared a written press release that included the details of the shooting. This press release was disseminated to Bay Area news outlets. The press release was also posted on the San Rafael Police Department social media platforms. I have attached a copy of the press release as issued as well as a Marin Independent Journal article that was posted in the online edition on August 6, 2018. All other media inquiries were referred to the Sonoma County Sheriff's Office.

On Wednesday, August 8, 2018 the Sonoma County Sheriff's Office issued a press release with updated information on the investigation. The press release was released via the sheriff's office NIXLE account and was posted on Sonoma County Sheriff's Office website as well as on their Facebook page. This press release identified Officer Kevin MacDougald and Deputy Jaime Rodarte as the law enforcement personnel involved in the shooting. The press release identified Faramarz Aghazadeh as the suspect who was shot. I reissued the press release and posted it on the San Rafael Police Department's social media platforms.

A copy of the updated press release as well as a copy of an article printed in the Marin Independent Journal on August 8, 2018 is attached to this supplemental report.

Nothing Further.

Case Status: Investigations Active.

CONFIDENTIAL

Prepared By:
478 HOLTON, LISA
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:
[Signature]

		8/11	8/15/18
		PDF	
Fax:			S

MCDA
So. Co Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

FOR IMMEDIATE RELEASE

Lisa Holton, Sergeant
Case Number: SR18-06261

Officer Shoots Suspect Armed with Knife

On Sunday, August 5, 2018 at approximately 9:04 p.m. an officer from the San Rafael Police Department observed a male subject standing on Market Street holding what appeared to be knives in each of his hands. The subject was waving the knives in a threatening manner.

Officers attempted to negotiate with the subject to get him to drop the objects. After approximately thirty minutes, the subject began moving down Verdi Street towards Belvedere Street, where other officers were staged. The officers at that location ordered the man to drop the knives. When he failed to comply, a deputy fired less than lethal shotgun rounds at the subject. The rounds struck the subject but were ineffective. The subject then ran in the direction of the deputy. A San Rafael Police Officer fired his duty handgun at the subject, striking him. Officers on scene rendered first aid immediately.

The suspect was transported to a local area hospital with life threatening injuries. The officer involved shooting investigation is being conducted by the Sonoma County Sheriff's Office.

###

CONTROL DOCUMENT NOT DUPLICATE

Marin Independent Journal (<http://www.marinij.com>)

San Rafael police officer shoots armed suspect

By Gary Klien, Marin Independent Journal

Monday, August 6, 2018



Authorities are investigating a confrontation in which a San Rafael police officer shot a blade-wielding suspect in the Canal area.

The suspect survived the shooting and was rushed to Marin General Hospital. Police said his injuries were potentially fatal.

The San Rafael Police Department turned the investigation over to the Sonoma County Sheriff's Office for an independent review.

The suspect's weapons were a pair of 6-inch shears and a folding knife with a 3-inch blade, said Sonoma County sheriff's Sgt. Spencer Crum.

Authorities did not release the name of the suspect Monday and did not identify the officer who shot him.

The confrontation began shortly after 9 p.m. Sunday. A patrol officer saw the suspect on Market Street "waving the knives in a threatening manner," said San Rafael police Sgt. Lisa Holton.

Police began negotiating with the man to drop the weapons. Meanwhile, they blocked several streets in the area and evacuated the occupants of the Burger King parking lot nearby.

Marin County sheriff's deputies also responded to the confrontation, while California Highway Patrol officers and Central Marin police helped control traffic in the area.

After about 30 minutes of negotiations, the suspect started moving down Verdi Street toward a group of officers on Belvedere Street, according to Holton. The officers ordered him to drop the knives. When he refused, a sheriff's deputy fired nonlethal "bean bag" rounds in an effort to subdue him.

The rounds hit the suspect but did not disable him, and he ran toward the deputy, Holton said. A San Rafael officer then fired his gun and struck the suspect.

The San Rafael Police Department released no additional details about the incident Monday, referring all questions to the Sonoma County Sheriff's Office.

Crum, the Sonoma County sergeant, said it was too early in the investigation to say what might have provoked the suspect's behavior.

The last time a San Rafael officer shot a suspect was in 2001, when a suspect with a rifle fired on police in the area of Bellam Boulevard and Andersen Drive. An officer returned fire and killed the suspect.

Another officer-involved shooting occurred in San Rafael in 2013, but the shooter was a sheriff's deputy who fired on an armed bank robbery suspect. The suspect survived.

URL: <http://www.marinij.com/general-news/20180806/san-rafael-police-officer-shoots-armed-suspect>

© 2018 Marin Independent Journal (<http://www.marinij.com>)

CONTROL DOC DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

FOR IMMEDIATE RELEASE

Lisa Holton, Sergeant
Case Number: SR18-06261

Update to Officer Involved Shooting Investigation

Detectives from the Sonoma County Sheriff's Office Violent Crimes Unit have been investigating an officer involved shooting that occurred on August 5th, shortly after 9:00 PM. Investigators are releasing updated information regarding the incident.

On Sunday, August 5, 2018 at 9:04 p.m. officers from the San Rafael Police Department were investigating an unrelated hit and run collision in the Canal Neighborhood. One officer located a man standing in the middle of the street at Market St and Verdi St holding a 7 inch folding knife and 6 inch barber shears in his hands, acting suspiciously. This man was later identified as 48-year-old transient, Faramarz Aghazadeh, of San Rafael. The San Rafael Police Officer exited his patrol car and confronted Aghazadeh as he called for more officers to respond.

The officer engaged Aghazadeh with verbal de-escalation techniques as other officers formed a perimeter around the area to protect the public. Multiple officers continued with verbal de-escalation tactics for approximately 30 minutes as Aghazadeh continued walking eastbound on Verdi St towards Belvedere St. The perimeter had been established at that location and a Marin County Deputy Sheriff, Jaime Rodarte, was positioned there with a less lethal shotgun loaded with bean bag rounds.

As Aghazadeh continued to approach the outer perimeter near Belvedere St. the Deputy Rodarte fired four rounds of less lethal bean bag projectiles, striking Aghazadeh. Aghazadeh wasn't deterred by the bean bag rounds and began



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVENUE P.O. BOX 151560 SAN RAFAEL CA 94915-1560

DIANA BISHOP, CHIEF OF POLICE

VOICE (415) 485-3000

www.srpd.org

FAX (415) 485-3043

FOR IMMEDIATE RELEASE

running at full speed holding the knife and shears upwards in a stabbing motion towards the Marin County Sheriff's Deputy holding the less lethal shotgun.

San Rafael Police Officer Kevin MacDougald, a 42-year veteran of the force was stationed near the deputy. Seeing the impending attack, he ran across the street and fired three rounds from his duty .45 caliber semiautomatic handgun. These rounds struck Aghazadeh as he was still charging the deputy and was only about three feet away from stabbing him.

Aghazadeh fell to the ground and officers began life saving efforts. An ambulance that had been staged nearby was able to get him to a local hospital. Aghazadeh remains in stable condition.

Officer MacDougald has been placed on paid administration leave, as is standard protocol on officer involved incidents. The incident was captured on department-issued body worn cameras. A copy of the full investigation will be completed and sent to the Marin County District Attorney's Office for review.

Aghazadeh has had several police contacts beginning in 1996 with several misdemeanor offenses including petty theft, vandalism and vehicle theft, for which he's currently on probation. Aghazadeh remains hospitalized and criminal charges of attempted murder of a police officer will be sought upon his release.

###

CONFIDENTIAL DOCUMENT NOT FOR PUBLICATION

Marin Independent Journal (<http://www.marinij.com>)

Details released in San Rafael police shooting

By Gary Klien, Marin Independent Journal

Wednesday, August 8, 2018



Investigators plan to seek an attempted murder charge against a man who was shot by police during a confrontation in San Rafael.

The suspect is Faramarz Aghazadeh, 48, a San Rafael transient, authorities disclosed Wednesday. He is on probation for vehicle theft and has a history of theft and vandalism, authorities said.

The San Rafael officer who shot him was Kevin MacDougald, a 42-year veteran of the police department. He has been placed on paid administrative leave pending the outcome of the investigation.

Authorities are crediting him with intervening to protect a sheriff's deputy whom Aghazadeh was allegedly rushing to stab.

The Sonoma County Sheriff's Office is conducting the independent investigation of the incident. The office released a statement Wednesday outlining the additional details in the case.

The confrontation happened at about 9 p.m. Sunday, when San Rafael police were dispatched to an unrelated collision in the Canal area. An officer saw a suspicious man standing in the street with a knife in one hand and shears in the other.

The officer called for assistance and got out of his car to try to get the suspect to surrender. Other police officers and sheriff's deputies came to the scene to block traffic and clear bystanders from the area.

After a standoff of about 30 minutes, Aghazadeh allegedly advanced on a group of officers at the corner of Verdi and Belvedere streets. Sheriff's Deputy Jaime Rodarte fired nonlethal "bean bag" rounds to deter Aghazadeh.

Four rounds struck Aghazadeh, who then "began running at full speed holding the knife and shears upwards in a stabbing motion" towards the deputy, said Sonoma County sheriff's Sgt. Spencer Crum.

MacDougald ran across the street to intervene and fired three rounds at Aghazadeh with his .45 caliber semiautomatic duty handgun.

"These rounds struck Aghazadeh as he was still charging the deputy and was only about three feet away from stabbing him," Crum said.

Aghazadeh remained in a hospital Wednesday and was in stable condition. He could not be reached for comment.

Investigators plan to forward the report to the Marin County District Attorney's Office for review. The evidence includes footage from body-worn police cameras.

The incident was the first shooting by a San Rafael officer since 2001.



INVESTIGATIONS SUPPLEMENT

I am currently assigned as a detective with the San Rafael Police Department. On 08/09/18, I was assigned to review and analyze information pertaining to Faramarz Aghazadeh through the Northern California Regional Intelligence Center (NRIC). The information was provided by MCSO Lieutenant Jerry Niess who is the Marin County NRIC liaison. I also reviewed Aghazadeh's criminal history statement during this investigation.

CONTROL DOC DO NOT DUPLICATE

Prepared By: 587 RANTISSI, GINO
 BODY CAMERA RECORDED

Date: 08/09/2018

Approved By: [Signature]

Date: 8/20/18

Handwritten notes and stamps in the bottom right corner, including a date stamp '8/20/18' and other illegible markings.



SAN RAFAEL POLICE DEPARTMENT

Page 94

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 42 - Criminal History / Internet Searches

SR18-06261

CONTROL DOC DO NOT DUPLICATE

Prepared By:
587 RANTISSI, GINO
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

Page 95

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 42 - Criminal History / Internet Searches

CONTROL DOC DO NOT DUPLICATE

Tf

Pr

Prepared By:
587 RANTISSI, GINO
 BODY CAMERA RECORDED

Date:
08/09/2018

Approved By:

Date:



CONTROL DOCUMENT DO NOT DUPLICATE

Internet Searches:

During the week of 08/09/18, I conducted an Internet search of Aghazadeh. Through this search, I learned that Aghazadeh was a National Physique Committee (NPC) competitive bodybuilder. Apparently, Aghazadeh competed in a number of competitive bodybuilding competitions and I found the most recent competition being in 2005.

While conducting this Internet search, I came across a bodybuilding related forum where people come together for discussions. The website was RXmuscle.com. I specifically reviewed a forum posting entitled "*Faramarz Aghazadeh*." The posting was dated 02/27/2011. Essentially, a person on the forum was asking what Aghazadeh has been up to recently. The user indicated that he had once trained with Aghazadeh in Sacramento, however he had since lost contact with him. Throughout the forum, other users were critiquing Aghazadeh physique.

One particular post I found interesting was from a user named "*Poser*" dated 02/27/18. In the posting, the person stated that Aghazadeh was a great competitor who could have become professional, however he lost an important contest to another bodybuilder in 2005. Ever since that competition, the poster states that Aghazadeh "kind of lost it mentally." It appears as though according to this person, Aghazadeh was upset by the loss.

I found another posting in this thread from a user identified as "*Gmk6350*" on 11/20/2011. This user advised that he was Aghazadeh's training partner from 2000-2007. Gmk6350 acknowledged that Aghazadeh lost a tough competition in 2004 and 2005. After the defeats, the user advised that Aghazadeh moved to Marin County from Sacramento. After the move, Aghazadeh's situation became worse after he filed for bankruptcy, got divorced, lost his house and investments. According to Mmk6350's post, Aghazadeh lost his passion for bodybuilding and became more reserved.

I created a PDF document from the RXmuscle.com forums and attached the PDF to RiMS as an attachment.



Facebook search:

I conducted a search of Aghazadeh through Facebook. I conducted the search by typing Aghazadeh's full name into the Facebook search bar. There, I located numerous persons with that name. I confirmed that at least three of the Facebook pages belonged to Aghazadeh because his profile photo was of himself. In one of the Facebook pages, Aghazadeh had a photo of himself dated 08/20/2014.

In another Facebook page belonging to Aghazadeh, I saw that he had posted numerous photos of himself from his bodybuilding competitions.

I found a third Facebook which apparently belonged to Aghazadeh. Although there were no photos on this Facebook page, I saw that there were geolocational tags which indicated that Aghazadeh was in San Rafael. On the Facebook Wall, I saw numerous postings which Aghazadeh had written. Some of the postings were open letters to President Trump and how he would like the President to contact him. I also saw that majority of the postings were odd in nature. I created a PDF documenting the entire Facebook Wall and uploaded the PDF into RiMS as an attachment.

Based upon the information I had reviewed, I formed the opinion that Aghazadeh's criminal behavior had escalated since 2014. The cause of this is unknown and could have festered from his losses in bodybuilding competitions or through apparent drug use.

I will continue to author supplemental reports as I conduct additional research on Aghazadeh.

STATUS: Investigations, active.

CONFIDENTIAL DO NOT DUPLICATE



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 43

SR18-06261

Supplemental Narrative:
(Hospital Guard)

Assignment Date/Time: 08/09/18 @ 1700 hrs to 0519 hrs

On the above listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, Intensive Care Unit (ICU), room #2126 to monitor Faramarz Aghazadeh. It should be noted that during this time, Aghazadeh woke up while being treated by RN staff.

He went to sleep shortly after. His attending nurse, _____, entered the room on a few occasions to tend to Aghazadeh. _____ advised that Aghazadeh was not medically cleared for jail booking.

I was relieved by Oscar Ocon.

CASE STATUS: Investigations active.

CONTROLLED DOC DO NOT DUPLICATE

Prepared By:
552 ADAMS, ELISHA
 BODY CAMERA RECORDED

Date:
08/10/2018

Approved By:
[Signature]

E C 8/11 Pdf 8/10/18 Date:

Fax: 5

MCOA
So. Co. Sheriff



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 44

SR18-06261

SUPPLEMENT:

On 8/5/18 at about 2150 hours, I received a text message requesting response to the San Rafael Police Department to participate with the Crime Scene Investigator (CSI) team for this incident. I arrived at the police department at about 2203 hours. Upon my arrival, I learned the San Rafael Police Department would not be responsible for CSI in regards to this incident. I was directed to respond to the command post, where I received orders to maintain a perimeter position at the intersection of Verdi Street and Lisbon Street. The area had previously been secured with crime-scene tape. I maintained the perimeter position until 8/6/18 at about 0600 hours, when Sonoma County Sheriff Investigators completed their tasks and deemed the streets to be open. I responded back to the police department and went off-duty.

CASE STATUS:
Investigations Active.

CONFIDENTIAL
DOC DO NOT DUPLICATE

Prepared By:
517 HOLM, ALEX
 BODY CAMERA RECORDED

Date:
08/10/2018

Approved By:
JG#501

Date:
8/20/18

LB
5/21
LB
5/21



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 45

SR18-06261

Supplement:
(Hospital Guard)

Assignment Date/Time: 08/10/18, 0500 hrs to 1720 hrs - Hospital Guard

On the above-listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, 250 Bon Air Rd. I was assigned to monitor Faramarz Aghazadeh in the Intensive Care Unit (ICU), room #2126. During my time monitoring,

His attending nurse, _____, entered the room on numerous times to tend to Aghazadeh. _____ advised me that Aghazadeh was not medically cleared for jail booking.

I was relieved by Officer Phil Melodia at 1700 hours.

CASE STATUS: Investigations active.

CONTROL DO NOT DUPLICATE

Prepared By:
605 OCON, OSCAR
 BODY CAMERA RECORDED

Date:
08/10/2018

Approved By:
Jh#5ca

Date: 8/20/18
[Handwritten initials and stamps]



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 46 - MGH Guard Duty 08/09/18 0500-1700 hrs

SR18-06261

ADDITIONAL PERSONS

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae - 925-7000

SUPPLEMENT:
(Hospital Guard)

Assignment Date/Time: 08/09/18, 0500 hrs to 1725 hrs - MGH Guard Detail

On the above-listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, located at 250 Bon Air Road. I was assigned to monitor Faramarz Aghazadeh in the Intensive Care Unit (ICU), room #2126. During my time monitoring, Aghazadeh was in and out of consciousness.

At approximately 1255 hours Aghazadeh's _____ and Aghazadeh was able to speak. Aghazadeh did not make any statements other than asking for more _____ was currently in charge of Aghazadeh's care and advised that Aghazadeh was not medically cleared for jail booking.

At approximately 1525 hours, Marin County Chief Deputy Public Defender, _____, came to MGH to meet with Aghazadeh. _____ identified herself with her California Driver License, County of Marin Public Defender Identification and her business card. _____ stated she was representing Aghazadeh and wanted to speak to him. I escorted _____ Aghazadeh's room where nurses were currently attending to Aghazadeh.

_____ introduced herself to Aghazadeh and told him that she left her business card on the bulletin board and to call her if he needed to talk to her. I then escorted _____ out of Aghazadeh's room.

I was relieved by Ofc. Adams at 1725 hours.

CASE STATUS: Investigations active.

CONTROL DOCUMENT NOT TO BE REPRODUCED WITHOUT PERMISSION

Prepared By: 541 CAMINS, JOSEPH
 BODY CAMERA RECORDED

Date: 08/12/2018

Approved By: *[Signature]*

Date: 8/20/18

Stamp area with fields for 'Fax', 'Date', and other administrative markings.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 47 - Hospital Guard

ADDITIONAL PERSON:

Business Name/Adrs: Marin General Hospital, 250 Bon Air Rd, Greenbrae, CA 94904 - 925-7000

Supplemental Narrative:
(Hospital Guard)

Assignment Date/Time: 08/11/2018-08/12/2018 @ 1700 Hrs. until 0500 Hrs.

On the above listed date and time, I was assigned as a Hospital Guard at the Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by his assigned nurse, RN
At the end of my assigned shift, I asked if Aghazadeh was in a condition in which he could be transported to the MCJ. She said, "No."

I was relieved by Sgt Ingels at 0500 hrs.

Case Status: Attach to the original report

CONTROL ROOM DO NOT DUPLICATE

Prepared By:
518 BELLAMY, JAMES
 BODY CAMERA RECORDED

Date:
08/12/2018

Approved By:

542		8/12-12-18		Date:
	C			Patrol
Fax:				



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 48 - Hospital Guard

ADDITIONAL PERSONS

Mentioned -

Address: Marin General Hospital - 415-924-2515

Business Name/Adrs: Marin General Hospital, 250 Bon Air Dr, Greenbrae, CA 94904 - 924-2515

SUPPLEMENTAL NARRATIVE:

(Hospital Guard)

Assignment Date/Time: 08/11/18 from 0500 hours until 1700 hours

On the above listed date and time, I was assigned as a hospital guard at the Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by ICU nurses and assistant nurses. He was also visited by Surgical Director (Trauma/ICU) I asked if Aghazadeh was in a condition in which he could be transported to the MCJ. He said, "No." Aghazadeh made no statements related to this case.

I was relieved by Corporal Bellamy at 1700 hours.

CASE STATUS: Attach to original report.

CONTROL DOCUMENT NOT DUPLICATE

Prepared By: 542 DUNCAN, CHRISTOPHER

Date: 08/12/2018

Approved By: *BHSC*

Date: 8/20/18

BODY CAMERA RECORDED

Stamp area with grid and handwritten notes.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 49

SR18-06261

SUPPLEMENTAL NARRATIVE:
(Hospital Guard)

Assignment Date/Time: 08/10/18 from 1700 hours until 0500 hours

On the above listed date and time, I was assigned as a hospital guard at the Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by ICU nurses and assistant nurses. He was not visited by any medical doctors during my shift. I was relieved by Corporal Duncan at 0500 hours.

CASE STATUS: Attach to original report.

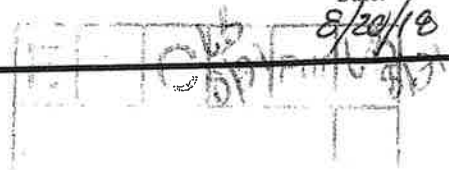
CONTROL DOC DO NOT DUPLICATE

Prepared By:
500 MELODIA, PHILLIP
 BODY CAMERA RECORDED

Date:
08/10/2018

Approved By:
[Signature]

Date:
8/20/18





SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 50

SR18-06261

SUPPLEMENTAL NARRATIVE:
(Hospital Guard)

Assignment Date/Time: 08/12/18 at 1700 hours until 08/13/2018 at 0500 hours

On the above listed date and time, I was assigned as a hospital guard at the Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by ICU nurses and assistant nurses. During my shift, [redacted] attended him and then told me that Aghazadeh was still not medically clear for jail.

I was relieved by Sergeant Aguilar at 0500 hours.

CASE STATUS: Attach to original report.

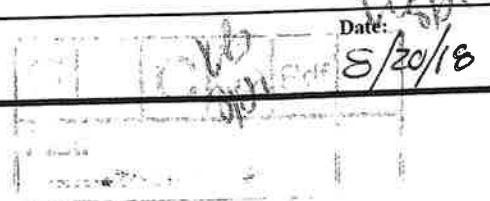
CONTROLLED DOC DO NOT DUPLICATE

Prepared By:
615 DOOLEY, JAMES
 BODY CAMERA RECORDED

Date:
08/13/2018

Approved By:
[Signature]

Date:
8/20/18





SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 51 - Hospital Guard August 12 from 0500-1700

SR18-06261

SUPPLEMENTAL NARRATIVE
(Hospital Guard)

Assignment Date/Time: 08/12/18 from 0500 hours until 1700 hours.

Upon arrival at the hospital I relieved Cpl. Bellamy at 0500 hours.

On the above listed date and time, I was assigned as a hospital guard at the Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by ICU nurses and assistant nurses. During my shift, Dr. [redacted] RN and several other staff took care of Aghazadeh. I was told by [redacted] Aghazadeh was still not medically clear for jail.

I was relieved by Officer Dooley at 1700 hours.

CASE STATUS: Attach to original report.

CONTROL DOC DO NOT DUPLICATE

E	C	W	8/14
Fax:			

Prepared By:
524 INGELS, SCOTT
 BODY CAMERA RECORDED

Date:
08/13/2018

Approved By:
[Signature]

Date:
8/13/18



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 52 - Enter Sonoma Co. interviews into evidence

SR18-06261

ADDITIONAL PROPERTY

Item #8, Status: Evidence

RBC1 - 1 Cd of INTERVIEW OF OFC. MACDOUGALD BY SONOMA DETECTIVES

Item #9, Status: Evidence

RBC2 - 1 Cd of INTERVIEW OF DEPUTY RODARTE BY SONOMA DETECTIVES

SUPPLEMENT: On 8-13-2018, I listened to both Officer MacDougald and Marin County Sheriff Deputy Rodarte's interview conducted by the Sonoma County Sheriff's Violent Crime Detectives on 8-6-2018. I downloaded both interviews conducted by the Sonoma County Sheriff's Violent Crime Detectives to a CD and placed them into evidence. The interview was recorded with audio only. The interview will be transcribed and will later be made available to the SRPD. The transcription will later be entered into evidence.

CASE STATUS: Closed.

CONTROLLED DOCUMENT DO NOT DUPLICATE

SEARCHED	INDEXED	SERIALIZED	FILED	8/14/18
				MB

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/13/2018

Approved By:
[Signature] #504

Date:
8/13/18



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 53 - Hospital Watch

SUPPLEMENTAL NARRATIVE:

(Hospital Duty)

Assignment Date/Time: Monday, August 13, 2018. 0500 hours until 1700 hours.

On the above listed date and time, I was assigned guard duty at Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by ICU nurses and assistant nurses, a trauma doctor, an urology doctor and a physical therapist. During my shift, a neurologist told that Aghazadeh was still not medically clear for booking at the County Jail.

I was relieved by Officer Finerty at 1700 hours.

CASE STATUS:

Closed.

Attach to original report.

CONTROLLED DOC DO NOT DUPLICATE

Prepared By:
460 AGUILAR, RAUL
 BODY CAMERA RECORDED

Date:
08/13/2018

Approved By:
[Signature] #501

Date:
8/20/18





Supplement
(Security of suspect)

On 08/13/2018 at approximately 1700 hours, I was assigned to be with Faramarz Aghazadeh at the Marin General Hospital.

Upon arrival, I contacted and relieved Sgt. Aguilar of his duties. From 08/13/2018 1700 hours to 08/14/2018 0500 hours, I stayed in the room with Aghazadeh. Aghazadeh awoke multiple times, but only spoke with the staff. Marin
General Hospital advised me that Aghazadeh was unable to be booked at the Marin County Jail due to his condition.

On 08/14/2018 at approximately 0500 hours, I was relieved by Ofc. Augustyn.

Case Status:
Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
591 FINERTY, KEVIN
 BODY CAMERA RECORDED

Date:
08/14/2018

Approved By:
[Signature]

Date:
8/20/18

[Handwritten notes and stamps]



ADDITIONAL PROPERTY

Item #10, Status: Evidence
GR5 - 1 Interview Of Ofc Garrison

Item #11, Status: Evidence
GR6 - 1 Interview Of Cpl. Piombo

Item #12, Status: Evidence
GR7 - 1 Interview Of Wilson Diaz. Interview of

Item #13, Status: Evidence
GR8 - 1 Interview Of And

INVESTIGATIONS SUPPLEMENT

On 08/14/18, I placed the recordings from the police department interview room into evidence. The recordings included the officer interviews of Corporal Piombo and Officer Garrison as well as two witness interviews conducted by Detective Maldonado.

STATUS: Investigations, active.

CONTROL DOCUMENTS NOT DUPLICATE

Prepared By:
587 RANISSI, GINO
 BODY CAMERA RECORDED

Date:
8/14/2018

Approved By:
[Signature]

Date:
8/15/18

[Handwritten notes and stamps]



SUPPLEMENTAL NARRATIVE
(Hospital watch of suspect dayshift 08/14/18)

NARRATIVE: I provided hospital guard duty of suspect Aghazadeh on 08/14/18 from 0500 to 1700 hours. I did not question Aghazadeh at all and he did not make any statements regarding the case. There was nothing of evidential value during my shift to necessitate activating my body camera.

I spoke with registered nurse [redacted] who was attending to Aghazadeh. [redacted] stated that Aghazadeh was not fit to be discharged from the hospital. The medical staff indicated that Aghazadeh's condition was improving however, and that he may be moved to a different room within days. Lt. Eberle came by the room during the day and I informed him of this development.

Please attach this supplement to the original case.

CASE STATUS: Investigations active.

CONTROLLED DOC DO NOT DUPLICATE

Prepared By:
534 AUGUSTYN, ANTHONY
 BODY CAMERA RECORDED

Date:
08/14/2018

Approved By:
[Signature]

Date:
8/20/18

FAX: []



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

**SUPPLEMENT 57 - Hospital watch of suspect
nightshift 08/14/18-08/15/18**

SR18-06261

SUPPLEMENTAL NARRATIVE:

(Hospital watch of suspect nightshift 08/14/18-08/15/18)

On 08/14/2018 at approximately 1700 hours, I was assigned to watch Faramarz Aghazadeh at the Marin General Hospital. Upon arrival, I relieved Ofc. Augustyn of his duties. From 08/14/18 at 1700 hours to 08/15/2018 at 0500 hours, I stayed in the room with Aghazadeh. Aghazadeh awoke multiple times, but only spoke with the staff. Marin General Hospital Staff advised me that Aghazadeh was unable to be booked at the Marin County Jail due to his injuries. On 08/15/2018 at approximately 0500 hours, I was relieved by Ofc. Augustyn.

CASE STATUS :Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
572 WILKINSON, MARK
 BODY CAMERA RECORDED

Date:
08/15/2018

Approved By: *ASu*

Date: *8/15/18*

CV
5/21
SBI



SUPPLEMENTAL NARRATIVE
(Hospital watch of suspect dayshift 08/15/18)

NARRATIVE: I provided watch of suspect Faramarz at MGH on 08/15/18 from 0500 hours to 1700 hours. He was in the "step down unit" during this time. I did not question him regarding the case and he did not make any statements regarding the case. As such I did not activate my body camera during the guard shift.

I spoke with Faramarz's registered nurse assigned for the day, _____ advised that Faramarz was not fit for transport from the hospital

Dr. Minnis estimated that Faramarz may be able to be discharged from the hospital in a few days however he would not speculate on whether that would mean he would be medically cleared for jail. I advised Lt. Pata and Sgt. Berringer of this information.

During my shift Captain McElderry asked that I ask the medical staff to request that a doctor call the MCJ Medical Manager _____ to discuss a transition plan going forward. I provided this request to RN _____. I also informed my relief officer, James Dooley to reiterate this request to the medical staff.

Please attach this supplement to the original case.

CASE STATUS: Investigations active.

CONTROL DOC DO NOT DUPLICATE

Prepared By: 534 AUGUSTYN, ANTHONY
 BODY CAMERA RECORDED

Date: 08/15/2018

Approved By: *AS*

Date: 8/20/18

SEARCHED	INDEXED	SERIALIZED	FILED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 59

SUPPLEMENTAL NARRATIVE:

(Hospital Guard)

Assignment Date/Time: 08/15/18 at 1700 hours until 08/16/2018 at 0500 hours

On the above listed date and time, I was assigned as a hospital guard at the Marin General Hospital, room #2128 to monitor Faramarz Aghazadeh. Aghazadeh was attended to by ICU nurses and assistant nurses.

_____ attended him and then told me that Aghazadeh was still not medically clear for jail.

I was relieved by Officer Prince at 0500 hours.

CASE STATUS: Attach to original report.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
615 DOOLEY, JAMES
 BODY CAMERA RECORDED

Date:
08/16/2018

Approved By:
[Signature] #501

Date:
8/20/18

SEARCHED	INDEXED	SERIALIZED	FILED
FAX:			



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 60 - Hospital watch of suspect 08/16/18-08/17/18

Supplement: On 08/16/2018 I was assigned to monitor Faramarz Aghazadeh at Marin General Hospital. I stayed in Aghazadeh's hospital room from 08/16/2018 at 1300 hours to 08/17/2018 at 0500 hours. I did not question Aghazadeh regarding the case and he did not make any statements regarding the case.

On 08/16/2018, at approximately 1545 hours, Marin County Public Defender, _____ came to Aghazadeh's room to provide him with her contact information. _____ did not discuss Aghazadeh's case but advised Aghazadeh's not to speak with police officers without an attorney.

_____ advised me that Aghazadeh was not ready to be transported or booked in MCJ. At 0500 hours, Ofc. Adams came to the MGH and relieved me from my shift.

Case Status: Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
567 FULLER, CHRISTOPHER
 BODY CAMERA RECORDED

Date:
08/17/2018

Approved By:
[Signature] #501

Date:
8/20/18

[Handwritten notes and stamps]



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 61 - hospital guard for 08-16-2018

Supplement: On 08/16/2018 I responded to the Marin General Hospital to monitor Faramarz Aghazadeh for the day. Upon arrival, I relieved Officer Dooley and sat with Aghazadeh in room #4126. I stayed with Aghazadeh until approximately 1300 hours when I was relieved by Cpl. Fuller. During the day Aghazadeh and informed me that Aghazadeh was not medically cleared for booking. I also did not question Aghazadeh about this case during my time with him nor did he provide me with a statement regarding the incident.

Case Status: Closed.

CONTROL DOC DO NOT DUPLICATE

Prepared By: 476 PRINCE, DENNIS

Date: 08/17/2018

Approved By: [Signature]

Date: 8/20/18

Body Camera Recorded

Administrative routing stamp with fields for 'Fax' and other tracking information.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 62 - Hospital guard 8/17/2018

Supplement: On 08/17/2018 at 0515 hours, I responded to the Marin General Hospital to monitor Faramarz Aghazadeh for the day. Upon arrival, I relieved Cpl. Fuller and sat with Aghazadeh in room # 4126. I stayed with Aghazadeh until approximately 1715 hours when I was relieved by Ofc. Melodia. and informed me that Aghazadeh was not medically cleared for booking. I also did not question Aghazadeh about this case during my time with him. He did not provide me with a statement regarding the incident.

Case Status: Closed.

CONTROL DOC DO NOT DUPLICATE

Prepared By: 552 ADAMS, ELISHA
 BODY CAMERA RECORDED

Date: 08/20/2018

Approved By:

[Signature]
5526

Date:

8-27-18

SEARCHED	INDEXED	SERIALIZED	FILED
FAX:			

ED 8/30
S

meat
INV
Simon G. S.C



SUPPLEMENT

(MGH watch of suspect 08/19/18 0500-1700 hrs.)

On Sunday, 08/19/2018, I was assigned to watch Faramarz Aghazadeh at Marin General Hospital (MGH) from approximately 0500 hours to 1700 hours. Aghazadeh was in room 4126 during this time and did not leave the room during my watch. Aghazadeh would sleep and wake up to eat and water.

I did not question Aghazadeh regarding the case and he did not make any statements regarding the case. I did not activate my body worn camera during my watch.

I spoke with Aghazadeh's registered nurse assigned for the day, advised me that Aghazadeh was not medically cleared for transport and booking at MCJ.

At approximately 1715 hours, Ofc. Carney relieved me from my shift.

Please attach this supplement to the original case.

CASE STATUS: Investigations active.

CONFIDENTIAL DO NOT DUPLICATE

Prepared By:
541 CAMINS, JOSEPH
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:
[Signature] #521

SEARCHED	INDEXED	SERIALIZED	FILED	DATE: 8/20/18
FAX:				



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

**SUPPLEMENT 65 - Hospital Guard Duty 8/18/18 from
0500 - 1700 hours**

INVESTIGATIVE SUPPLEMENT

(Hospital Guard Duty 8/18/18 from 0500 - 1700 hours)

On 8/18/18, I worked the day shift prisoner guard detail at Marin General Hospital from 0500 - 1700 hours. I took over watch of Faramarz Aghazadeh from Officer Phil Melodia.

Aghazadeh did not make any spontaneous statements and my body worn camera was not activated during my shift. At 1045 hours, I met with Faramarz Aghazadeh's treating physician. In summary, Doctor advised that he left a message with the Charge Nurse concerning Aghazadeh's follow-up care. Aghazadeh was not cleared for booking. I concluded my watch at 1700 hours and turned over guard duty to Corporal Aaron Piombo.

CASE STATUS: Investigations Active.

CONFIDENTIAL
DOC DO NOT DUPLICATE

Prepared By:
501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:
[Signature]

Date:
8-20-18

SEARCHED	INDEXED	SERIALIZED	FILED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

**SUPPLEMENT 64 - Hospital Watch of Suspect
Nightshift 8/19/18-8/20/18**

SUPPLEMENTAL NARRATIVE:

(Hospital Watch of Suspect Nightshift 8/19/18-8/20/18)

SUMMARY: On 8/19/18 at approximately 1700 hours, I was assigned to be with Faramarz Aghazadeh at Marin General Hospital.

Upon arrival, I contacted and relieved Ofc. Camins of his duties. Between 1700 hours on 8/19/18 and 0500 hours on 8/20/18 I stayed with Aghazadeh in his room. During my time with Aghazadeh, Marin General Hospital staff, to watch television and to eat. I did not question Aghazadeh about the case and at no time did Aghazadeh make any statements regarding the case.

Marin General Hospital staff advised that Aghazadeh was unable to be booked into the Marin County Jail due to his current condition.

On 8/20/18 at approximately 0500 hours, Ofc. Augustyn arrived on scene and relieved me.

This concludes my involvement in this case.

CASE STATUS: Investigations Active.

CONTROL DO NOT DUPLICATE

Prepared By:
565 CARNEY, TREVOR
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:

Date:

8-27-18

SEARCHED	INDEXED	SERIALIZED	FILED
AUG 27 2018			
FBI - SAN RAFAEL			
Fax:			



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 66 - Interview of Aghazadeh

SUPPLEMENT: On 8-20-2018, I met with Detective Mitchell from the Sonoma County Sheriff's Office at Marin General Hospital. I had called Officer Augustyn earlier in the morning. Officer Augustyn was watching Aghazadeh at the hospital.

I wanted to interview Aghazadeh while he was not under the influence of pain medication. Detective Mitchell and I entered Aghazadeh's room at approximately 1053 hours. I activated my BWC just prior to entering the room. Aghazadeh was in his hospital bed and woke up as we entered the room. I pulled a chair up to the edge of his hospital bed and sat in front of Aghazadeh. I introduced Detective Mitchell and myself.

I asked Aghazadeh if it was okay if we talked to him. He said that it was. I asked how he was and he stated that he wanted to go to Europe and get a shot to leave the world. I asked how his pain was and he said that he was do for his pain medication.

I then read Aghazadeh his rights per Miranda from the our San Rafael PD Miranda form. Aghazadeh said that he understood his rights. I asked if he wanted to talk to me and he said something to the effect of, "No, nothing". I asked Aghazadeh if it was okay that I ask him some questions and he can answer them if he likes. Aghazadeh said, "Sure".

I asked Aghazadeh if he knew why I was there talking to him. Aghazadeh responded, "The shooting". I asked if he could explain what led up to the shooting. He said something to the effect that he was leaving, they said I could go, I wanted to die. I asked what made him feel like he wanted to die. He said that he could not talk about it.

I asked Aghazadeh if he had any problems on that street before the police arrived. He said that he did not. I mentioned the knives he was carrying and he said that he was just playing. I asked if he was angry with someone. He said he was not. Aghazadeh said that he had not been hanging out there very long. I asked where he had been staying during the night. Aghazadeh said that he had been sleeping under a bridge on Anderson Drive which is not too far from where this incident happened and is a popular location for homeless to sleep.

Aghazadeh admitted that he knew we were the police when we were out there talking to him. He also remembered that there were a lot of police in the area. I asked Aghazadeh why he didn't want to put his weapons down. He said that he did not want to hurt anyone. I asked him if he did not want anyone to get hurt, then why didn't he want to put his knives down. He said that he did not want to talk about it but then kept talking. He said he did not want them to take him to jail.

I explained to him that we wanted to learn how he was feeling that night. He said something to the effect of, "I wanted to finish, I did not want to go to jail anymore, I can't explain!"

I then asked Aghazadeh if he was seeing a doctor for anything prior to that day. Aghazadeh mumbled under his breath but I could not understand what he said. I asked if he was prescribed any medications before getting admitted to the hospital. He said he was not.

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:
[Signature] #501

Date:
8/21/18

<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>
	C	10	Per	5/21/18
Fax:				



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 66 - Interview of Aghazadeh

Since Aghazadeh said that he was living under a bridge for approximately one year, I asked if he was using the facilities that are available to homeless subjects in San Rafael. He stated that he was using The Ritter Center and the St. Vincent soup kitchen for food. Based on those questions I believe Aghazadeh had the where with all to be able to care for his basic needs of shelter, food, and hygiene.

Aghazadeh admitted to being in the San Rafael area for approximately 26 years and confirmed he was homeless for the past year. I asked Aghazadeh what he did for money. Aghazadeh said that he gets Social Security. I asked if he had a payee or picks up a check somewhere. Aghazadeh said that the money went to a credit card and he used it to purchase food. Again, I believe that Aghazadeh had the where with all to use a credit card or a state benefits account in order to purchase food to sustain his basic needs.

Aghazadeh admitted to having a valid California driver license and not having any problems with his driving record. I asked Aghazadeh if he had ever been hospitalized prior to this incident. He said that he had only gone to the emergency room in the past for "different things". I asked if had ever been hospitalized for being depressed. He said he was not depressed. I mentioned that he said he wanted to leave this world and that usually comes from depression. I asked Aghazadeh if he has ever been diagnosed or told he has a mental illness. Aghazadeh responded that he does not have mental illness and has never taken medication for mental illness.

I asked Aghazadeh if he had recognized any of the officers on scene that night from prior incidents. He stated he didn't. He asked to take his pill and then we could talk some more. He then got angry that his medication was late.

I asked him a couple questions about running towards the officer's and why he wanted to hurt them. He did not respond to those questions. I feel that Aghazadeh had a good grasp of the situation may have purposely not answered those two questions because that could have shown his intent. I explained that I was trying to get his side of the story. He again asked for his medication. I explained that I was not a doctor and could not get his medication.

Detective Mitchell then introduced himself again and asked if he could ask him a couple more questions. Aghazadeh said he could ask two questions. Detective Mitchell asked Aghazadeh if he remembered getting shot with a bean bag or something prior to the actual shooting. Aghazadeh said that he remembered getting shot with the shotgun. Aghazadeh said they made him angry. Aghazadeh said that he was walking away when he got shot and that made him very angry. Detective Mitchell asked what he did after he was shot with the beanbags. Aghazadeh said he did not remember but that it made him very angry.

I asked Aghazadeh if he saw the police cars at the end of the street and if he actually believed they would just let him walk away. He said they told him to disappear and to go away. I again asked if the bean bags hurt. He said that they hurt bad and laughed. I asked how they made him feel. He said he told them that he was going to die. Aghazadeh said he did not remember what happened after. He said he quickly heard "dot dot dot" (sound he made with his mouth).

Prepared By:
526 CLELAND, ROBERT

Date:
08/20/2018

Approved By:

Date:

BODY CAMERA RECORDED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 66 - Interview of Aghazadeh

Aghazadeh said he did not blame the officers for shooting him because he had a knife. I asked how many he had. He said the other one was scissors. I expressed that the scissors were still sharp and they could have hurt the officers. Aghazadeh nodded his head in the affirmative. Detective Mitchell asked Aghazadeh about not blaming the officer for shooting him. He said that he did not blame them because they were cops. Detective Mitchell asked Aghazadeh if he felt the officers were scared. Aghazadeh responded that he did believe the officers were scared.

I asked Aghazadeh what he hoped the officers would do. He said that he hoped they would have let him go. I then asked Aghazadeh how he was holding his knives and scissors. He said that he was holding the knives in a manner so they came out of the bottom of his hand. Aghazadeh began to chuckle and stated that he was laughing because he did not want to hurt anyone.

I asked if he had any past training with knives. He said that is why he was practicing but he has not had any formal training. I asked how long he has practiced for. Aghazadeh said he has practiced all his life, he just liked knives, and use to have an assortment of knives. I asked Aghazadeh if he had ever watched video's on the Internet regarding the use of knives. Aghazadeh said that he has watched video's regarding using knives on the Internet from time to time.

I asked Aghazadeh based on his actions with the knives, did he understand how the officers were afraid of him. Aghazadeh responded that he did.

I asked Aghazadeh if the shotgun made him want to drop the knives or hold them tighter. He said he never dropped them. He then said that he always carried a knife because of pedophiles on the street when he was little. I said that he is old now and asked if he still always carries a knife. Aghazadeh said he does.

Detective Mitchell then asked Aghazadeh if he could remember how close he got to the deputy before he was shot. Aghazadeh said that he did not take one step. Then began making shot noises with his mouth.

I asked Aghazadeh if he heard the deputy yell for him to stop. Aghazadeh said that he heard him say stop. I then asked if he remembered hearing the deputy tell him to stop or he would be shot. He said that he heard nothing besides stop and then "dot dot dot".

Detective Mitchell asked if he could see the officers at the end of the street. He said that he could see the shotgun. I asked if he could tell how many officers were there. He said that he saw 3-4.

Aghazadeh does not remember saying anything before getting shot. He said that he remembers saying he wanted to go away, then felt that he did not want to go to jail.

Aghazadeh said something to the effect of, "The first part I said who ever comes closer, I'm going to hurt! After that I said I'm done". I don't know if this is what Aghazadeh thought to himself or if he said it out loud. It is also unknown at what point during the incident that Aghazadeh felt or said that. I tried to clarify if he said that when he was closer to Burger King because no one came close to him. Aghazadeh then said it was in fact when he was closer to Burger King.

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 66 - Interview of Aghazadeh

Detective Mitchell then tried to get Aghazadeh to estimate how close he got to the deputy prior to getting shot. He gave a distance of 100-200 meters which is not accurate based on what we saw in the video's.

We then ended our conversation with Aghazadeh. We wished him well and left the room. I then turned off my BWC. I later annotated my BWC and uploaded it to the server.

CASE STATUS: Investigations active.

CONTROL DOC DO NOT DUPLICATE

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:

Date:



INVESTIGATIVE SUPPLEMENT
(CHP Assist Outside Agency Report)

On 8/20/18, I received a copy of the police reports authored by Officers from the California Highway Patrol - Marin Office who were involved in this incident. Refer to the attached report (2018-857) for details.

CASE STATUS: Investigations Active.

CONTROL DOC DO NOT DUPLICATE

Prepared By: 501 BERRINGER, TODD
 BODY CAMERA RECORDED

Date: 08/20/2018

Approved By:

[Signature]

Date:

08-29-18
501
501
5

ARREST - INVESTIGATION REPORT

CHP 216 (Rev. 11-15) OPI 061

DATE/TIME OF ARREST REPORT
DATE/TIME OF INCIDENT
08/05/2018 2120

COURT
MARIN SUPERIOR
FILE NUMBER
2018-857
AREA BEAT COLLISION REPORT NUMBER
350

EVIDENCE/PROPERTY
 YES NO
E
MVARs YES NO
Disc #

CITATION NUMBER OFFENSE(S) CHARGED OR INVESTIGATED ASSIST OUTSIDE AGENCY FOR
SAN RAFAEL POLICE DEPARTMENT CASE #SR18-6261
JUS 8715 REQUIRED YES NO
NUMBER

SUBJECT NO 1 OF 1

NAME (last, first, middle) AKA
AGHAZADEH, FARAMARZ

RESIDENCE ADDRESS MAILING ADDRESS SAME

RACE SEX BIRTHDATE HAIR EYES HEIGHT WEIGHT PLACE OF BIRTH (city, state, country) DISPATCH NOTIFIED
M M BRN BRN 5-09 205 DISPATCH NOTIFIED
 YES NO

DRIVER LICENSE NUMBER STATE DDL STATUS MISC (SSN, INS #, ETC.) TIME ID LOG 3204

EMPLOYER ADDRESS FINGERPRINTED
 YES NO

BOOKING, CH, FBI, ETC., NUMBER(S) WHERE BOOKED/CONFINED DATE/TIME

NOTIFYING OFFICIAL

JUVENILE FOREIGN NATIONAL IMMUNITY CLAIM

VEHICLE

LICENSE STATE YEAR VIN/EN NUMBER VEHICLE WAS PARKED RELEASED STORAGE AUTHORITY
 STORED RECOVERED IMPOUNDED

VEH YEAR MAKE BODY STYLE COLOR BODY TYPE LOCATION OF VEHICLE/RELEASED TO/TELEPHONE NUMBER

NAME OF REGISTERED OWNER SAME AS SUBJECT ADDRESS SAME AS SUBJECT

NAME OF LEGAL OWNER SAME AS R/O ADDRESS LOCATION OF KEYS

WITNESS

BIRTHDATE SEX NAME WITNESS PASSENGER ADDRESS/AGENCY PHONE
M OFFICER OCHOA #21418 CHP - MARIN RES: (415)924-1100

M OFFICER JONES #21845 CHP - MARIN RES: (415)924-1100

M OFFICER FITZGERALD #18797 CHP - MARIN RES: (415)924-1100

M OFFICER KYNE #21867 CHP - MARIN RES: (415)924-1100

VICTIM INFORMATION

1 NAME ADDRESS

BIRTHDATE SEX DL# STATE DAY PHONE EVENING PHONE

VEH.LIC.# STATE YEAR MAKE BODY STYLE COLOR BODY TYPE

2 NAME ADDRESS

BIRTHDATE SEX DL# STATE DAY PHONE EVENING PHONE

VEH.LIC.# STATE YEAR MAKE BODY STYLE COLOR BODY TYPE

MISDEMEANOR INCARCERATION

(To be completed upon physical arrest for any misdemeanor, pursuant to Penal Code Section 853.6.)

As determined by the arresting officer, the person arrested:

- 1. was so intoxicated as to be a danger to himself/herself or others.
- 2. required medical examination or medical care or was otherwise unable to care for his/her own safety.
- 3. was arrested under one or more of the circumstances listed in Sections 40302 and 40303 of the Vehicle Code (Note 5 and 8 if also applicable).
- 4. had one or more outstanding arrest warrants issued.
- 5. could not provide satisfactory evidence of personal identification.
- 6. if released immediately, would jeopardize the prosecution of the offense or offenses for which arrested or the prosecution of any other offenses.
- 7. would be reasonably likely to continue the offense or offenses, or the safety of persons or property would be imminently endangered if immediately released.
- 8. demanded to be taken before a magistrate or refused to sign the citation.
- 9. would not appear at the time and place specified in the notice.
- 10. Other:

ARRESTING/INVESTIGATING OFFICER (Print name/rank) I.D. NUMBER REVIEWED BY (Print name/rank) I.D. NUMBER DATE
Dave Herrera / Sergeant 019747 R-D Mota Capt 13920 8/20/11

AGHAZADEH, FARAMARZ
LAST NAME, FIRST NAME AND MIDDLE INITIAL

REPRODUCTION PROHIBITED

ARREST -- INVESTIGATION REPORT NARRATIVE(CONTINUED)

ADMONITION OF RIGHTS

- 1. YOU HAVE THE RIGHT TO REMAIN SILENT.
- 2. ANYTHING YOU SAY CAN AND WILL BE USED AGAINST YOU IN A COURT OF LAW.

- 3. YOU HAVE THE RIGHT TO TALK WITH AN ATTORNEY AND TO HAVE AN ATTORNEY PRESENT BEFORE AND DURING QUESTIONING.

- 4. IF YOU CANNOT AFFORD AN ATTORNEY, ONE WILL BE APPOINTED FREE OF CHARGE TO REPRESENT YOU BEFORE AND DURING QUESTIONING, IF YOU DESIRE.

THE ABOVE STATEMENT WAS READ TO THE ARRESTEE BY:

NOT ADVISED ARRESTING OFFICER OR:

I.D.

TIME:

DO YOU UNDERSTAND EACH OF THESE RIGHTS I HAVE EXPLAINED TO YOU?

YES NO

HAVING THESE RIGHTS IN MIND, DO YOU WISH TO TALK TO US NOW?

YES NO

WAIVER STATEMENT

CONTROL DOC DO NOT DUPLICATE

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D. NUMBER
08/05/2018	2117	9350	021418

1 **SUPPLEMENTAL:**

2 On Sunday, August 5, 2018, at approximately 2120 hours, I was on routine patrol in a fully marked
3 C.H.P. patrol vehicle (#5436), wearing a full tan C.H.P. uniform. I monitored a call from the
4 Golden Gate Communications Center of a request from the San Rafael Police Department. The
5 request was for C.H.P. assistance with the evacuation of an area (Verdi Street at Lisbon Street)
6 while the San Rafael Police Department dealt with a noncompliant male who was armed with
7 knives. I responded from US-101 northbound, just south of Paradise Drive at approximately 2118
8 hours. I arrived at the Burger King parking located at the intersection of Francisco Boulevard and
9 Verdi Street at approximately 2128 hours.

10

11 Upon arrival, I assisted C.H.P. Marin Sergeant D. Herrera (#19747) and fellow Marin C.H.P.
12 Officers with the evacuation of all civilians and civilian vehicles from the Burger King parking lot. I
13 was instructed by Sergeant Herrera to go the south east end of Lisbon Street at Bellam Boulevard
14 to stage with emergency medical services. Within 15 minutes after my arrival, I heard several
15 rounds of gun fire from behind the Burger King. I heard on the fire department scanner from San
16 Rafael Engine 54 that a subject was down and to send in emergency medical units to provide
17 medical aid to the suspect. I relocated to the intersection of Belvedere Street and Verdi Street
18 and assisted one of the San Rafael Police Officers. At approximately 2045 hours, I was instructed
19 to leave the scene by Sergeant Herrera.

CONTROL DOCUMENT NOT DUPLICATE

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
ALEX O OCHOA / OFFICER	021418	08/11/2018		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D. NUMBER
08/05/2018	2120	9350	019747

1 **ADDITIONAL CHP OFFICERS:**

2 The following two CHP officers from the San Francisco CHP Area office were on also scene:

3 Officer Mayer, #21712

4 Officer Solano, #21780

5

6 **SUPPLEMENTAL:**

7 On August 5, 2018 at approximately 2120 hours I was working as the graveyard supervisor in full
8 CHP uniform and operating a fully marked CHP patrol vehicle. It was at this time the San Rafael
9 Police Department was requesting assistance in evacuating the Burger King restaurant on
10 Francisco Boulevard and Verdi Street within the city limits of San Rafael. They were currently in a
11 standoff with a noncompliant male who was armed with knives behind the Burger King on Lisbon
12 Street and Verdi Street.

13

14 I arrived on scene at approximately 2127 hours and was met by Sergeant Schneider from the
15 Marin County Sheriff's Office who asked that our units provide traffic control around the perimeter
16 as well as evacuate the people inside Burger King. I coordinated with the Marin County Sheriff's
17 Office and sent my officers to the surrounding intersections as I helped to evacuate Burger King.
18 After the Burger King restaurant was evacuated, I walked to the front of the parking lot on
19 Francisco Boulevard and was standing with CHP Officer Fitzgerald, #18797. After a few minutes
20 had passed I heard what appeared to be less lethal rounds being fired, followed by gun shots. I
21 could see behind the Burger King restaurant, so I walked to the back and I did not see anyone. I
22 walked to Verdi Street and looked north towards Belvedere Street and I noticed several officers. I
23 walked down the street towards the officers and noticed a male who was being attended to by
24 emergency medical personnel. I asked Sergeant Schneider how we could help and he asked for
25 CHP to put out caution tape, which we did. I stayed on scene until approximately 0152 hours. At
26 this point all CHP officers except for Officer Mayer, #21712, and Officer Solano, #21780, had been
27 relieved by the San Rafael Police Department.

CONTROL DOCUMENT DO NOT DUPLICATE

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
DAVE HERRERA / SERGEANT	019747			

DATE OF INCIDENT

TIME

NCIC NUMBER
9350

OFFICER I.D.
021485

NUMBER

1 **SUPPLEMENTAL**

2

3 On Sunday, August 5, 2018, at approximately 2120 hours, I was on patrol in a fully marked black
4 and white CHP patrol vehicle and in a CHP uniform. I monitored a call from Golden Gate
5 Communications Center of a request from the San Rafael Police Department. The request was for
6 CHP assistance with evacuation and traffic control near the Burger King on Francisco Boulevard
7 due to an uncooperative subject armed with a knife. After clearing a traffic stop I responded from
8 northbound US-101 at San Antonio and arrived on scene at approximately 2142 hours to assist
9 with traffic control at Bellam Boulevard and Libson Street.

10

11 Immediately upon my arrival I was contacted by Officer Ochoa, ID 21418, who related the subject,
12 had just been shot. I did not hear any gun shots and I did not see the subject. I continued to block
13 vehicle traffic at Bellam Boulevard and Libson Street until I was relieved by another CHP unit

CONTROL DOCUMENT NOT DUPLICATE

PREPARED BY

GREGORY DALE JONES /
OFFICER

I.D. NUMBER
021485

DATE

REVIEWER'S NAME

DATE

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D. NUMBER
08/05/2018	2120	9350	018797

1 SUPPLEMENTAL:

2 On Sunday, August 5, 2018, at approximately 2120 hours, I was on patrol in a fully marked black and white
3 CHP patrol vehicle and in full tan CHP uniform. I monitored a call from the Golden Gate Communications
4 Center of a request from the San Rafael Police Department. The request was for CHP assistance with the
5 evacuation of the Burger King on Francisco Blvd. I responded from the Marin CHP office and arrived on
6 scene at approximately 2127 hours.

7

8 Upon arrival I spoke with Sgt. Schneider of the Marin County Sheriff's Office who asked me to block off the
9 driveway to the Burger King and assist with getting the cars out of the parking lot. Approximately 15
10 minutes after my arrival I heard several gunshots coming from behind the Burger King. I was unable to see
11 who was shooting or had been shot since the Burger King building blocked my view of what was occurring.
12 I remained at the Burger King, blocking access to the driveway and parking lot, until relieved by another
13 CHP unit.

CONTROL ROOM DO NOT DUPLICATE

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
K FITZGERALD	018797	08/11/2018		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D. NUMBER
08/05/2018	2117	9350	021867

1 On Sunday, August 5, 2018, at approximately 2117 hours, I was wearing a full tan uniform,
 2 preparing my fully marked CHP patrol vehicle (#5441) for routine patrol. I was monitoring a call
 3 from Golden Gate Communication's Center of a request from San Rafael Police Department. The
 4 request was for CHP assistance with the evacuation of an area (Verdi Street and Lisbon Street)
 5 while the San Rafael Police Department dealt with a noncompliant male who was armed with
 6 knives. I concluded a pre-patrol vehicle check and responded from the CHP Marin Area office at
 7 approximately 2120 hours. I arrived at the Burger King east parking lot located at the intersection
 8 of Market Street and Verdi Street at approximately 2128 hours.
 9
 10 Upon arrival, I was given instructions from CHP Sergeant D. Herrera, #19747, to assist San
 11 Rafael Police Department by maintaining a perimeter at the intersection of Verdi Street and Lisbon
 12 Street. I arrived at the intersection at approximately 2135 hours and was positioned next to a San
 13 Rafael Police Department K-9 unit. I armed myself with the AR-15 rifle from my patrol vehicle and
 14 maintained a low ready position while I maintained a visual of the subject. At approximately 2141
 15 hours, I observed the subject yelling and swinging two knives in an erratic shadow boxing manner.
 16 At approximately 2142 hours, I noticed the subject suddenly starting walking very fast towards the
 17 intersection of Verdi Street and Belvedere Street. The officer who was negotiating with the subject
 18 started following the subject. The K-9 unit and I also starting following the subject as he headed
 19 towards Belvedere Street. As I closed in on the subject from approximately 200 feet behind, I
 20 heard a voice from the Belvedere Street and Verdi Street intersection yell, "Less lethal, less
 21 lethal." I then heard approximately three to four less lethal shotgun rounds go off. At this time I
 22 moved to cover and lost visual of the subject. As I took cover I heard a handgun fire three to four
 23 times. I looked up and saw the subject fall to the ground. At approximately 2143 hours I ran to the
 24 subject and used my flashlight to illuminate the scene as officers from the San Rafael Police
 25 Department began medical care. Once the subject was loaded into the ambulance and left the
 26 scene, I set an exterior perimeter with yellow caution tape. At approximately 2235 hours, I
 27 positioned my patrol vehicle near the intersection of Belvedere Street and Bellam Boulevard to
 28 provide traffic control. At approximately 2351 hours, I was relieved from my post by a San Rafael
 29 Police Officer.

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
JAMES M. KYNE / OFFICER	021867	08/16/2018		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D. NUMBER
08/05/2018	2120	9350	021712

1 SUPPLEMENTAL:

2 On Sunday, August 5, 2018, at approximately 2120 hours, I was on routine patrol in a fully marked
3 C.H.P. patrol vehicle (#8432), wearing a full tan C.H.P. uniform. My partner, Officer M. Solano
4 #21780, was driving the patrol vehicle and I was seated in the right front passenger seat. We
5 monitored a call from the Golden Gate Communication's Center of a request from the San Rafael
6 Police Department. The request was for C.H.P. assistance with the evacuation of an area (Verdi
7 Street at Lisbon Street) while the San Rafael Police Department dealt with a noncompliant male
8 who was armed with knives. We responded from US-101 southbound, just north of Monte Mar
9 Drive at approximately 2123 hours. We arrived at the Burger King parking lot located at the
10 intersection of Francisco Boulevard and Verdi Street at approximately 2128 hours.

11

12 Upon arrival, I assisted C.H.P. Marin Sergeant D. Herrera (#19747) and fellow Marin C.H.P.
13 Officers with the evacuation of all civilians and civilian vehicles from the Burger King parking lot.
14 Within 15 minutes after my arrival, I heard several rounds of gun fire from behind the Burger King.
15 Sergeant Herrera advised a crowd of civilians was forming at the intersection of Belvedere Street
16 and Verdi Street and asked Officer Solano and I to relocate there to assist with crowd control. We
17 relocated and maintained crowd control while the San Rafael Police Officers and the Marin County
18 Sheriff's Department investigated the scene. At approximately 0322 hours, we were relieved from
19 our fixed post by a San Rafael Police Department Officer.

CONTROL DOC NOT DUPLICATE

PREPARED BY	I.D. NUMBER	DATE	REVIEWER'S NAME	DATE
R. MAYER	021712	08/09/2018		

DATE OF INCIDENT	TIME	NCIC NUMBER	OFFICER I.D.	NUMBER
08/05/2018	2120	9350	21780	

SUPPLEMENTAL:

On Sunday, August 5th, 2018, my partner C.H.P. Officer R. Mayer (ID#21712) and I were on duty wearing a full tan C.H.P. uniform and in a fully marked black and white C.H.P. patrol vehicle (#8432). I was driving and my partner was on the front passenger seat. We were working coverage for C.H.P. Marin and we were assign beat unit C34-020. At approximately 2120 hours, we monitored a call from the Golden Gate Communication's Center of Marin County Sheriff's Department and San Rafael Police Department requesting C.H.P. to evacuate an area due to a noncompliant male who was armed with knives behind a Burger King Restaurant at the intersection of Verdi St. and Lisbon St. At approximately 2123 hours, we responded from US-101 southbound, just north of Monte Mar Drive, and arrived at approximately 2128 hours.

Upon arrival at the Burger King Restaurant front parking lot, we met with C.H.P. Marin Sergeant D. Herrera (ID#19747) who advised us to evacuate citizens away from the building. While performing this task we heard a few gun shots coming from the rear of the building. Sergeant D. Herrera immediately instructed my partner and I to drive to the intersection of Belvedere St. and Verdi St. to provide traffic control for Marin County Sheriff's Department and San Rafael Police Department.

Upon arrival to Belvedere St. and Verdi St., my partner and I assisted providing traffic control. A few minutes after, we met again with C.H.P. Sergeant D. Herrera, who instructed us to ask citizens that were standing around for a statement. After asking several individuals, they all declined to give a statement. A San Rafael Police Officer who was with a Spanish speaking witness requested a Spanish bilingual Officer to assist for a translation. I responded and assisted with the translation at Belvedere St. and Verdi St.

My partner and I provided traffic control at the intersection of Belvedere St. and Verdi St. until we were relieved at approximately 0322 hours by a San Rafael Police Officer.

PREPARER'S NAME
M. Solano

I.D. NUMBER
21780

DATE
08/05/2018

REVIEWER'S NAME



INVESTIGATIVE SUPPLEMENT

(Hospital Guard Duty 08-18-18 / 1700 to 08-19-18 / 0500)

On 08-18-18, I worked the night shift prisoner guard detail at Marin General Hospital from 1700 hours to 08-19-18 / 0500 hours. I took over watch of Faramarz Aghazadeh from Sergeant Todd Berringer. Aghazadeh was still confined to his bed and needed assistance when he asked to roll over or when he was transferred to another bed. Aghazadeh did not make any spontaneous statements and my body worn camera was not activated during my shift. Faramarz Aghazadeh's treating physician did not contact him during my shift. I spoke to his primary RN, _____ and he advised that Aghazadeh was not cleared for booking as he was still receiving treatment. I concluded my watch at 0500 hours and turned over guard duty to Officer Joseph Camins.

CASE STATUS: Investigations Active.

ORIGINAL DOC DO NOT DUPLICATE

[Handwritten signature] 8/22/18

Prepared By:
499 PIOMBO, AARON
 BODY CAMERA RECORDED

Date:
08/20/2018

Approved By:
[Handwritten signature]

Date:
8/21/18



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000
SUPPLEMENT 69 - INTERVIEWS OF

SR18-06261

INVESTIGATIVE SUPPLEMENT
(Interviews)

ADDITIONAL PERSONS

Mentioned -

Mentioned -

On August 10, 2018, at approximately 1028 hours, Det. Rantissi and I contacted M- on the north side of Smart and Final off of Dodie Street. I did not have my Body Worn Camera on during this contact, and relied on Det. Rantissi's BWC during the interview. The following is a summary of my interview, please refer to his BWC for further details:

I asked if I could speak with her outside the presence of the other individuals she was with. I told that she was not in trouble. said she knew she wasn't in trouble, and knew I wanted to speak with her regarding "Ali." SA-Aghazadeh identified himself to local transients as "Ali."

stated she has known SA-Aghazadeh for approximately 6 months. said that they shared a campsite together underneath the freeway. I am familiar with the campsite she was referring to as the one above Andersen Drive and Bellam Boulevard.

said that she did not know SA-Aghazadeh to be a "bad guy." stated that a day prior to the shooting, SA-Aghazadeh gave M- \$30.00 to buy narcotics. M- did not get SA-Aghazadeh his dope and took his \$30.00. said that SA-Aghazadeh pulled a knife on M- and told him he needed to give him collateral for the money he was out. said that M- got up and ran to the Circle K, which is located on the corner of Bellam Boulevard and Francisco Boulevard East, and called the police. did not witness this, and stated that SA-Aghazadeh told her about it. said that SA-Aghazadeh was staying behind Burger King in the ivy.

SA-Aghazadeh contacted , on the property of The Party Store where she was barbecuing. stated that SA-Aghazadeh asked her if she had any "crank." told him that she did not have any. said that during the time she has known SA-Aghazadeh she knows him to use methamphetamine, and nothing else.

described SA-Aghazadeh to pace back and forth, and she believed he suffered from mental

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/21/2018

Approved By:
[Signature]

Date:
8/21/18

[Handwritten initials]



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 69 - INTERVIEWS OF

SR18-06261

health issues. also believed that SA-Aghazadeh was possibly taking prescribed medication, but she was not positive. said SA-Aghazadeh went to Enterprise, and that they all smoked methamphetamine the day of the shooting, between 1400-1500 hours. said that SA-Aghazadeh mentioned he had to take a "pill" before he smoked. was adamant that SA-Aghazadeh was high at the time of the shooting, and still mad over the money M- took from him. blames M- for making SA-Aghazadeh angry.

said that she could tell the difference in SA-Aghazadeh's behavior when he was under the influence of drugs and when he was not. said that SA-Aghazadeh would become angry when "high" and his facial expressions would change. demonstrated how SA-Aghazadeh would stand and posture.

stated that she knew SA-Aghazadeh to carry a folding pocket knife with a black handle. removed a knife from her bra to show me that he had given her a knife, and that he carried one just like it. stated SA-Aghazadeh never spoke about his personal life during the time she has known him. SA-Aghazadeh never made comments or showed aggression toward law enforcement in her presence. SA-Aghazadeh never made any comments to harm himself or others around

This concluded our interview of

INTERVIEW OF WEINER:

On August 10, 2018, at approximately 1110 hours, Det. Rantissi and I contacted M- underneath the US 580 over cross where the US 101 converges. M- knew the reason for our contact was regarding the Officer Involved Shooting. M- agreed to come back to the police department for an interview. Ofc. Prince who was working day shift patrol arrived at our location and completed a transport of M- M- was advised he was not under arrest, and at no time was he placed in handcuffs. Det. Rantissi and I met Ofc. Prince at the police department. Det. Rantissi activated the Irecord in the interview room. This room is set up to audio and video record interviews. Det. Rantissi also activated his Body Worn Camera as a back up.

We escorted M- into the interview room, and Det. Rantissi provided him a cup of coffee. The following is a summary of our interview of M- Please refer to the recording for further details.

M- provided me his full name and date of birth. M- stated he was originally from the Bronx, New York, and has lived in California since 1991. M- worked in the IT industry, in Los Gatos, San Francisco, and San Jose areas.

Det. Rantissi showed M- a picture of SA-Aghazadeh, whom he positively identified as "Ali."

M- stated he met SA-Aghazadeh under the freeway by the bike path. M- said that SA-Aghazadeh was living with a guy named in a tent under the tree behind Brooklyn Pizza. M- met SA-Aghazadeh approximately 6 months ago.

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/21/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 69 - INTERVIEWS OF

SRI8-06261

Det. Rantissi told M- that SA-Aghazadeh was involved in an Officer Involved Shooting. We asked M- what he could tell us about SA-Aghazadeh. M- stated he did not spend very much time with him. M- described SA-Aghazadeh to be a quiet guy who kept to himself. M- said that SA-Aghazadeh would pace and talk to himself a lot about things that would bother him.

M- : said that day of the shooting, he hadn't seen SA-Aghazadeh in about a week. M- said that SA-Aghazadeh was staying at the top of the hill under the freeway. M- stated that was staying up there as well. M- alleged that SA-Aghazadeh exposed himself to her, and asked M- to protect her. M- moved her camp near M-

M- knew SA-Aghazadeh to use methamphetamine once in a while. He did not know him to drink alcohol. M- : did not know how often SA-Aghazadeh used methamphetamine to determine his behavior when he was high or not. M- said that SA-Aghazadeh gave him money a few times to buy methamphetamine. The last time M- bought for him was a couple weeks ago.

M- r said that day of the shooting, Sunday, he was in the back corner of Burger King by the drive through. I showed M- an overhead map of the intersection of Lisbon and Verdi Streets. This map included the Burger King lot. M- recognized the aerial map, and pointed to the south east corner of Lisbon and Verdi, where he was camped.

M- stated he was contacted earlier on Sunday by a San Rafael Police Officer and was told to leave the property. M- said that he had a bunch of his belongings in the corner in shopping carts. M- saw SA-Aghazadeh walking through the Burger King lot from the direction of Francisco Boulevard East. M- r believed it was around 1400-1500 hours. This was the first time he had seen him in about a week. M- yelled out to him and offered SA-Aghazadeh some food.

M- said that SA-Aghazadeh took him up on his offer and they both ate some food. M- described SA-Aghazadeh to be upset and agitated about something. M- said that SA-Aghazadeh didn't make sense at times, and believed he may have mental health issues. M- : was not aware of SA-Aghazadeh taking any prescribed medication or being diagnosed.

In the time that M- has known SA-Aghazadeh he has seen him pace up and down the hill of the campsite and talk to himself.

M- stated the day of the shooting, he asked SA-Aghazadeh if he had any methamphetamine. SA-Aghazadeh told him he did not and that he was clean and not using drugs. A little later that day and closer to the incident, SA-Aghazadeh asked him for methamphetamine. M- did not have any, and stated he wouldn't have given him any due to his behavior. M- did not believe that SA-Aghazadeh was high at the time of the incident. M- said from the time SA-Aghazadeh stopped and had something to eat, until the shooting, he never left him.

M- described SA-Aghazadeh to be agitated, was pacing in the middle of the street, and talking to himself. SA-Aghazadeh was stating he had problems with the government and they were coming for

Prepared By: 448 REESE, RONDA
 BODY CAMERA RECORDED

Date: 08/21/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 69 - INTERVIEWS OF

SR18-06261

him. M- told SA-Aghazadeh was imagining things and tried to help him. M- stated he was on the corner of Lisbon and Verdi Street. M- said that SA-Aghazadeh had a knife in his hand when he was in the street. M- described the knife to be a 4" knife with a lock blade, with a black handle.

M- stated he was not in fear for his safety and not afraid of SA-Aghazadeh. M- stated they were friends, and that he wouldn't hurt him. M- said he couldn't get through to SA-Aghazadeh, and that he was disconnected from reality. M- said nothing was happening that would cause SA-Aghazadeh to become progressively upset, and no one else was around. M- said there were some Guatemalan guys about 20 feet away.

M- said that SA-Aghazadeh was pacing in the roadway and that cars were stopping because of him. M- told SA-Aghazadeh to get out of the roadway. SA-Aghazadeh yelled, "Fuck you." M- did not want the police to respond, and told him to get out of the road. SA-Aghazadeh said, "I don't give a fuck about the police." M- told SA-Aghazadeh to get the hell out of there. At that time, M- said an autistic Guatemalan he knew as stopped by. M- said that was nervous about the situation and believed he called the police. was worried about SA-Aghazadeh behavior, and M- safety.

M- said that SA-Aghazadeh did not have the knife in his hand when pacing in the road. M- said the knife was in his pocket. M- said the police showed up in three different directions. M- said that was when SA-Aghazadeh pulled out the knife, raised it over his head and yelled, "Come on, mother fuckers." M- said it looked like SA-Aghazadeh was challenging the police, and was not scared or fearful of police presence. M- said that he was still sitting on the corner.

M- said that SA-Aghazadeh was standing in the "T" intersection when the police arrived on scene, and that everything happened very quickly. M- did not see anything else in his hands other than the knife. M- saw green laser pointers on SA-Aghazadeh's chest, he suspected were from the police. M- said the bright white lights were on, but did not appear to affect SA-Aghazadeh. It was clear that SA-Aghazadeh was aware of the police presence. M- stated the police vehicles were SUV's like the one he was transported in today.

M- heard the officers tell SA-Aghazadeh, "Put down the knife." M- estimated he was at the scene for approximately 15-30 minutes. M- felt like he was stuck at the scene, and didn't want to get caught up in it. M- wanted to help SA-Aghazadeh so he didn't get hurt.

M- heard the officers ask SA-Aghazadeh what his name was, and what he wanted. SA-Aghazadeh mentioned a billion dollars, and was responding to the officers to a certain extent. M- contacted the officer that was closest to where he was sitting, and he told him he knew him and could try and help. M- said that he knew SA-Aghazadeh wasn't going to hurt the police, because he "knew him." M- offered to help, but was told to leave the area.

M- left the immediate area, but remained on Lisbon behind the patrol vehicles where others were

Prepared By:
448 REESE, RONDA
 BODY CAMERA RECORDED

Date:
08/21/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 69 - INTERVIEWS OF P

SR18-06261

gathered. M- stated he could still see SA-Aghazadeh from his position. M- said the police were clearing the area. M- left and hung out at the 76 gas station. M- heard approximately 6-8 shots. M- said it sounded like two different types of weapons that were fired. M- was familiar with the sound of gunfire.

M- felt the officers were trying to get SA-Aghazadeh to surrender, but he was not complying and refused to cooperate. M- heard SA-Aghazadeh told officers to back off, and was defensive. M- said that SA-Aghazadeh was putting off if they officers came closer to him, he would become more defensive. M- said that he never saw SA-Aghazadeh lunge at the officers while he was present.

M- said that SA-Aghazadeh was putting off by his body language that if officers came closer he would defend himself. SA-Aghazadeh had the knife in his hand and was ranting and raving. M- stated that SA-Aghazadeh was "flailing" the knives around defining his "personal" space.

M- did not recall hearing the officers identify themselves upon arrival. M- described the officers' tone as "strong" and "authoritative." M- felt the officers were strong and authoritative. M- felt the officers didn't give any "room" for calmness. M- felt they were too aggressive. M- said it was a "strong" response by police, but for probably good reason. M- felt for someone who worked up, and in a state of mind thats not rational, theres no way-out for them.

M- said that later that morning, he was contacted by Sonoma County Sheriff's detectives. M- denied taking SA-Aghazadeh's money for drugs, and told me was lying and making it all up. M- also denied ever taking SA-Aghazadeh's wallet. M- believed that SA-Aghazadeh's blue duffel bag was left at the scene, and he placed it on top of a shopping cart. M- stored the shopping cart behind Kovac's off of Verdi Street. When M- went back for his belongings, the property he stored was gone.

This concluded my interview of M-

CASE STATUS:

Investigations Active.

ORIGINAL DOCUMENT DUPLICATE

Prepared By: 448 REESE, RONDA
 BODY CAMERA RECORDED

Date: 08/21/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 70 - Case Re-cap

SR18-06261

SUPPLEMENT: I was assigned to be the investigating Detective into the actions of Aghazadeh on the evening of August 5th, 2018 with the assistance of other Detective's in our unit. I reviewed body worn camera video of Officer MacDougald, Corporal Piombo, and Deputy Rodarte. I reviewed other detectives' supplements who reviewed the body worn camera video of other officers on scene and wrote supplement reports to what occurred. I also conducted an interview with Corporal Piombo who was the initial officer to contact Aghazadeh. Interviews were conducted with all of the Officer's involved by either the San Rafael Police Department or the Sonoma County Sheriff's Department. The Sonoma County Sheriff's Department conducted the investigation into the Officer Involved Shooting.

Surveillance video from a local business in the area was obtained by the Sonoma County Sheriff's Department which I reviewed. The surveillance video captured part of the deployment of the less than lethal rounds deployed by Deputy Rodarte at Aghazadeh prior to the shooting. The surveillance video then captured the Officer Involved Shooting of Aghazadeh.

Three citizen witnesses were interviewed by Detective Maldonado who witnessed the Officer Involved Shooting. On 8-20-2018, I interviewed Aghazadeh at Marin General Hospital with detective Mitchell from the Sonoma County Sheriff's Department.

Another subject was interviewed and admitted to smoking methamphetamine with Aghazadeh earlier in the day.

Below is a synopsis of the investigation:

Corporal Piombo was on patrol in a marked patrol car wearing a full police uniform. Corporal Piombo drove through the alleyway of Verdi Street where it intersected Market Street. Corporal Piombo was looking for a hit and run victim after a call for service. As Corporal Piombo drove through the alleyway, he saw a subject, later identified as Faramarz Aghazadeh walk into the street from the parking lot of 111 Verdi Street. Corporal Piombo saw Aghazadeh had two sharp objects in his hand and was making rhythmic stabbing motions in a martial arts fashion.

Corporal Piombo put out over the radio that he needed additional officers to his location because he had encountered Aghazadeh with the knives. Several officers were in the area looking for the same victim and arrived within seconds of Corporal Piombo's radio traffic.

Officer Garrison and Sgt. Graham took a position on Lisbon Street at Verdi Street. They both were also driving marked patrol cars, wearing full police uniforms, and had activated some emergency lighting which would clearly identify them as the police.

Officer Garrison deployed his less than lethal shotgun and immediately engaged Aghazadeh in conversation in an attempt for him to put his weapons down and surrender. While using de-escalation tactics while talking with Aghazadeh, Aghazadeh continued to walk in circles in the intersection. Aghazadeh continued to make stabbing or slashing movements with a weapon in each hand. Aghazadeh appeared agitated, aggressive, and made it apparent that he could be a threat to the officers and general public in the area. Aghazadeh was displaying the weapons in a threatening manner in violation of 417 (a)(1) PC.

Prepared By: 526 CLELAND, ROBERT

Date: 08/21/2018

Approved By: JB #501

Date: 8/21/18

BODY CAMERA RECORDED

Handwritten notes and stamps at the bottom right of the page.



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SR18-06261

SUPPLEMENT 70 - Case Re-cap

Sgt. Graham requested additional units from the Marin County Sheriff's Department and the California Highway patrol. This request was made in order to contain the area and evacuate citizens from the area based on Aghazadeh's actions and threat to public safety. 16 officers were on scene in order to contain the area, evacuate citizens, and engage Aghazadeh in conversation. Several had their emergency lights activated, several used their siren as they arrived on scene, and some illuminated Aghazadeh with their white spot or overhead lights. Based on the above, it was obvious that we were the police that Aghazadeh was talking with.

At one point during the conversation between Officer Garrison and Aghazadeh, Aghazadeh told officers to shoot him. Officers on scene were equipped with less than lethal options along with lethal cover. Based on Aghazadeh's actions, officers on scene were told by Sergeant Graham to use reasonable force to keep Aghazadeh in the perimeter if he attempted to flee because of his threat to public safety.

Officer Garrison talked to Aghazadeh for approximately 26 minutes before Corporal Piombo took over talking to Aghazadeh for another 10 minutes. After approximately 35 minutes, Aghazadeh began to walk away towards the intersection of Verdi Street at Belvedere Street. Officer MacDougald and Deputy Rodarte were positioned at that intersection.

Deputy Rodarte had deployed his less than lethal shotgun when he arrived on scene. Officer MacDougald was lethal cover if needed. After review of Deputy Rodarte's BWC, I heard him give Aghazadeh several commands to stop. Deputy Rodarte also advised Aghazadeh that if he did not stop he would be shot. Aghazadeh did not stop his advancement on Deputy Rodarte. Aghazadeh was still armed with two sharp weapons and at one point raised both arms in a challenging manner.

Deputy Rodarte announced, "Less Lethal" and deployed a less than lethal round striking Aghazadeh. Deputy Rodarte deployed three rounds at Aghazadeh striking him with each round. Aghazadeh then screamed, "Ah!, Motherfucker!" and ran towards Deputy Rodarte still armed with two edged weapons. Deputy Rodarte fired a fourth less than lethal round and retreated from Aghazadeh towards Officer MacDougald's patrol car in fear of his life.

Officer MacDougald took a couple steps towards Aghazadeh and shot Aghazadeh with his firearm. Aghazadeh did not stop his pursuit of Deputy Rodarte and Officer MacDougald fired a second shot. Aghazadeh then turned toward Officer MacDougald. Aghazadeh raised an arm above his head in a stabbing motion and Officer MacDougald fired his third and final round. Aghazadeh then fell to the ground where a knife and pair of scissors were located next to him.

Officers and Deputies immediately rendered first aid to Aghazadeh. Aghazadeh was transported to Marin General Hospital where he was stabilized.

On 8-20-2018, I spoke to Aghazadeh at the hospital. During my interview with Aghazadeh, he admitted that he knew we were the police, Aghazadeh had practiced with knives since he was a child, Aghazadeh was armed with a knife and a pair of scissors and never put them down up until he was shot. Aghazadeh admitted that he became very angry after he was shot with the bean bag rounds because they hurt very

Prepared By:
526 CLELAND, ROBERT
 BODY CAMERA RECORDED

Date:
08/21/2018

Approved By:

Date:



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 70 - Case Re-cap

SR18-06261

bad. Aghazadeh said he did not remember charging Deputy Rodarte but it is very clear on both body worn cameras and surveillance video.

During my interview with Aghazadeh, he said that he has never been diagnosed with a mental illness, did not take medication for mental illness, and was able to handle day to day activities to care for himself. Aghazadeh stated that he sought shelter under a bridge which is a common area for homeless to sleep, used the resources available to him in the city including the St. Vincent dining hall, and the Ritter Center which provides showers, medical services, clothing, and some food. Aghazadeh also received Social Security money that was deposited to a credit card which Aghazadeh used to purchase food.

Based on the above investigation, I believe probable cause exists to arrest Aghazadeh for two counts of Penal Code 664/187(a) against a police officer and one count of Penal Code 417(a)(1) for the following reasons;

- Aghazadeh was exhibiting two deadly weapons other than a firearm in a rude, angry, and threatening manner in the presence of several police officers and deputies after repeated commands to place the weapons down.
- Aghazadeh was well aware that we were the police and ordered him to drop his weapons.
- Aghazadeh walked towards a police officer and a deputy with two weapons in his hand.
- Aghazadeh ignored several commands to drop his weapons, to stop, and was advised he would be shot. Aghazadeh continued to advance and raised his arms in a challenging manner.
- Aghazadeh was hit with three less than lethal bean bag rounds. After being struck with the less than lethal rounds, Aghazadeh self admitted that he became, "Very angry". Per the body worn camera video, Aghazadeh screamed, "Ah, Motherfucker"! and charged at Deputy Rodarte with two edged weapons in his hand.
- Deputy Rodarte deployed a fourth less than lethal round at Aghazadeh as he retreated in fear of his life.
- Officer MacDougald shot Aghazadeh with his firearm in defense of Deputy Rodarte's life.
- Aghazadeh then turned towards Officer MacDougald. Aghazadeh raised an arm above his head in a stabbing motion when he was shot for the third time.
- I believe that Aghazadeh made the decision to stab Deputy Rodarte when he was hit with the less than lethal rounds. Aghazadeh charged Deputy Rodarte just prior to being shot.
- Aghazadeh then turned towards Officer MacDougald, raised his arm above his head while still armed and attempted to stab Officer MacDougald before he was shot again.

I request that this report be sent to the MCDA for review and prosecution for PC 664/187 and 417(a)(1) PC.

CASE STATUS: Closed.

Prepared By:
526 CLELAND, ROBERT

Date:
08/21/2018

Approved By:

Date:

BODY CAMERA RECORDED



SAN RAFAEL POLICE DEPARTMENT

1400 FIFTH AVE SAN RAFAEL, CA 94901 415-485-3000

SUPPLEMENT 71 - Police reports from CMPA involving Aghazadeh

SR18-06261

Investigations Summary:

On 08/21/2018, I received an envelope from the Central Marin Police Authority. Inside the envelope were three police reports from Central Marin Police Authority involving Faramarz Aghazadeh. I had previously requested any police reports involving Aghazadeh.

The following is a summary of the cases. See attached police reports for further details.

Case#- PA-16-00752- Aghazadeh was the victim, and reported that he was a taxi driver, and reported that customers were refusing to pay for their fare.

CONTROL DOC DO NOT DUPLICATE

Case Status:

Investigations Active

Prepared By:
531 DEMARTA, RYAN
 BODY CAMERA RECORDED

Date:
08/21/2018

Approved By:
[Signature]

Date:		8-22-18	VP
F		VP	8/23
Fax:			E

Inv.
Sonoma Co.