

1 DAVID LOY, Cal. Bar No. 229235
KHRYSTAN POLICARPIO, Cal. Bar No. 349170
2 FIRST AMENDMENT COALITION
534 4th Street, Suite B
3 San Rafael, CA 94901-3334
Telephone: 415.460.5060
4 Email: dloy@firstamendmentcoalition.org
kpolicarpio@firstamendmentcoalition.org

5 SHEPPARD, MULLIN, RICHTER & HAMPTON LLP
6 A Limited Liability Partnership
Including Professional Corporations
7 TENAYA RODEWALD, Cal. Bar No. 248563
MATTHEW G. HALGREN, Cal. Bar No. 305918
8 1540 El Camino Real, Suite 120
Menlo Park, California 94025-4111
9 Telephone: 650.815.2600
10 Email: trodewald@sheppardmullin.com
mhalgren@sheppardmullin.com

11 Attorneys for Petitioner/Plaintiff BRIAN HOWEY

12 SUPERIOR COURT OF THE STATE OF CALIFORNIA
13 COUNTY OF FRESNO

14 BRIAN HOWEY,
15
16 Petitioner/Plaintiff,

17 v.

18 CITY OF FRESNO and PACO
BALDERRAMA, IN HIS OFFICIAL
19 CAPACITY AS CITY OF FRESNO CHIEF
OF POLICE,

20 Respondents/Defendants.

Case No. 23CECG01468

*[Assigned for All Purposes to:
Hon. Stephanie Negin, Dept. 404]*

**DECLARATION OF BRIAN HOWEY IN
SUPPORT OF MOTION FOR
JUDGMENT**

*[Notice of Motion and Motion, Memorandum
and Loy Declaration filed concurrently
herewith]*

Date: August 2, 2023
Time: 1:30 p.m.
Dept: 404
Judge: Stephanie Negin

Petition Filed: April 18, 2023

21 I, BRIAN HOWEY, declare as follows:
22

23
24
25 1. I am an investigative reporter and Petitioner in this action. I made this declaration
26 based on personal knowledge and if called as a witness I could and would testify competently to
27 the facts stated herein.
28

1 2. I have been covering policing issues since January 2019.

2 3. Attached to the Petition in this matter and also hereto as **Exhibit A** is a true and
3 correct copy of the Fresno County Coroner’s Report regarding the death of Michael Sanders on
4 August 20, 2004.

5 4. Attached to the Petition in this matter and also hereto as **Exhibit B** is a true and
6 correct copy of a request for public records I submitted to the City of Fresno (“City”) on June 6,
7 2022, pursuant to the California Public Records Act (“CPRA”), seeking records and transcripts of
8 all interviews of Lavette Sanders and family and friends of Michael Sanders, conducted by the
9 Fresno Police Department, and dated August 20-21, 2004, and all police reports and CAD files in
10 connection with Mr. Sanders’s death on August 20, 2004.

11 5. On June 16, 2022, the City disclosed an “event report” regarding the incident in
12 which Mr. Sanders died, but it did not disclose any other records. Attached to the Petition in this
13 matter and also hereto as **Exhibit C** is a true and correct copy of the “event report.”

14 6. On or around June 21, 2022, I had a phone conversation with Ms. Kathleen
15 Abdulla, a senior paralegal in the Fresno City Attorney’s Office, requesting that my PRA request
16 be reopened. I followed up on our phone conversation via written correspondence, stating, “I’d
17 like to request that this CPRA request be re-opened, as there are additional records responsive to
18 this request under SB 1421.” Attached to the Petition in this matter and also hereto as **Exhibit D** is
19 a true and correct copy of said correspondence.

20 7. On or about June 21, 2022, Ms. Abdulla responded in writing that the City refused
21 to produce additional records, contending the records are not subject to disclosure. Attached to the
22 Petition in this matter and also hereto as **Exhibit E** is a true and correct copy of said
23 correspondence.

24 8. On or about June 21, 2022, I renewed my request for access to the aforementioned
25 records in writing, referring specifically to the requirement of Penal Code section 832.7 to disclose
26 records relating to an incident involving the use of force against a person by a peace officer or
27 custodial officer that resulted in death or great bodily injury. Attached to the Petition in this matter
28 and also hereto as **Exhibit F** is a true and correct copy of said correspondence.

Exhibit A

EXHIBIT 2



Fresno County Coroner
CORONER CERTIFICATE & VERDICT
760 W. Nielsen
Fresno, CA. 93706

STATE OF CALIFORNIA,)
) ss.
County of Fresno)

IN THE MATTER RE THE DEATH OF:

MICHAEL LEWIS SANDERS, Deceased

I, LORALEE H. CERVANTES, Coroner of the County of Fresno, State of California, certify an inquiry and investigation was held into the death of MICHAEL LEWIS SANDERS, an 40 years old Male, born in California. The inquiry and investigation revealed that the decedent died on the 20th day of August 2004, at University Medical Center at 445 S. Cedar in Fresno California as follows:

MANNER OF DEATH: ACCIDENT

CAUSE OF DEATH: COMPLICATIONS OF COCAINE INTOXICATION

Sustained when the DECEDENT INGESTED A TOXIC AMOUNT OF COCAINE on the 20th day of August 2004 at an unknown hour at 4869 East Oslin Avenue in Fresno California. I certify that death occurred from the cause and in the manner stated above in accordance with the written findings contained herein.

Signed this 29th day of December 2004

LORALEE H. CERVANTES, CORONER

By *Loralee H. Cervantes*

0000103

SANDERS, MICHAEL LEWIS

04-08.172

**PRIVATE CASE FOR FRESNO
COUNTY - AUTOPSY REPORT**

SANDERS, MICHAEL LEWIS

40-year-old male

Date and Time of Pronouncement: 08/20/2004 0431 hours

Date of Autopsy: 08/21/2004

Permission for Autopsy: Kelly Wiefel, Fresno County Deputy Coroner

Performed At: Fresno County Morgue

Performed by: Michael J. Chambliss, M.D.

Present for Autopsy:

Detective Richard Byrd, Fresno Police Department

Joe Isquierdo, IB Technician, Fresno Police Department

Detective Mike Garcia, Fresno Police Department

Sam Cortina, Fresno District Attorney's Office

Karen Orkusyan, Pathology Assistant

Photographs are taken by Dr. Chambliss and IB Technician Isquierdo for identification purposes plus documentation of pathology and evidence of injury.

Prior to the autopsy, postmortem x-rays are taken of the entire body to look for metallic objects. No bullets are present. Two metallic objects (taser probes) are identified in the left flank with two additional metallic objects (taser probes) in the lateral left thigh.

Prior to the documentation of the external examination, nail scrapings are taken by IB Technician Isquierdo and fingerprinting was done.

PERSONAL EFFECTS:

The body is received on the autopsy cart in the morgue area of the Fresno County Coroner's Office unembalmed and unclothed. No personal effects are present on or with the body.

Prior to the internal examination, I made deep incisions in a linear fashion along the back of the arms, back region, buttocks area and legs with reflection of the skin and underlying soft tissues. This was done to search for areas of deep injury. Only small areas of subcutaneous hemorrhage are identified beneath the penetrating taser probes. No deep hemorrhage is seen. Photographic documentation was done.

EXTERNAL EXAMINATION:

The body shows good preservation. *MSC*

SANDERS, MICHAEL LEWIS

04-08.172

There are multiple taser puncture wounds (approximately 10) to the body to be described later. A postmortem liver probe puncture wound is present in the right upper quadrant of the abdomen performed by the Deputy Coroner.

Signs of attempted medical therapy are identified to be described later.

The subject is a well-developed, well-nourished adult African American male weighing 204 pounds, measuring 67 inches in length with an appearance consistent with the recorded age of 40 years. Moderate to well-developed rigor mortis is present in the knees with minimal rigor present in the arms and well-developed rigor present in the neck region. Postmortem lividity is minimal in the back surface of the body.

The head contour is normal and the scalp shows braided black hair of medium length. The scalp region is free of injury. The face shows signs of attempted medical therapy to be described later. The eyes are closed with brown irides, clouded corneas, scleral edema and congestion bilaterally. The ears are normal set and the external canals are patent. The nose is intact and unremarkable. A black mustache and unshaven black facial hair are noted. The mouth contains natural teeth in good repair. The inside of the mouth is free of injury. The neck area is also free of injury.

Two (2) taser puncture wounds are present on the right lateral chest. The chest wall shows signs of attempted medical therapy to be described later. Additional smaller injuries are noted to the chest wall. The breasts are normal male and otherwise unremarkable. No surgical scars are seen.

The abdomen is scaphoid, soft and depressible in all quadrants. In the right upper quadrant of the abdomen is a postmortem liver probe puncture wound performed by the Deputy Coroner. Two (2) small taser puncture wounds are present on the left flank at the chest/abdominal junction with the taser probes still in place. The abdominal wall is otherwise unremarkable. No surgical scars are seen. Signs of attempted medical therapy are present to be described later.

All fingers are present on the hands and the nails are medium in length and clean. Nail scrapings were performed by the Fresno IB Technician prior to beginning the autopsy. Signs of attempted medical therapy are present to be described later. Normal symmetrical well-developed musculature involves the arms. No deformities are seen. Two (2) superficial linear abrasions are present on the back of the left forearm to be described later. No other significant injuries involve the arms.

The external genitalia shows a circumcised penis with both testicles present in the scrotal sac. No rashes or lesions are seen. The anus is patent and unremarkable. No injuries are noted to the scrotal sac or penis.

All toes are present and the nails are short and clean. Normal well-developed musculature is present. The legs show signs of attempted medical therapy to be described later. The right groin shows at least four (4) taser puncture wounds. The lateral left thigh shows two (2) taser probes *NSC*

SANDERS, MICHAEL LEWIS

04-08.172

still in place. There is an abrasion over the right knee.

A group of multiple contact range taser puncture wounds are present over the front of the right groin. These will be described later.

On the left flank near the back are two (2) taser puncture wounds as previously described. The back surface of the body is otherwise unremarkable. No surgical scars are seen.

EVIDENCE OF INJURY:

I. TASER WOUNDS TO THE BODY:

1. Taser wounds to the chest region:
 - a. On the right lower lateral chest wall just above the costal cartilage margin are two (2) separately placed taser marks. These taser marks have the same dimension (1/16 of an inch in diameter). One is surrounded by bruising.
 - b. On the left lower anterior chest wall just along the costal cartilage margin is a taser mark measuring 1/16 of an inch in diameter encircled by a bruise ranging from ¼ to ½ inch in width.
2. Taser marks to the abdomen:
 - a. In the central upper abdomen near the xiphoid process is a taser mark measuring 1/16 of an inch in width encircled by a bruise ranging from ¼ to ½ inch in width.
 - b. On the left lower lateral abdomen above the hip at the junction with the back are two (2) closely associated taser marks each measuring 1/8 of an inch in diameter. The upper mark has an adjacent abrasion measuring ¼ of an inch in length. Two (2) taser probes are still in place.
3. Taser marks to the groin:
 - a. On the front of the right groin is a group of multiple contact range taser marks (at least four) in a 5 ¾ by 3 inch area.
4. Taser marks to the leg:
 - a. In the lateral left thigh are two (2) taser wounds with the probes still in place. The puncture wounds have the same dimensions as those mentioned above.

II. ADDITIONAL INJURIES TO THE BODY:

1. In the back of the left forearm are two (2) superficial linear abrasions. One measures 2 ¼ in length while the other measures slightly greater than ¾ of an inch in length.
2. There is an abrasion over the right knee.

POSTMORTEM LIVER PUNCTURE WOUND:

There is a puncture wound measuring 1/6 of an inch in diameter but is encircled by a bruise measuring ¼ inch in width. During the internal exam, this wound produces blood in the *Q150C*

SANDERS, MICHAEL LEWIS

04-08.172

abdominal cavity.

INTERNAL EVIDENCE OF INJURY:

The skin and underlying soft tissues are reflected in the areas of the taser puncture wounds. Along the right flank where two (2) taser puncture wounds are noted, small areas of subcutaneous hemorrhage are noted. In the soft tissues of the lateral right thigh are two (2) small areas of hemorrhage.

Two (2) taser probes are present in the skin in the lower left thigh area. In the area of the group of contact range taser puncture marks of the right groin, the underlying subcutaneous tissue shows hemorrhage of the adipose tissue and the outer surface of the muscles. The subcutaneous tissues surrounding the muscle of the lower right abdominal wall in the area of a taser probe puncture shows a small area of hemorrhage. Two (2) additional separate areas of subcutaneous hemorrhage surround probe sites on the right lateral chest wall.

EVIDENCE OF ATTEMPTED MEDICAL THERAPY:

1. There is an endotracheal tube in the mouth.
2. There is a nasogastric tube in the left nostril.
3. There is a white defibrillator pad over the left anterior chest in the area of the breast beneath which is a patterned abrasion.
4. Disposable EKG monitor pads are present on the front of the right shoulder, front of the left shoulder, and both sides of the abdominal wall just above the hips.
5. A blood pressure cuff is present on the upper segment of the right arm.
6. A urethral catheter is in place attached to a drainage bag.
7. A fresh hospital needle puncture is present over the top of the right hand with an intravenous line in place.
8. A fresh hospital needle puncture is present over the top of the right foot covered by gauze and tape.
9. A fresh hospital needle puncture is present over the top of the left foot covered by gauze and tape.
10. A fresh hospital needle puncture is present over the front of the right groin with an intravenous catheter line in place.

INTERNAL EXAMINATION

The usual Y-shaped thoracoabdominal incision is made across the upper chest and along the midline of the chest and abdomen. Upon reflecting the skin and underlying soft tissues, localized areas of subcutaneous hemorrhage are noted beneath the taser puncture marks as previously described. No rib fractures are noted.

BODY CAVITIES: The anterior chest plate is removed to allow access to each thoracic cavity. *MSC*

SANDERS, MICHAEL LEWIS

04-08.172

Each thoracic cavity is free of fluid. The abdominal cavity contains liquid blood associated with the postmortem liver puncture. There are a few petechiae over the pleural surface of the left lung. Petechiae are not readily identified over the pleural surface of the right lung. The heart is moderately enlarged and normally situated. Both leaflets of the diaphragm are intact. Both lungs are well expanded. All organs are present in their normal anatomic positions and assume their usual relationships.

NECK ORGANS: Layer wise dissection of both the small and large strap muscles of the neck reveal no signs of injury. Photographs are taken of the front and reflected surfaces of the muscles. The mucosa of the larynx and epiglottis is intact and unremarkable. The cartilages of the larynx are normal. The hyoid bone is intact. The thyroid gland has the usual dark purple color and is otherwise unremarkable. The prevertebral fascia is normal. The cervical spine is intact. The upper and middle segments of the trachea are normal.

RESPIRATORY SYSTEM: The right and left lungs weigh 940 and 780 grams respectively. A few petechiae are noted over the pleural surface of the left lung. Minimal anthracosis is noted over the dark red/purple pleural surfaces. Both lungs are very wet and have a slightly firm consistency. Upon tracing the tracheobronchial tree, a small amount of fluid is noted. The pulmonary arteries are anatomically normal and free of antemortem clots. No injuries are noted. Sections of both lungs show prominent congestion and edema.

CARDIOVASCULAR SYSTEM: The heart is moderately enlarged weighing 430 grams. The pericardial sac contains the usual amount of straw-colored fluid. The epicardium is free of petechiae. The coronary arterial system is right sided dominant with normal origins and vascular distribution. Sections of all major coronary arteries show focal moderate-severe atherosclerosis of the right and left anterior descending branches without thrombosis. Both atria are slightly enlarged. The heart is opened along the normal blood flow pathway beginning with the right atrium and right ventricle. The interatrial septum is intact and unremarkable. All valve leaflets are normal. The right ventricular chamber is mildly dilated. There is mild left ventricular hypertrophy. Both the endocardium and myocardium of the left ventricle and interventricular septum are homogenous red/brown. The thoracic and abdominal segments of the aorta show no significant atherosclerosis.

HEPATOBIILIARY SYSTEM: The liver is normal size weighing 1,800 grams. It has a light brown to focally yellow color, smooth surface with sharp edges. Sections of both lobes have a similar light brown/yellow color with prominent congestion. The gallbladder and biliary tract are anatomically normal with the gallbladder containing orange/brown bile.

HEMOLYMPHATIC SYSTEM: The spleen is normal size weighing 170 grams. Both the external and cut surfaces are free of significant pathologic changes. No lymphadenopathy is seen.

GASTROINTESTINAL SYSTEM: The esophagus is normal. The stomach is distended with approximately 350 ml of liquid contents and a normal gastric mucosa. Both the small and large *intestine*

SANDERS, MICHAEL LEWIS

04-08.172

intestines are normal caliber with normal serosal surfaces. The appendix is identified and is unremarkable.

GENITOURINARY SYSTEM: The right and left kidneys weigh 190 and 150 grams respectively. Normal perinephric fat and capsules are noted over each kidney. The capsules strip with ease revealing congested dark red/brown smooth external cortical surfaces. No traumatic injuries are seen. Sections of each kidney reveal diffusely congested dark red/brown cortical and medullary layers. Normal pelvocalyceal systems and ureters are noted. The urinary bladder is empty and the bladder mucosa is normal. No traumatic injuries are seen. The prostate gland is normal size.

ENDOCRINE SYSTEM: The pancreas is normal size weighing 240 grams. It has the usual lobulated yellow/tan appearance on both the external and cut surfaces with a small amount of attached adipose tissue. The adrenal glands show normal cortical and medullary layers. The thyroid gland has been previously described.

MUSCULOSKELETAL SYSTEM: There are multiple taser puncture wounds to the body as previously described. Upon reflecting the skin and underlying soft tissues on the back surface of the body including the arms and legs, localized small areas of hemorrhage are noted beneath a few of the taser puncture marks. The vertebral column is intact. No rib fractures are noted.

CENTRAL NERVOUS SYSTEM: Upon reflecting the scalp, no signs of injury are noted on the undersurface of the scalp or outer surface of the skull. The temporalis muscles are normal. The skull is intact. Upon entering the cranial cavity, no subdural or epidural blood is seen. There is mild edema of the leptomeninges over the top of both cerebral hemispheres which also show congested meningeal blood vessels. There is slight prominence of the tonsils on the bottom of the cerebellum. The brain stem and cerebellum are normal size. The brain weighs 1,240 grams. It is placed directed into formalin for further preservation and examination at a later date. The dural leaflets are normal. The inside of the skull shows no fractures.

NEUROPATHOLOGY:

After proper fixation of the brain, it is examined grossly and microscopic sections are taken. The fixed brain weighs 1,200 grams. The brain externally shows cerebral edema. The bottom of the brain has a slightly gray dusky appearance. Sections of the cerebral hemispheres show narrowing of the ventricles consistent with edema. Prominent congested white matter blood vessels are focally present. The posterior right cerebrum shows a cavitory area (2 x 1 x 1 cm) lateral to the thalamic area. The cerebellum on sectioning shows very congested blood vessels adjacent to the fourth ventricle. The midpons has a very dusky gray appearance on sectioning. *MSC*

SANDERS, MICHAEL LEWIS

04-08.172

MICROSCOPIC SECTIONS:

1. **HEART AND CORONARY ARTERIES:** Slightly hypertrophic myocardial fibers are seen without inflammatory cell infiltrates. Focal severe calcific coronary atherosclerosis present. Many sections of myocardium show contraction band necrosis.
2. **KIDNEYS:** Diffuse congestion present with congested well-preserved glomeruli, normal blood vessels and no inflammation of the interstitium.
3. **SPLEEN:** Congested red pulp with well-preserved white pulp nodules.
4. **PANCREAS:** Autolyzed tissue.
5. **ADRENALS:** Congested cortical blood vessels and cortex otherwise unremarkable. Medullary layers well preserved.
6. **LIVER:** Diffuse congestion present with mild chronic inflammation of the portal tracts. Mild steatosis present without fibrosis.
7. **LUNGS:** Alveolar spaces in general are open with focal disruption due to mild emphysematous changes. A few areas of terminal aspiration are noted. Occasional clusters of pigment-laden macrophages are seen in the alveolar spaces.
8. **BRAIN AND MENINGES:** Multiple sections show congested white matter blood vessels, focal edema and occasional red neuron formation. The meninges are free of inflammation.

MATERIALS SAVED FOR PATHOLOGY:

Representative tissue sections of the internal organs are taken and saved.

MATERIALS SAVED FOR TOXICOLOGY:

A sample of blood was taken during the autopsy for toxicologic analysis along with vitreous humor and gastric contents. An additional sample of blood was taken to be saved in the morgue refrigerator.

PATHOLOGIC DIAGNOSES:

1. Cocaine intoxication.
 - a. Elevated and fatal level of cocaine present in the postmortem blood sample (308 ng/ml).
 - b. Elevated level of cocaine metabolite (benzoylecgonine) in the postmortem blood sample (940 ng/ml). *MSG*

SANDERS, MICHAEL LEWIS

04-08.172

2. Multiple taser probe puncture wounds
 - a. Three (3) taser probe puncture wounds involving the right lower lateral and left lower anterior chest.
 - b. A group of contact range taser puncture wounds (total of 4) on the front of the right groin. One of the puncture wounds shows surrounding carbonization.
 - c. Two (2) taser probe puncture wounds on the left lateral thigh with the probes still in place and attached portions of wire noted.
 - d. Two (2) taser puncture marks in the left flank area with the probes still in place.
3. Cardiomegaly, moderate (430 grams) with mildly enlarged atria, right ventricular dilation and mild left ventricular hypertrophy.
 - a. Focal severe atherosclerosis of the right and left anterior descending coronary arteries on microscopic sections.
4. Pulmonary congestion and edema (right, 940 grams; left, 780 grams).
5. Focally fatty liver (1,800 grams).
6. Brain with edema:
 - a. Cavitory area (2 x 1 x 1 cm) in the posterior right cerebrum.

CAUSE OF DEATH:

Complications of cocaine intoxication. *9/18/07*

Michael J. Chambliss, MD
MICHAEL J. CHAMBLISS, M.D.
Forensic Pathologist

MJC/BKM

Exhibit B

✓ On 6/6/2022 4:24:42 PM, Fresno Public Records Center wrote:



Dear Brian Howey:

Thank you for your interest in records from the City of Fresno Police Department. Your request has been received and is being processed in accordance with the California Public Records Act Gov. Code, § 6253. Your request was received by our agency on 6/6/2022 and given the reference number P019033-060622 for tracking purposes.

Records Requested: 6/6/2022

Via Records Portal

Hello,

Under the California Public Records Act, Govt Code §§ 6250 et seq., California Penal Code §§832.7-832.8, and Art. I, § 3(b) of the California Constitution, I am requesting electronic copies of the following:

1. Recordings and transcripts of all interviews of Lavette Sanders by investigators with the Fresno Police Department and any other public agency conducted on August 20-21, 2004, related to the investigation of the August 20 in-custody death of Michael Sanders.
2. The recordings and transcripts of all other interviews of the family and friends of Michael Sanders by detectives or investigators conducted on August 20-21, 2004, related to the investigation of the aforementioned incident.
3. Police reports and CAD files related to the aforementioned incident.

If there are any fees for searching or copying these records, please inform me if the cost will exceed \$100. However, I would also like to request a waiver of all fees in that the disclosure of the requested information is in the public interest and will contribute significantly to the public's understanding of the aforementioned department's interactions with the communities it serves. I am a member of the news media and this information is not being sought for commercial purposes.

The California Public Records Act requires a response within ten business days. If access to the records I am requesting will take longer, please contact me with information about when I might expect copies or the ability to inspect the requested records.

If you deny any or all of this request, please cite each specific exemption you feel justifies the refusal to release the information and notify me of the appeal procedures available to me under the law.

Please provide these records in electronic format and on a rolling basis (as they become available) whenever possible. Don't hesitate to reach out if you have any questions about my request. Please send all future communications regarding this request via the provided email address.

Thank you for your help.

Your request will be forwarded to the relevant department(s) to locate the information you seek and to determine the volume and any costs associated with satisfying your request. You will be contacted about the availability and/or provided with copies of the records in question. PLEASE NOTE: The California Public Records Act does not require a governmental body to create new information, to do legal research, or to answer questions.

You can monitor the progress of your request at the link below and you'll receive an email when your request has been completed. Again, thank you for using the Public Records Center.

City of Fresno Police Department

To monitor the progress or update this request please log into the [Public Records Center](#)



✓  On 6/6/2022 4:24:42 PM, Brian Howey wrote:

Request Created on Public Portal



Exhibit C

Time: 06/11/2022 06:16:08

Event: [REDACTED]

INCIDENT INFORMATION

Receive Time 08/20/2004 02:01:38	Clear Time 8/20/2004 12:41:15 PM	Call Taker O'GRADY DS, PATRICIA ID: OGRA	Position CT13
Classification 1M3	Priority 0	How Receive T	Services Police
Address [REDACTED]			
Police Agency	District SE	Beat A	Station 2362

FORMAL PRA REQUEST
6/11/2022

REPORTING PARTIES

Name	Phone [REDACTED]
Address [REDACTED]	Info 911 Caller

SYNOPSIS

CHK WELFARE 5150 OR EXTREMELY IRATE RP YELIGN AND SCREAMING ,,FEMALE CRYING IN BACK GROUND SAID WHY DID U DO THAT ,HE SAYS PD IS GOIGN TO KILL HIM

DISPOSITIONS

Closing Class 4D1	Event Dispo C	Location R	Unit Code 85	Agency: Case Number PD: [REDACTED]	Primary Staff HERRING III RS8/2014, JESSE P291
-----------------------------	-------------------------	----------------------	------------------------	--	--

UNIT HISTORIES / SUPPLEMENTS

Time 08/20/2004 02:02:52	Unit 3C31	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:02:55			Operator O'GRADY DS, PATRICIA ID: OGRA	Position CT13
Supplement P2 PD01 ,MALE GOING ON AND ON ABOUT STEALING HIS WEED				
Time 08/20/2004 02:02:59	Unit 3C31	Status ER	Operator FIGUEROA TM 12.1.17, ALMA ID: P1195	Position 100240
Time 08/20/2004 02:03:18	Unit 3E31	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:03:22			Operator O'GRADY DS, PATRICIA ID: OGRA	Position CT13
Supplement P2 PD01 ,HE SAYS HE NEEDS TO BE ARRESTED UNK WHAT HE DID ,, HE IS CRYING ANDTALKING TO A [REDACTED] WHO ISNT ANS NG BACK AND THE FEMALE IS STILL CRYING SAYING WHY DID U DO IT WHY DID U DO IT				
Time 08/20/2004 02:03:37	Unit 3X31	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:03:49	Unit 3E31	Status ER	Operator ESCARENO (V3722), ELOY ID: P808	Position 100190
Time 08/20/2004 02:03:57			Operator O'GRADY DS, PATRICIA ID: OGRA	Position CT13
Supplement P2 PD01 ,HE IS SCREAMING AND CRYING ABOUT ALL THE DRUGS IN THE HOUSE ,, HE SOUNDS LIEK HE IS BREAKING UP THE HOUSE				
Time 08/20/2004 02:04:01	Unit 3X31	Status ER	Operator BURGER (V3215), BEAU ID: P1252	Position 100274
Time 08/20/2004 02:04:01			Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Supplement 308S ADVD				

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: XXXXXXXXXX

Time 08/20/2004 02:04:30		Operator O'GRADY DS, PATRICIA ID: OGRA		Position CT13
Supplement P2 PD01 ,HE IS TALKING TO THE HOUSE LIEK IT IS BUGGED AND HE KEEPS SNIFFING				
Time 08/20/2004 02:04:39		Operator O'GRADY DS, PATRICIA ID: OGRA		Position CT13
Supplement P2 PD01 ,HE DISCONNECTED				
Time 08/20/2004 02:08:46	Unit 3C31	Status AR	Operator FIGUEROA TM 12.1.17, ALMA ID: P1195	Position 100240
Time 08/20/2004 02:09:01	Unit 3E31	Status AR	Operator ESCARENO (V3722), ELOY ID: P808	Position 100190
Time 08/20/2004 02:09:16	Unit 3X31	Status AR	Operator BURGER (V3215), BEAU ID: P1252	Position 100274
Time 08/20/2004 02:10:19	Unit 308S	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:10:50	Unit 308S	Status ER	Operator BROWN II PA 2.17.21, R PAUL ID: S124	Position 100186
Time 08/20/2004 02:13:44		Operator HALE PM 4.17.17, NATHAN ID: HALE		Position PD01
Supplement P2 CT03 ,CAN YOU TRY TO LL THE PREMIS AND HAVE SOMEONE COME TO THE DOOROFFC CAN HEAR THE SUBJ YELLING				
Time 08/20/2004 02:14:37	Unit 308S	Status AR	Operator BROWN II PA 2.17.21, R PAUL ID: S124	Position 100186
Time 08/20/2004 02:15:38		Operator LANDIN DS, ANGELA ID: LAND		Position CT03
Supplement P2 PD01 ,ON CB GOT ANSWERING MACHINE TO THE XXXXXXXXXX RESD...WILL TRY ONE MORE TIME TO CB				
Time 08/20/2004 02:16:13		Operator LANDIN DS, ANGELA ID: LAND		Position CT03
Supplement P2 PD01 ,STILL GOT ANSWERING MACHINE ON 2ND CB..FYI				
Time 08/20/2004 02:17:55		Operator HALE PM 4.17.17, NATHAN ID: HALE		Position PD01
Supplement P1 ALLD ,ET.				
Time 08/20/2004 02:19:52		Operator HALE PM 4.17.17, NATHAN ID: HALE		Position PD01
Supplement P1 FD01 ,C2 AMB FOR TAZER APPLICATION SECURE				
Time 08/20/2004 02:20:17		Operator HALE PM 4.17.17, NATHAN ID: HALE		Position PD01
Supplement STILL FIGHTING WITH THE SUBJ...NEED A HOBBLE				
Time 08/20/2004 02:20:19		Operator PEFFLEY DS, LORI ID: PEFF		Position PD04
Supplement BC ET				
Time 08/20/2004 02:20:27		Operator WORDEN RS 3/6/07, TAMI ID: WORD		Position FD01
Supplement P2 PD01 ,EMS ENRT C2 FOR TAZER APP				
Time 08/20/2004 02:21:13		Operator HALE PM 4.17.17, NATHAN ID: HALE		Position PD01
Supplement P2 ALLD ,SECURE FROM ET				

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Time 08/20/2004 02:22:40		Operator PEFFLEY DS, LORI ID: PEFF		Position PD04
Supplement BC SEC				
Time 08/20/2004 02:25:56	Unit 3C31	Status ECOMM	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Comment Name Check OLS:CA NAM: [REDACTED] AGE: RAC: Request Key:6088579				
Time 08/20/2004 02:42:59		Operator HALE PM 4.17.17, NATHAN ID: HALE		Position PD01
Supplement P2 ALLD ,ANY SGT AVAIL TO ASSIST ON THIS CALL				
Time 08/20/2004 02:43:46	Unit 6111	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:44:04	Unit 6111	Status ER	Operator SCHROEDER RS 6.21.08, COREY ID: ID35	Position 250016
Time 08/20/2004 02:52:12	Unit 508S	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:52:13	Unit 508S	Status ER	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:52:51	Unit 209S	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:52:53	Unit 209S	Status ER	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 02:55:56	Unit 6111	Status AR	Operator SCHROEDER RS 6.21.08, COREY ID: ID35	Position 250016
Time 08/20/2004 03:01:58	Unit 6V11	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 03:02:00	Unit 6V11	Status ER	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 03:06:13	Unit 3B31	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 03:10:50	Unit 3B31	Status AR	Operator VAN OVERBEEK PM12/16, MARTIN ID: P791	Position 100174
Time 08/20/2004 03:13:42	Unit 209S	Status AR	Operator DEJONG RT 8.5.14, RICHARD N ID: S106	Position 100205
Time 08/20/2004 03:14:13	Unit 6V11	Status AR	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 03:15:29	Unit 402L	Status D	Operator PEFFLEY DS, LORI ID: PEFF	Position PD04
Time 08/20/2004 03:15:42	Unit 402L	Status ER	Operator GARZA RT 9.6.17, JOSE V ID: L22	Position 100183
Time 08/20/2004 03:17:12	Unit 3G31	Status D	Operator HALE PM 4.17.17, NATHAN ID: HALE	Position PD01
Time 08/20/2004 03:20:47	Unit 3G31	Status AR	Operator TAFOYA TM 7.30.07, MARCUS ID: P1054	Position 100221
Time 08/20/2004 03:24:57	Unit 402L	Status AR	Operator GARZA RT 9.6.17, JOSE V ID: L22	Position 100183
Time 08/20/2004 03:34:07	Unit 6V15	Status D	Operator SONDEREGGER DS, MATTHEW ID: SOND	Position CT01
Time 08/20/2004 03:34:08	Unit 6V15	Status ER	Operator SONDEREGGER DS, MATTHEW ID: SOND	Position CT01
Time 08/20/2004 03:44:48		Operator REYNOLDS DS, SHARON ID: REYN		Position COMS2
Supplement MEDIA MAPS`D				

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: XXXXXXXXXX

Time 08/20/2004 03:52:38	Unit 2J31	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 03:52:38			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement 2J31 Comment: RELV OFFC AT SCENE				
Time 08/20/2004 03:53:11			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement P1 ALLD ,NEED 4 UNITS TO RELV 2 TO OSLIN SCENE..2 TO UMC				
Time 08/20/2004 03:53:35	Unit 2J31	Status ER	Operator ESPINOSA TM 6.9.16, TONYA L. ID: P1165	Position 100155
Time 08/20/2004 03:55:00	Unit 2E31	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 03:55:00	Unit 2D31	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 03:55:14	Unit 2E31	Status ER	Operator BOWLING (V3491), JOSH ID: P1188	Position 100138
Time 08/20/2004 03:55:29	Unit 2D31	Status ER	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Time 08/20/2004 03:55:33	Unit 2B31	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 03:56:36	Unit 2D31	Status ECOMM	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Comment NAM: XXXXXXXXXX Request Key:6088692				
Time 08/20/2004 03:56:37	Unit 2D31	Status ECOMM	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Comment NAM: XXXXXXXXXX Request Key:6088694				
Time 08/20/2004 03:56:41	Unit 2B31	Status ER	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Time 08/20/2004 03:57:00	Unit 2D31	Status ECOMM	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Comment NAME ID XXXXXXXXXX Request Key:6088695				
Time 08/20/2004 03:59:38	Unit 2J31	Status AR	Operator ESPINOSA TM 6.9.16, TONYA L. ID: P1165	Position 100155
Location UMC				
Time 08/20/2004 04:01:27	Unit 2D31	Status AR	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Time 08/20/2004 04:03:47	Unit 2E31	Status AR	Operator BOWLING (V3491), JOSH ID: P1188	Position 100138
Time 08/20/2004 04:07:13	Unit 2B31	Status AR	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Time 08/20/2004 04:07:43	Unit 6H21	Status D	Operator SONDEREGGER DS, MATTHEW ID: SOND	Position PD04
Time 08/20/2004 04:07:45	Unit 6H21	Status ER	Operator SONDEREGGER DS, MATTHEW ID: SOND	Position PD04
Time 08/20/2004 04:10:23	Unit 3C31	Status CL	Operator FIGUEROA TM 12.1.17, ALMA ID: P1195	Position 100240
Location HQ				
Time 08/20/2004 04:22:05	Unit 3C31	Status AR	Operator FIGUEROA TM 12.1.17, ALMA ID: P1195	Position 100240

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Location HQ				
Time 08/20/2004 04:22:15	Unit K33	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 04:24:32	Unit 6H21	Status AR	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 04:25:13			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement P2 CT03 ,NEED CHAP TO LOC... [REDACTED]				
Time 08/20/2004 04:28:18			Operator PEFFLEY DS, LORI ID: PEFF	Position CT03
Supplement P2 PD01 ,2E31 ... CHAPLIN ADVISED .. IS THERE A # FOR HIM TO CONTACT THE OFFICER AT ?				
Time 08/20/2004 04:32:08			Operator PEFFLEY DS, LORI ID: PEFF	Position CT03
Supplement P2 PD01 ,2G31 .. NEG HS ON [REDACTED] AND [REDACTED]				
Time 08/20/2004 04:32:55	Unit 3E31	Status CL	Operator ESCARENO (V3722), ELOY ID: P808	Position 100190
Location HQ				
Time 08/20/2004 04:38:52	Unit 3E31	Status AR	Operator ESCARENO (V3722), ELOY ID: P808	Position 100190
Location HQ				
Time 08/20/2004 04:44:14	Unit CHAP1	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 04:44:14	Unit CHAP1	Status ER	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 05:03:39			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement P1 CT03 ,HAS THE SR CHAP GREG MC CALLISTER BEEN CONTACTED TO RESP ..IF NOT..CONT HIM HAVE HIM RESP TO HQ PLZ...				
Time 08/20/2004 05:07:23			Operator PEFFLEY DS, LORI ID: PEFF	Position CT03
Supplement P2 PD01 ,CHAP1 SR CHAP MCCALLISTER IS JUST NOW LEAVING HIS HOME AND WILL ARRIVE SHORTLY				
Time 08/20/2004 05:12:32			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement P2 FD01 ,NEED EMS PERSONNEL NAMES/BADGES IN CALL PLZ				
Time 08/20/2004 05:15:54	Unit 3B31	Status CL	Operator VAN OVERBEEK PM12/16, MARTIN ID: P791	Position 100174
Location HQ				
Time 08/20/2004 05:16:44			Operator LUCAS RS 7.9.06, MICHELLE ID: LUCA	Position FD01
Supplement EMS NAMES/BADGES...UNIT 122..1)DANSBY,NATHAN ,2)HENRICKSEN,BRIAN ..PER EMS THEY DONT CARRY THEIR BADGE/CERT NUMBERS				
Time 08/20/2004 05:16:58			Operator LUCAS RS 7.9.06, MICHELLE ID: LUCA	Position FD01
Supplement P2 PD01 ,EMS NAMES/BADGES...UNIT 122..1)DANSBY,NATHAN ,2)HENRICKSEN,BRIAN ..PER EMS THEY DONT CARRY THEIR BADGE/CERT NUMBERS				

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Time 08/20/2004 05:29:04	Unit 6114	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 05:29:53	Unit 3B31	Status AR	Operator VAN OVERBEEK PM12/16, MARTIN ID: P791	Position 100174
Location HQ				
Time 08/20/2004 05:30:01	Unit 6114	Status ER	Operator SINOR RS 7/15/05, M V ID: ID52	Position 250016
Time 08/20/2004 05:33:41	Unit 6114	Status AR	Operator SINOR RS 7/15/05, M V ID: ID52	Position 250016
Time 08/20/2004 06:47:20	Unit 2D31	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 06:47:22	Unit 2D31	Status AR	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 06:48:53	Unit 209S	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 06:48:57	Unit 209S	Status AR	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location SE				
Time 08/20/2004 06:53:43	Unit 3A11	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location UMC				
Time 08/20/2004 06:53:47	Unit 3B11	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 06:53:47			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement 3B11 Comment: SCENE RELF				
Time 08/20/2004 06:54:04	Unit 3B11	Status ER	Operator UNRUH (V3580), DAVID J ID: P656	Position 100170
Time 08/20/2004 06:54:11	Unit 3A11	Status ER	Operator MORA RT 10.2.09, TOM ID: P358	Position 100228
Location UMC				
Time 08/20/2004 06:55:54	Unit 3A11	Status AR	Operator MORA RT 10.2.09, TOM ID: P358	Position 100228
Location UMC				
Time 08/20/2004 06:56:54	Unit 3E11	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 06:56:54			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement 3E11 Comment: RESP TO SCENE				
Time 08/20/2004 06:57:21	Unit 3E11	Status ER	Operator SERRANO (V3690), JASON M ID: P667	Position 100162
Time 08/20/2004 06:58:25	Unit 3A12	Status D	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Time 08/20/2004 06:58:25			Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Supplement 3A12 Comment: RESP TO SCENE				
Time 08/20/2004 06:58:49	Unit 3A12	Status ER	Operator HERNANDEZ RT 5.29.12, RAYMOND ID: P530	Position 100252

Fresno Police
Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Time 08/20/2004 07:06:59	Unit 3B11	Status AR	Operator UNRUH (V3580), DAVID J ID: P656	Position 100170
Time 08/20/2004 07:11:34	Unit 2D31	Status ER	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Location CE				
Time 08/20/2004 07:11:51	Unit 3E11	Status AR	Operator SERRANO (V3690), JASON M ID: P667	Position 100162
Time 08/20/2004 07:12:11	Unit 3A12	Status AR	Operator HERNANDEZ RT 5.29.12, RAYMOND ID: P530	Position 100252
Time 08/20/2004 07:15:22	Unit 2J31	Status CL	Operator ESPINOSA TM 6.9.16, TONYA L. ID: P1165	Position 100155
Location CENTRAL				
Time 08/20/2004 07:18:37	Unit 2B31	Status CL	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location HQ				
Time 08/20/2004 07:18:40	Unit 3B11	Status ER	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location HQ				
Time 08/20/2004 07:19:16	Unit 2E31	Status ER	Operator BOWLING (V3491), JOSH ID: P1188	Position 100138
Location CE				
Time 08/20/2004 07:20:00	Unit 2B31	Status ER	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location HQ				
Time 08/20/2004 07:20:07	Unit 2B31	Status AR	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location HQ				
Time 08/20/2004 07:20:14	Unit 2B31	Status CL	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location HQ				
Time 08/20/2004 07:20:53	Unit 2D31	Status AR	Operator ARANAS (V3182), CHRISTOPHER ID: P830	Position 100113
Location CE				
Time 08/20/2004 07:25:36	Unit 2J31	Status AR	Operator ESPINOSA TM 6.9.16, TONYA L. ID: P1165	Position 100155
Location CENTRAL				
Time 08/20/2004 07:25:58	Unit 6H21	Status ER	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location HQ				
Time 08/20/2004 07:26:41	Unit 2E31	Status AR	Operator BOWLING (V3491), JOSH ID: P1188	Position 100138
Location CE				
Time 08/20/2004 07:28:46	Unit 209S	Status CL	Operator DEJONG RT 8.5.14, RICHARD N ID: S106	Position 100205

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Location SW				
Time 08/20/2004 07:29:12	Unit 2B31	Status AR	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location HQ				
Time 08/20/2004 07:29:33	Unit 3B11	Status AR	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location HQ				
Time 08/20/2004 07:36:42	Unit 2B31	Status CL	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location SCENE				
Time 08/20/2004 07:38:57	Unit 209S	Status AR	Operator DEJONG RT 8.5.14, RICHARD N ID: S106	Position 100205
Location [REDACTED]				
Time 08/20/2004 07:39:11	Unit 209S	Status CL	Operator DEJONG RT 8.5.14, RICHARD N ID: S106	Position 100205
Location SW				
Time 08/20/2004 07:39:25	Unit 6H21	Status AR	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location HQ				
Time 08/20/2004 07:41:30	Unit 3B11	Status ER	Operator VALDEZ (V3086), LYDIA ID: VALD	Position PD01
Location [REDACTED]				
Time 08/20/2004 07:52:22	Unit 3B11	Status AR	Operator UNRUH (V3580), DAVID J ID: P656	Position 100170
Location [REDACTED]				
Time 08/20/2004 07:52:22	Unit 2B31	Status AR	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location SCENE				
Time 08/20/2004 07:52:32	Unit 2B31	Status CL	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location CE				
Time 08/20/2004 07:53:23	Unit 2B31	Status ECOMM	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location CE				
Comment LIC [REDACTED] LIT:PC LIS:CA Request Key:6089011				
Time 08/20/2004 07:53:33	Unit 3B31	Status CL	Operator VAN OVERBEEK PM12/16, MARTIN ID: P791	Position 100174
Location SE				
Time 08/20/2004 07:56:46	Unit 209S	Status AR	Operator DEJONG RT 8.5.14, RICHARD N ID: S106	Position 100205
Location SW				

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Time 08/20/2004 08:01:39	Unit 3B31	Status AR	Operator VAN OVERBEEK PM12/16, MARTIN ID: P791	Position 100174
Location SE				
Time 08/20/2004 08:02:43	Unit 2B31	Status AR	Operator SOTELO PM 9.17.18, MARK ID: P1190	Position 100271
Location CE				
Time 08/20/2004 08:18:21	Unit 3B31	Status ECOMM	Operator YANOVSKY RS 1.3.11, LAURA ID: YANO	Position PD03
Location SE				
Comment License Plate Check LIC [REDACTED] LIS:CA Request Key:6089072				
Time 08/20/2004 10:03:20			Operator VALDEZ (V3086), LYDIA ID: VALD	Position CT04
Supplement P1 PD03 ,HAVE DET GARCIA OR DET BYRD LL [REDACTED] FOR OFFICER MORA/3A11..STANDG BY AT UMC.				
Time 08/20/2004 10:08:21			Operator FISH DS, TONIANN ID: WISE	Position CT03
Supplement P2 PD03 ,DET GARCIA ADVSD				
Time 08/20/2004 10:27:24	Unit 308S	Status AR	Operator YANOVSKY RS 1.3.11, LAURA ID: YANO	Position PD03
Location UMC				
Time 08/20/2004 10:51:33	Unit 3A11	Status CL	Operator MORA RT 10.2.09, TOM ID: P358	Position 100228
Location SE				
Time 08/20/2004 11:13:50			Operator FISHER DS, SHERI ID: FISH	Position PD02
Supplement 308S WAS ADVISED DISPO NEEDED ON THIS CALL				
Time 08/20/2004 11:16:09			Operator YANOVSKY RS 1.3.11, LAURA ID: YANO	Position PD03
Supplement P2 CT03 ,PER 308S, PLS LL DUTY OFFICE, NEED TO CONTACT OFFICER HERRING P291(3X31) FOR DISPO ON THIS CALL				
Time 08/20/2004 11:23:03			Operator FISH DS, TONIANN ID: WISE	Position CT03
Supplement P2 PD03 ,PER CSU THEY WILL CALL HIM AND TAKE CARE OF IT				
Time 08/20/2004 12:34:05			Operator BROWN DS, ELAINE ID: BROW	Position PD03
Supplement P2 CT03 ,LL 6H21, NEED CLEARANCE FOR THIS CALL SO I CAN CLEAR 6H21 AND 6V11 OFF CALL PLS				
Time 08/20/2004 10:18:00	Unit 3C31	Dissociate Status OFF		
Time 08/20/2004 10:55:58	Unit 3X31	Dissociate Status IN		
Time 08/20/2004 11:00:43	Unit 3A11	Dissociate Status IN		
Time 08/20/2004 11:08:11	Unit 308S	Dissociate Status IN		
Time 08/20/2004 12:41:11	Unit 6H21	Dissociate Status OFF		

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event:

Time 08/20/2004 12:41:14	Unit 6V11	Dissociate Status IN
Time 08/20/2004 02:52:55	Unit 508S	Dissociate Status IN
Time 08/20/2004 03:13:44	Unit 6I11	Dissociate Status IN
Time 08/20/2004 04:06:19	Unit 6V15	Dissociate Status AR
Time 08/20/2004 04:22:33	Unit K33	Dissociate Status D
Time 08/20/2004 04:26:46	Unit 3G31	Dissociate Status IN
Time 08/20/2004 04:58:00	Unit 402L	Dissociate Status IN
Time 08/20/2004 05:56:17	Unit 3E31	Dissociate Status IN
Time 08/20/2004 05:56:30	Unit 2D31	Dissociate Status IN
Time 08/20/2004 06:47:16	Unit 209S	Dissociate Status ON
Time 08/20/2004 07:12:58	Unit 6I14	Dissociate Status IN
Time 08/20/2004 07:26:04	Unit 2J31	Dissociate Status OFF
Time 08/20/2004 07:35:53	Unit 209S	Dissociate Status 3D
Time 08/20/2004 07:38:03	Unit 2E31	Dissociate Status OFF
Time 08/20/2004 07:39:08	Unit 2D31	Dissociate Status IN
Time 08/20/2004 07:46:40	Unit 3A12	Dissociate Status IN
Time 08/20/2004 07:51:20	Unit 3E11	Dissociate Status 5AOF
Time 08/20/2004 07:53:14	Unit 3B11	Dissociate Status IN
Time 08/20/2004 07:59:01	Unit 209S	Dissociate Status IN
Time 08/20/2004 08:02:49	Unit 2B31	Dissociate Status IN
Time 08/20/2004 08:26:36	Unit 3B31	Dissociate Status IN
Time 08/20/2004 08:47:44	Unit CHAP1	Dissociate Status OFF

STAFF

Police Unit 209S	Staff DEJONG RT 8.5.14, RICHARD N ID: S106
Police Unit 2B31	Staff SOTELO PM 9.17.18, MARK ID: P1190
Police Unit 2D31	Staff ARANAS (V3182), CHRISTOPHER ID: P830
Police Unit 2E31	Staff BOWLING (V3491), JOSH ID: P1188
Police Unit 2J31	Staff ESPINOSA TM 6.9.16, TONYA L. ID: P1165

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event:

Police Unit 308S	Staff BROWN II PA 2.17.21, R PAUL ID: S124
Police Unit 3A11	Staff MORA RT 10.2.09, TOM ID: P358
Police Unit 3A12	Staff HERNANDEZ RT 5.29.12, RAYMOND ID: P530
Police Unit 3B11	Staff UNRUH (V3580), DAVID J ID: P656
Police Unit 3B31	Staff VAN OVERBEEK PM12/16, MARTIN ID: P791
Police Unit 3C31	Staff FIGUEROA TM 12.1.17, ALMA ID: P1195
Police Unit 3E11	Staff SERRANO (V3690), JASON M ID: P667
Police Unit 3E31	Staff ESCARENO (V3722), ELOY ID: P808
Police Unit 3G31	Staff TAFOYA TM 7.30.07, MARCUS ID: P1054
Police Unit 3X31	Staff BURGER (V3215), BEAU ID: P1252
	Staff HERRING III RS8/2014, JESSE ID: P291
Police Unit 402L	Staff GARZA RT 9.6.17, JOSE V ID: L22
Police Unit 508S	Staff DEWALL PM 12.9.19, ANTHONY ID: S138
Police Unit 6H21	Staff GARCIA RT 8.3.07, MICHAEL ID: P387
Police Unit 6I11	Staff SCHROEDER RS 6.21.08, COREY ID: ID35
Police Unit 6I14	Staff SINOR RS 7/15/05, M V ID: ID52
Police Unit 6V11	Staff VIVEROS PM 5.18.15, JOHN ID: P817
Police Unit 6V15	Staff SCHREINER (V2433), R BRAD ID: P878
Police Unit CHAP1	Staff DANIEL, ROGER ID: CH12
Police Unit K33	Staff PLYMALE RS 12.5.07, SEAN T ID: P768
	Staff TYMO RT 10.19.05, * ID: K008

RESPONSE TIMES

	Event	Police	Fire	
Receive	08/20/2004 02:01:38	08/20/2004 02:02:11		
Save	08/20/2004 02:02:41			
Dispatch	08/20/2004 02:02:52	08/20/2004 02:02:52		
Enroute	08/20/2004 02:02:59	08/20/2004 02:02:59		
Arrive	08/20/2004 02:08:46	08/20/2004 02:08:46		

Fresno Police Department
Event Report

Time: 06/11/2022 06:16:08

Event: [REDACTED]

Last Clear	08/20/2004 12:41:14	08/20/2004 12:41:14		
No. of Units	24	24	0	

Exhibit D

✓ ↩ On 6/21/2022 9:18:20 AM, Brian Howey wrote:

Good morning Ms. Abdulla,

Per our phone conversation last week, I'd like to request that this CPRA request be re-opened, as there are additional records responsive to this request under SB 1421.

Please call or email if you have any questions.

Thank you,
Brian Howey

✓ ✉ On 6/16/2022 1:18:20 PM, Fresno Public Records Center wrote:

[Click Here to View Entire Message](#)

Exhibit E

View Message

CC: Romi.Morgan@fresno.gov; Jennifer.Davis@fresno.gov;
Kathleen.Abdulla@fresno.gov; Ricardo.Farfan@fresno.gov
Subject: [Records Center] Police Dept. Public Records Request :: P019033-060622
Body:

RE: PUBLIC RECORDS REQUEST of June 06, 2022, Reference # P019033-060622.

Dear Brian Howey,

The City of Fresno (City) received your public records request under the California Public Records Act (Gov. Code, § 6250 et seq.) on June 06, 2022, and your supplemental request on June 17, 2022. Your original request states:

"Under the California Public Records Act, Gov't Code §§ 6250 et seq., California Penal Code §§832.7-832.8, and Art. I, § 3(b) of the California Constitution, I am requesting electronic copies of the following:

- 1. Recordings and transcripts of all interviews of Lavette Sanders by investigators with the Fresno Police Department and any other public agency conducted on August 20-21, 2004, related to the investigation of the August 20 in-custody death of Michael Sanders.*
- 2. The recordings and transcripts of all other interviews of the family and friends of Michael Sanders by detectives or investigators conducted on August 20-21, 2004, related to the investigation of the aforementioned incident.*
- 3. Police reports and CAD files related to the aforementioned incident."*

Your supplemental request states:

Request that this CPRA request be re-opened, as there are additional records responsive to this request under SB 1421.

The City responds as follows:

The City provided a response to the original request on June 16, 2022, via the GovQA portal. The The previously submitted response is incorporated by this reference.

The City is unable to produce records responsive to the supplemental request on the grounds: (a) the requested records are not subject to disclosure pursuant to Penal Code Section 832.7 (Senate Bill 1421), as the City did not conduct an Internal Affairs investigation into the referenced incident; (b) the records are not required to be disclosed under the investigatory records exemption (Gov. Code, § 6254(f); *Williams v. Superior Court* (1993) 5 Cal.4th 337; *Haynie v. Superior Court* (2001) 26 Cal.4th 1061); and (c) the records contain information protected by a constitutional right to privacy (Gov. Code, § 6254(k); U.S. Const., 14th Amend.; Cal. Const. Art. I, § 1).

Final determinations for this response were made by Travis R. Stokes, Assistant City Attorney for the City of Fresno.

Please feel free to contact the Fresno City Attorney's Office at 559-621-7500 if you have any questions.

Very truly yours,

Kathleen Abdulla
Senior Paralegal
for
TRAVIS R. STOKES
Assistant City Attorney
City of Fresno

Close

Exhibit F

✓ ↩ On 6/21/2022 1:59:47 PM, Brian Howey wrote:

Hello and thank you for your reply.

Based on my understanding of CA Penal Code Section 832.7, I believe your office has presented an incorrect interpretation of state law in it's reasoning for denying access to a public record.

As is clearly stated in the aforementioned penal code, "[a] record relating to the report, investigation, or findings of any of the following: [...] (ii) An incident involving the use of force against a person by a peace officer or custodial officer that resulted in death or in great bodily injury.." ... "shall not be confidential and shall be made available for public inspection pursuant to the California Public Records Act"

The law goes on to say, "[r]ecords that shall be released pursuant to this subdivision include all investigative reports; photographic, audio, and video evidence; transcripts or recordings of interviews..." etc.

As is clearly stated in the law, the creation of an IA report is in no way required in order for a record related to a police use of force incident that resulted in death or serious injury to be considered public. In fact, the interview transcripts, recordings, and police report I have requested are all listed specifically in the law as being public records. Investigative reports are listed separately -- not in conjunction with -- photographic, audio, and video evidence, and transcripts and recordings of interviews.

Please release the requested records by 6/24/2022.

Thank you for your time,
Brian Howey

✓ ✉ On 6/21/2022 12:07:16 PM, Fresno Public Records Center wrote:

[Click Here to View Entire Message](#)

Exhibit G

✓ On 6/23/2022 7:09:24 PM, Brian Howey wrote:

Mr. Stokes,

Per our phone conversation earlier today, I'd like to provide more information that proves that the records I have requested do in fact fall under CA Penal Code Section 832.7.

As you pointed out, the Fresno County Coroner's report listed Michael Sanders' cause of death as "complications of cocaine intoxication." Because Mr. Sanders' death was ruled to have been caused by cocaine intoxication rather than the officers' use of force, you told me in our phone conversation that records related to that case do not fall under SB 1421 / Penal Code 832.7.

However, as is outlined in said penal code, uses of force by police officers need not lead to death in order for related records to become public under SB 1421. In addition to death, use of force incidents resulting in "great bodily injury" also qualify.

A review of the Fresno County Coroner's report shows that Mr. Sanders sustained "multiple taser probe puncture wounds" as a result of his interaction with Fresno PD officers. Among those wounds were three taser probe puncture wounds to the chest, four taser puncture wounds to the right groin (including one that showed "surrounding carbonization," the medical term for the conversion of flesh to charcoal, or charring), two taser probe puncture wounds to the left thigh, and two taser puncture marks to the left flank area with probes still in place, for a total of at least 11 puncture wounds. (see "Fresno County Coroner, Coroner Certificate and Verdict" conducted by Laroalee H. Cervantes 12/29/2004, p. 3 & 8)

There is a large body of cases and statutes defining "great bodily injury." The term means more than a minor or trivial injury but does not require the victim to suffer a long-term or permanent injury (People v. Escobar, 3 Cal. 4th 740, 746 (1992); Cross, 45 Cal. 4th at 64.). A series of minor injuries when viewed in the aggregate can amount to great bodily injury, such as bruising over multiple body parts, or swelling and pain (People v. Jaramillo, 98 Cal. App. 3d 830, 836 (1979). And if a medical professional deems a particular injury significant, that injury is by definition a great bodily injury (People v. Sanchez, 131 Cal. App. 3d 718, 734 (1982).

Although I find it unlikely, it's possible Mr. Sanchez's injuries could be considered minor if each were considered individually. However, there is no doubt that 11 puncture wounds viewed in aggregate, including at least one that caused Mr. Sanders' flesh to char, would certainly amount to great bodily injury if "bruising" or "swelling and pain" have met the same standard.

With that in mind, I'm requesting that you reopen my public records request and provide the requested records no later than July 1, 2022.

Thank you for your help.
Brian Howey

Exhibit H

View Message

CC: Romi.Morgan@fresno.gov; Jennifer.Davis@fresno.gov;
Kathleen.Abdulla@fresno.gov; Ricardo.Farfan@fresno.gov
Subject: [Records Center] Police Dept. Public Records Request ::
P019033-060622

Body:

AMENDED RESPONSE TO THE CITY OF FRESNO'S
JUNE 21, 2022 RESPONSE

RE: PUBLIC RECORDS REQUEST of June 06, 2022, Reference #
P019033-060622

Dear Brian Howey,

The City of Fresno (City) received your public records request under the California Public Records Act (Gov. Code, § 6250 et seq.) on June 06, 2022, and your supplemental request on June 17, 2022. Your original request states:

"Under the California Public Records Act, Govt Code §§ 6250 et seq., California Penal Code §§832.7-832.8, and Art. I, § 3(b) of the California Constitution, I am requesting electronic copies of the following:

1. Recordings and transcripts of all interviews of Lavelle Sanders by investigators with the Fresno Police Department and any other public agency conducted on August 20-21, 2004, related to the investigation of the August 20 in-custody death of Michael Sanders.

2. The recordings and transcripts of all other interviews of the family and friends of Michael Sanders by detectives or investigators conducted on August 20-21, 2004, related to the investigation of the aforementioned incident.

3. Police reports and CAD files related to the aforementioned incident."

Your supplemental request states:

Request that this CPRA request be re-opened, as there are additional records responsive to this request under SB 1421

The City responds as follows:

The City provided a response to the original request on June 16, 2022, via the GovQA portal. The previously submitted response is incorporated by this reference.

The City is unable to produce records responsive to the supplemental request on the grounds: (a) the requested records are not subject to disclosure pursuant to Penal Code Section 832.7 (Senate Bill 1421), as the City did not conduct an Internal Affairs investigation into the referenced incident and there was no report, investigation, or finding of an incident involving the use of force against a person by a peace officer that resulted in death or great bodily injury; (b) the records are not required to be disclosed under the investigatory records exemption (Gov. Code, § 6254(f), *Williams v. Superior Court* (1993) 5 Cal.4th 337; *Haynie v. Superior Court* (2001) 26 Cal.4th 1061); and (c) the records contain information protected by a constitutional right to privacy (Gov. Code, § 6254(k); U.S. Const., 14th Amend., Cal. Const. Art. I, § 1).

Final determinations for this response were made by Travis R. Stokes, Assistant City Attorney for the City of Fresno

Please feel free to contact the Fresno City Attorney's Office at 559-621-7500 if you have any questions.

Very truly yours,

Kathleen Abdulla
Senior Paralegal
for
TRAVIS R. STOKES
Assistant City Attorney
City of Fresno

Exhibit I


Preferred Method to Receive Records:

Electronic via Records Center

Not all public documents are available in electronic format. If the document(s) requested are not available electronically, we will make them available for inspection or by paper copy in accordance with the Public Records Law.

New Message

Messages 9

 Print Messages (PDF)

On 7/15/2022 1:32:06 PM, Brian Howey wrote:

Hello,

I have called your office several times in an attempt to speak with a member of your staff regarding this request, but have not received a call back. Your 6/24/2022 message appears to be a response to my original request for second review of my request, but doesn't appear to respond directly to my 6/23 message.

As soon as possible, please acknowledge my 6/23/2022 message in which I explain that the requested records fall under California Penal Code Section 832.7 because Mr. Sanders suffered great bodily injury as a result of his interactions with Fresno Police Department officers on Aug. 20, 2004, as detailed in the coroner's report Mr. Stokes cited our previous phone conversation.

Thank you,
Brian Howey

On 6/24/2022 4:18:32 PM, Fresno Public Records Center wrote:

[Click Here to View Entire Message](#)