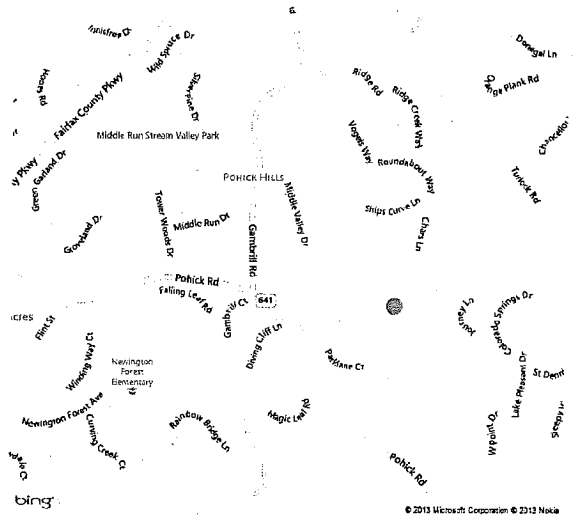
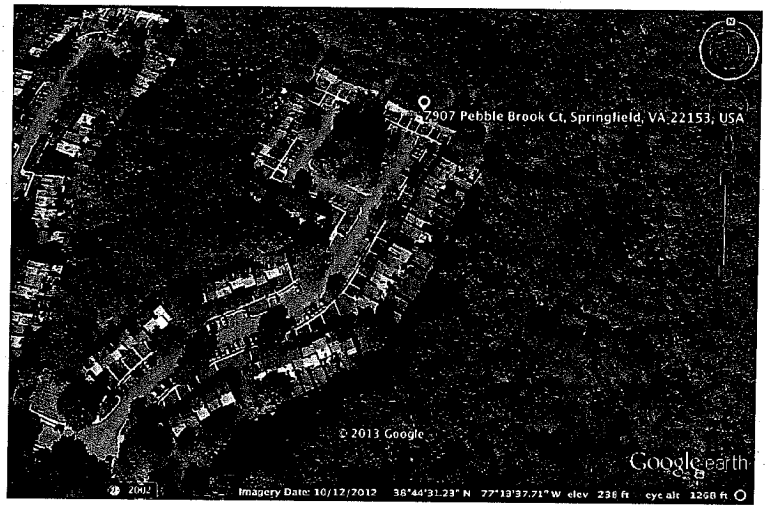
Officer Involved Shooting (OIS) Sta7 – Thursday August 29, 2013

[redacted]

[redacted]

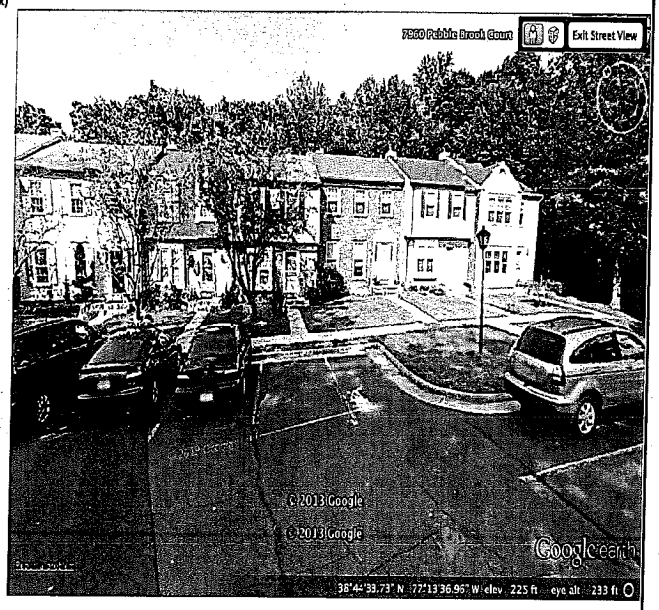
7903 Pebble Brook Court, Spr

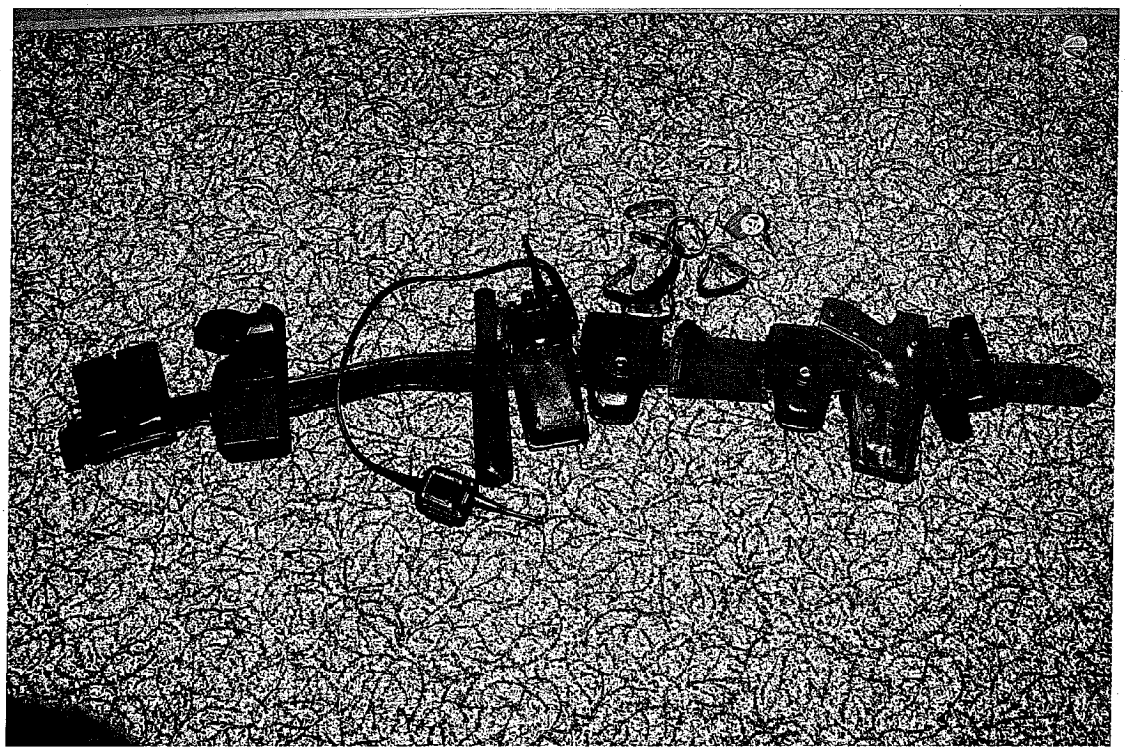




Timeline CAD entry vs radio (approx)

- *2:39 pm hours*: DPSC takes a Domestic Dispute call, partner causing a disturbance. There are weapons in the home
- *2:52 hrs:* Two patrol officers arrive at the residence
- *2:57 hrs*: Subj threatens to use weapon on officers
- *3:04 hrs*: Subj advises he is seconds from killing himself and mentions suicide by cop
- *3:11 hrs*: Subj mentions to not come in the back door or he would escalate-mention of handgun, shotgun, and rifle
- *3:34 hrs*: Dispatch advised "shots fired"
- *3:38 hrs*: Officer still hears movement inside
- *4:34 hrs*: TAC makes entry
- *4:46 hrs*: Fire Dept with subj, confirms he is deceased





Employee [View]

Agency: FCPD Dept EIN: 301888

Last: TORRES First: ADAM Middle: D Suffix:

Wk phone: ([redacted] Mobile: ( ) -

Hm phone: (Pager: ( ) -

ir. Connect: TeleStaff:

Address: [redacted]

City:

Origin: 2000 Squad/unit: 2333

Bureau: 2300 Division: 2330

Contact: DANIELLE TORRES

Address: [redacted]

Relation:

Medical alert:

Work phone: ( ) - Ext.

[redacted]

Next | Reset | Option | View | Exit Srch

New Case # 2012-0800221

Name Photograph

[redacted]

Virginia Citizens Coalition for Police Accountability Inc.
CCPA
Post Office Box 7800
Alexandria, VA 22307-9998
Web site: [redacted] Email: [redacted]

COPY

September 21,2013

By Fax This Date
[redacted]

Mr. Raymond F. Morrogh
Commonwealth's Attorney
4110 Chain Bridge Road - Suite #114
Fairfax, VA 22030

Dear Mr. Morrogh:

Let it be known - the CCPA is a pro-police Virginia corporation in good-standing that firmly believes the vast majority of law enforcement officers in this country perform their very difficult jobs with respect for their communities and comply with the law. Even so, there are incidents in which this is not the case. I am a retired WDC MPD homicide detective and many of our members are retired local, state and federal law enforcement officers.

As you may recall, on August 29, 2013, an unidentified Fairfax County police officer - without provocation did shoot and kill unarmed John Geer who did not pose an imminent threat to the officer or anyone else. Based upon eyewitness accounts from by-standers, including the victim's father, and media reports this was an unjust shooting and killing of an innocent man. It must be considered "voluntary Man-slaughter." Please note the Medical Examiner's Certificate reads "Shot By Police - Homicide."

It is interesting to note - Since the Fairfax County Police was formed 71 years ago, no officer has been found guilty of misconduct by his department - nor have any been charged with a crime for the shooting and killing someone in the line of duty. This is unprecedented when we compare the records of other cities and counties in the United States similar to Fairfax County.

Therefor, we urge you to step forward and be the first prosecutor in the history of Fairfax County to charge an officer with the shooting homicide of a citizen and refer the matter to a "special grand jury" to adjudicate this case - and therefore give the citizens of Fairfax County a voice in this matter. The time is past due when the police chief is the judge and jury in these matters. The voice of the ctizens of Fairfax County must be heard if there is to be justice.

The favor of your reply is requested.

Sincerely, Nicholas R. Beltrante

Nicholas R. Beltrante
Executive Director

Enclosure: Certificate of Death

Equal Justice Under the law

Received Time Sep. 22. 2013 11:16AM No. 7165

Bibeault

Bibeau

8/29/13 OIS 2013-[redacted]

Jeffrey Stewart [redacted] Interview w/ Tonny Kim / DA

[redacted]

- used to live across the cul de sac from John Geer. known for about 28 years.
- spoke to John several times today.

- John called him this am. talked about giving.
- called back about 1300. John needed call back said a lot of shit going on.
- John said he just threw Maura's shit out on the lawn.
- Jeffrey said he'd call back in 5.
- No call back in 5. Jeffrey texted him.
- John texts him go there. Gonna shoot police. Jeff texts him to calm down he'll help move Maura w/ his truck.
- John says next time he'll see him he'll have a bullet in his chest.
- John says he'll shoot the police.

Maura told Jeff that John was waving a gun around.
- John + Maura have had problems for the 28 years that Jeff's known her.
- John said Maura had agreed to move out a year ago. Supposed to discuss the lease. John found out 45 minutes earlier that Maura signed a lease. Got him upset.

- John hot headed, loses temper all the time. Drinks + gets verbally abusive, especially to Maura

- John's Mom has cancer
- John somewhat estranged from his parents.
  - May have been removed from the will
  - will transferred to daughters

- Jeff suggested to PO on scene that they get Maura + her belongings. PO advised he already made threats.

- Jeff says may have bee a suicide by cop

Shooting per Jeff:

- Jeff at top of loop
- w/ 4 uniformed officers
  - 2 in front
  - 1 in left behind van
  - 1 behind van
- Jeff heard 1 shot
- John at front door w/ hands on top of storm door.
  - entrance door partially opened
  - storm door partially opened
- Jeff did not hear any conversation or talking.
- Jeff tried yelling to John from the cul de sac.
  - John said for Jeff to go away, he wasn't coming out.
  - Jeff told PD that John owned a 357, a 9mm + at least 1 shotgun.
- Saw John at door, doesn't think he had a gun in his hand.
- John's hands moving down, about chest high Jeff hears a shot.
- John immediately grabs his left side w/ his right hand, spins around into house + shuts the entrance door.

- John yelled shit as he spun around.
- Jeff was told that PD heard noises in house after he closed the door

Per Jeff:

- John drinks often (daily). Capt Morgan + Scotch. Got more belligerent when drunk. Categorized himself a functioning alcoholic.
- in the past (over 10 years ago) smoked pot once in a while.
- No known medical problems
- No known psyche issues
- not military
- no known shooting or violent issues in the past

- Jeff feels he was at scene for about 15 minutes before shooting happens.

- John has changed the locks on the door before.

- Jeff feels John paved this road long ago + today he drove down it

Escorted neighbors home to:

Mitchell + Kim Ryan [redacted]

Not home during event.

Respond to STA 7 interview off. per Lt Holland

David Parker 741 B — Interview w/ Crystal Latteman JA

- Worked yesterday
- normal start time
- not busy owing 1st hour of shit.
- met up w/ X700 (Kushner) by Burger King
- Heard Ofc. Dave Neil 730C say "The male subject involved said he's got a gun + he's not afraid to use it" over Radio channel 7
- Parker has a Patrol Rifle + w/gun involved marked enroute.

Responded code 3
- Silverbrook
- South Run
- Pohick
- Magic leaf
- To scene
- killed lights + siren

Parker thinks that Neal said over the radio that he was talking to the subject through the screen doors

- Pulled in behind a blue unmarked
- Parker driving 3521 (marked)
- Marked on scene by CAO.
- Restricted side
- approached the front of the house
- Parker drew a sketch of the scene
- Kushner w/ shotgun (may have switched to slug)
- Barnes handgun
- Torres handgun + shield
- Barnes doing the talking
  - asking him to come out + talk
  - subject has hands on top of screen doors
  - Barnes asking repeatedly to come out
  - S - put your guns down
  - S says he recognizes Parker from a other

- S says he's thirsty
- If he closed door it would be worse for PO because they wouldn't know what he was doing.
- S I have a 357, in a holster, based pointed away.
- S warned then he was going to scratch his nose (odd scratch)
- Off. Neil 2 hours down w/ wife + kids.
  - Neil over radio, says has 2-3 handguns + 1 long rifle. S drinking more lately but unknown today.
- S anyone comes in the back door this will get worse
- Parker voiced that statement over the radio.

- Barnes continuing to negotiate.
- S I know my rights, you can't come in. I enough food for months + wouldn't need to come out
- negotiations seemed to be going ok.
- S going to get a drink of water + close the door
- S moved his left hand off the side of the door. Parker hear a bang. Sees a black mark appear in shirt below sternum.
- S said something

Parker moves over + then links w/
Erit Hannadiaz 970C.
moves up to

Parker asked who shot. Someone answered Torres.
Parker why? no known response

Torres eventually told to leave
Parker w/ Barnes.
stayed there until relieved by TAC.
While waiting for TAC off, Neil moved a cruiser up,
used PA to try to talk subject out, offered
aid. relieved by TAC also.

During event he heard a friend of subject yelling to
him. That guy talked about Golfing. John said he
did not want to die today.

Parker thinks Neil said over the radio that wife
said Sub; may be thinking about suicide by cop.

Sub; said he thought he saw his father, said the
stuff on lawn didn't look good for him or his neighbors.

Speech not slurred, conversation coherent

B. beaum

Ben Kushner: Interview w/ crystal lattenan / IA
X700 today / traffic enforcement.
Squad is his normal squad
Traffic enforcement all morning
Was w/ Dave Parker by Burger King.
Heard an event escalating:
" individual making statements that he had a gun
+ he was willing to use it to shoot officers.
followed Dave to scene. both ran code 3
" units on scene said they were talking to him through
the screen door.
- arrived w/ Dave, parked, grabbed shotgun
- originally loaded w/ buckshot, changed to
slug.
- subject at door (storm door) behind door.
varying degrees of opened.
- Sub talking to Barnes
- Sub seemed agitated, confrontational w/ Barnes.
He (sub) said several times that he had a gun.
- over radio (Neil?) gave info from girlfriend
that subject had handguns + long gun + may want
suicide by cop.
- subject making statements about having a gun
nearby. Said he would go inside + then the
PD would have a lot more trouble

At one point a friend of subject was yelling from up the road trying to get subject out of guns they had. Sub yelling back.

At front of house:
Barner + Torres + left of house (when facing). (Pistols)
Parker behind a vehicle (Patrol Rifle)
All uniformed
Shield by the tree near Barner/Torres

Barner continuing to negotiate. Sub seemed agitated.
- I've not broken any laws
- lower your weapon
- I'm going to get some water
- I have enough food for awhile
- Subject moving his hands to scratch face
- Sub brought up he had a 357 close by in a holster.
- Some point during movement of his ~~hands~~ hands Kushner hears a gunshot. Sub increasingly agitated moving before shot.
- Kushner sees a red spot on sub left abdomen. Sub may have yelled
- Sub goes back into house + shuts the door

DEF002378

Gunshot seems to come from area of Barnes/Torres.
Did not see who shot
- later Torres left when supervisors asked for officer who shot
- after shot Parker + Kushner repositioned fearing sub may have a long gun.

- Radio call made rec shot, who shot
Rescue called for

- could not see sub but Barnes said he could hear sub yelling inside of the house
Kushner couldn't hear from his vantage point

During event sub said not to have anyone come in the back or things would get worse

Kushner suggests cruiser for PA - That was done.
- Commands made
- aid offered.
- Taken over by a negotiator

Kushner held position until relieved by TAC

~~Capt.~~ Lt. Ron Manzo w/ Crystal Lattnerman

- was in office. Heard Radio traffic of a Domdo, guy w/gun, suicide by cop.
- got printout of event at PCA.
- headed to scene
- arrived + saw a cruisers, Lt. Fish + Jola, man standing in a doorway of a townhouse.
2 uniformed officers w/ handguns drawn, but pointed down, saw off. Neil to left of the townhouse, he seemed to be controlling radio (Neil).
- went to Fish, asked about a Command Post
  - asked about # of officers
  - where positioned.
  - Did we escalate too quickly?
    - Fish - No gun, etc.

- Sees subj w/ his hands on top of screen door.
  - unknown why hands up.
- Couldn't hear anything from house area.
- wondered why officers in yard / no cover
- Sees subjects arms coming down to about his shoulders, hears a loud pop, subjects shirt ruffles., subject goes back, grabs chest, subject into house, doors closed.

(2)

- Notified of a 357, 9 mm, shotgun, 1 rifle, so Manzo moved the commandpost back.

- unified command set up with FRD.

- later finds out daycare on Bravo side of place.

- Later finds out Barnes + Torres were the officers in front of the house.

- Blonde female lady w/ fish. May have had a patch (DHS?)

- father of subject + close friend of subject there.

-

STALLINGS

8/29/2013 1880 hrs

INTERVIEW RECORDED
w/ KELLUM (IA)

- KELLUM TOOK HIS OWN NOTES

EDITH ESHLEMAN

[redacted]

W/F [redacted]

CONSENTED TO ME TAKING HER PHONE TO BE IMAGED BECAUSE OF THE PHOTOS + VIDEO

8/29/2013 2000 HRS

— MET w/ BAYLISS + TURNED PHONE OVER TO HIM

Billeb

ERIC
PE HANIDIAS 8/29/13 2154 cm.
Bond Interw. - Billeb

Eves - A

Not Logged on when call came out - had physical (970C)
End to ALARM - Head off Torres threaten to use a firearm

Went to Alarm & Cladid Huntermill Rd

when arrived parked at end of cuide sac.

2 K-9 unit and Quarto.

Kyle K-9 & Hanidias went to back to See if Lingefelter needed help

No Assistance needed Worked way back to Lt. Joca & Lt. Fish. was told to Standbye

was tasked with getting a nearbyte person on cell inside then Stand bye in case Kids inside needed Assn.

Saw Barnes & Torres in Lawn
Directly in front

Parker behind a car

got a Sneepshot view. Saw a tree
and shield not sure of barriers or
cover

took posity where vision was blocked
by side of Townhouse structure

In between Break of Townhouse to left
heard a bang

Doesn't know who or what took place
thought it was a shot

Asked Torres "You see what happened"
Torres "Yeah I shot him"
Parker" Rifle got in front cover down
each door was shot.
Rodney & Torres

Joce of fish wanted wife escorted of build.
he went to Dack to assist

K-9 escorted.

He wait out front to assist.

Torres was by Jocca.

Park Bright car for PA System.

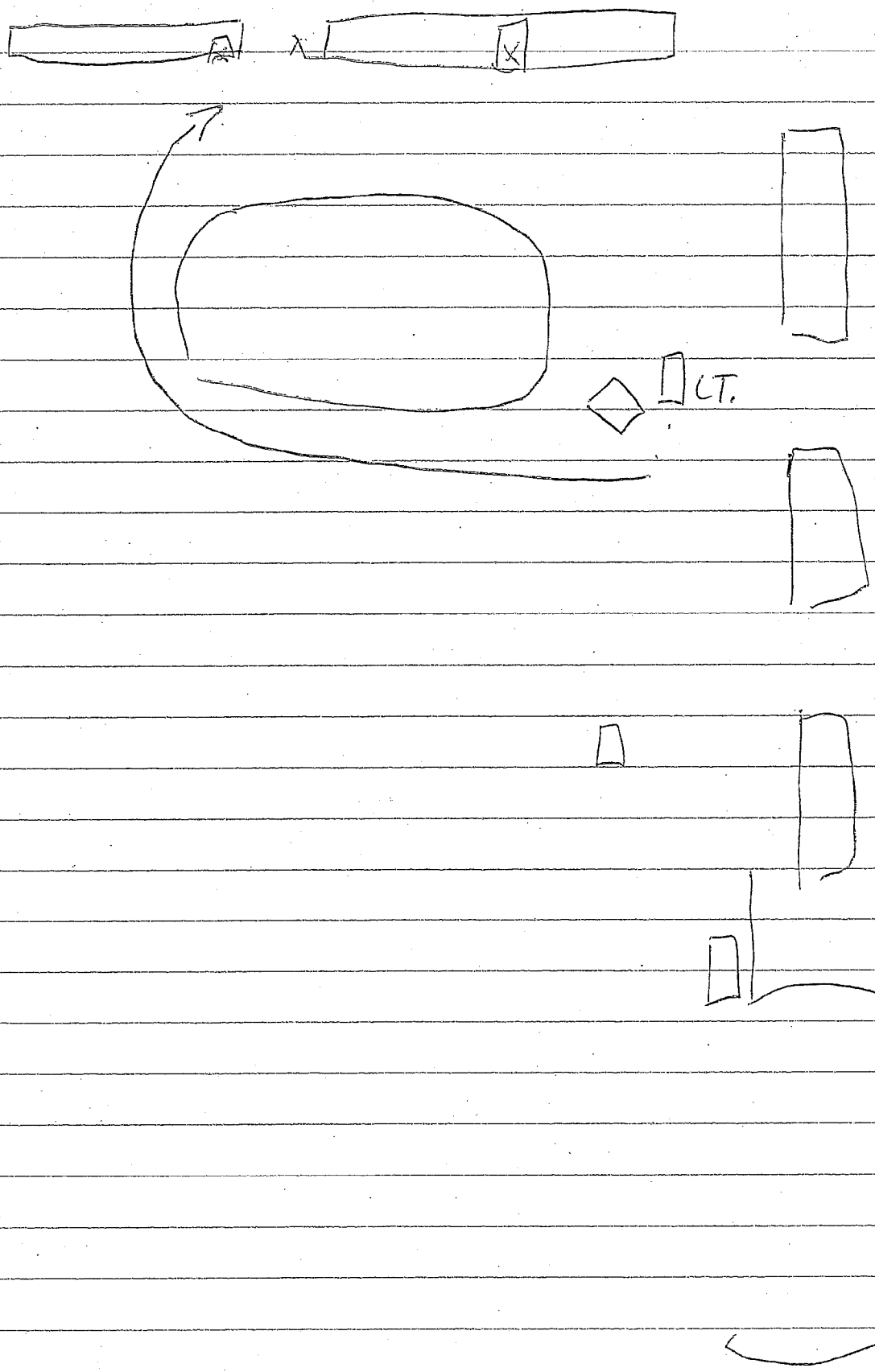
TAC came took over.

ON Radio during event heard
Say he has gus wants quick
by cop.

Thinks Neal & Torres was saving over
Radio

Could not hear any words or voice
between officers and officers.

Neal said had some object put on floor
Maybe waitband Not sure.


X
X
CT.

2Lt. M. Fish 8-29-13 2114 - 2122
Bond interview - Billeb

DAY WORK Sta 7
approx Just before 1500
was at station preparing for Welker Did not
hear much of Dia.

when head gun Left Sta went out to
Assist Lt. JOCCA.

offer said " had a gun used it aght him."
Doesn't recall who said

PFC Barnes was there Communica.
when fish Arrived Susp was at screen door
hands up on top of screen door entire tea
he saw them.

Barnes } contain cover when fish onsene.
Cuban
Kusk

Joccas Arrived After you?

Joca and fish conferred time was on our side
he is talking to offer.

Fried showed up tried to talk him out but failed.

CM70 arrived was briefed.

Barnes still talking to suspect

Heard a shot, got his attention

Saw susp grab his side closed door.

Premier set, Atlanta Phone & PR sytem
TAC arrived Relieve him

Approx 100 yds from susp when shot fired.

offers 8 - 10 yard w.
Barnes & Torres very close (same tree)

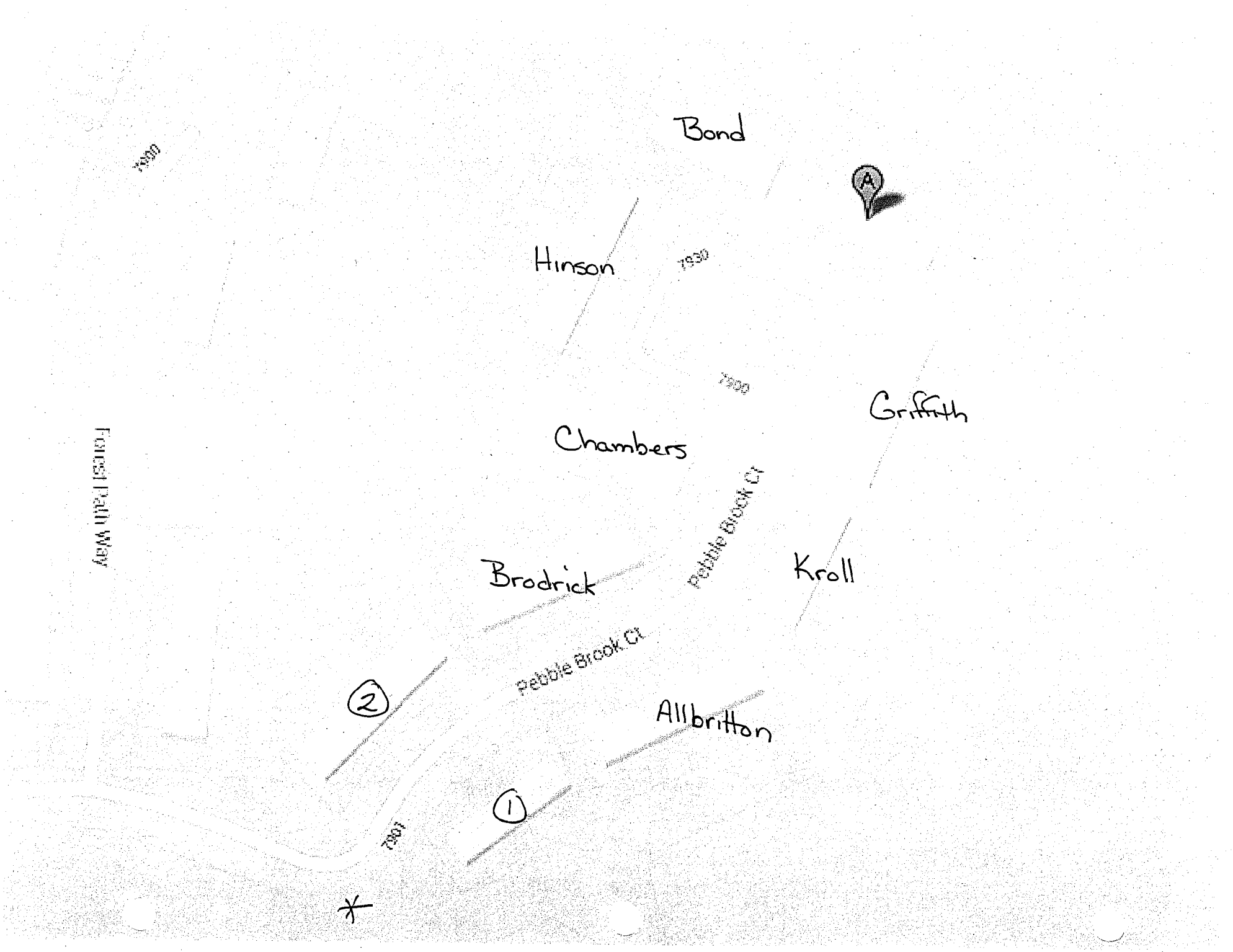
D.D not hear any conversation between Barnes and offender

Never saw firearm

Heard him or Radio Traffic Sayin
he has weapons and will use them against you

Maybe from Neal who was getting info
from Neal

Bon of


Bond
A
Hinson
7930
7900
Griffith
Chambers
Pebble Brook Ct
Kroll
Brodrick
Pebble Brook Ct
2
Allbritton
1
7901
Forest Path Way

Date: Thursday August, 29
Time: 1440 hours domestic dispute called in
1530 shots fired

Location: 7907 Pebble Brook Ct.
Involving: John Geer & Maura Harrington

Home at time of incident? If so, what did you see/hear?

Did you take photos or video? Know anyone that did?

Know of others in neighborhood that did see incident? and/or photograph or tape it?

Obtain full info on occupants

Knowledge of any prior incidents, domestic disputes, etc?

*looking for African American with dreadlocks in neighborhood that may have video of incident

Incident Report UNAPPROVED

Case Number: 2013-2410242 **FAIRFAX COUNTY POLICE DEPARTMENT** **Date Approved:**

Supplement Information - Investigator Supplement

Supplement Date	On ☑ Between ☐	Date/Time	Date/Time	Supplement Officer	EIN
09/11/2013 09:07:30		08/29/2013 14:39 THU	08/29/2013 14:39 THU	BOND, ROBERT A JR	304820

Incident Location	Supervising Officer	EIN	Date
7907 Pebble Brook Ct, Springfield, VA 22153			

Organization	Patrol	Sub
DEPUTY CHIEF FOR INV/OPS	730	326.01

Disposition	Case Status
	FURTHER INVESTIGATION

Weather and Light Conditions	Case Closed	Time
/	☐ Juvenile ☐ Adult	Received: 15:28 Arrived: 15:28 Cleared: 15:42

Nature of Case

Supplement Notes

On Thursday, August 29, 2013, at 1730 hours, I arrived at 7907 Pebble Brook Court in Springfield to assist in the investigation of a police shooting that occurred at the residence. When I arrived at the location I met with Lt. Holland who asked me to speak with the two daughters of the deceased. They were identified as Haylea and Morgan Geer.

Other:

Geer, Haylea Noelle
7907 Pebble Brook Court
Springfield, Virginia 22153
[redacted]

Interview of Haylea Geer:

Haylea will be a senior this year at South County High School this year. Haylea said that she and her 9 year old sister were home all day with her dad. Prior to the shooting she and her sister were reading in her room. As they were reading they heard their dad talking on the phone to their mother. Haylea said that her dad was cursing at her mother started throwing her mother's things including the cat out of the house. Haylea said her dad was upset because her mom signed a lease on an apartment and was about to move out. Haylea said that she heard her dad say to her mother that he wanted to talk to the girls before she moved out.

Haylea said that when he her dad hung up the phone he threw the phone against the wall. Morgan approached her dad and told him that this wasn't helping the situation but he continued to throw things around. Her dad then threw her mother's mattress and box spring down the steps. Haylea and Morgan gathered some things and went outside and sat on the curb. Haylea and Morgan then walked over to Gifford residence which is a couple doors down.

Haylea returned to her house and her dad was back on the phone with her mother. Her dad was jumping on her mother's bed frame. Her dad eventually settled down and Haylea decided to sit down and watch television. After a short period of time, she returned to the Gifford's residence to be with Morgan.

Haylea said that her mother came home a short time later and went in the house. She then came back out of the house and was crying. Her mom told her that her dad threw a suitcase down the steps and hit her in the head. Haylea said that that her dad came outside and said that he didn't want to hurt anyone including her mom. He said that he was mad because her mom had broken an agreement that they had. Around the same time, her mother called the police.

Haylea said that after her mother called the police, her mom called her dad's friend Jeff. Her dad came to the door with a shotgun and stated, 'tell the police I have weapons' and then went back inside. Haylea said that her dad keeps guns in a safe that is on the main level of the townhome.

Haylea said that she, Morgan and her mom were sitting on the parking lot island when the police arrived. When the police arrived Haylea and Morgan went back inside the Gifford's residence.

Haylea said that her father has threatened her with a weapon in the past. She recalled that a month or two ago he threatened to blow up the house. Haylea said that the police have never been to their house before. Her dad threated to kick her out of the house when she was in Middle school because you were paying too much to her cell phone.

She also mentioned that recently her mother told her that when she was in the 4th grade her father had put a gun to her head and threatened to shot her. Morgan was home at the time and her mother was concerned that he would also harm her. Haylea said that she was not at home during that incident.

Haylea said that her dad is mean to her mother. She said that her dad puts her down and is verbally abusive towards her. She did not indicate that her dad was physically abusive. She also said that her dad drinks a lot and is more abusive when he is drinking. Haylea said that her dad was arrested for DWI two or three years ago and had to go to meetings about his drinking.

Haylea said that her mother wanted to leave a while back but her dad promised that he would stop drinking. She said that he stopped for a while but then he then began to hide the alcohol in the car or in the basement. When he started drinking again he again became abusive. Haley said that her mother had told her back in January that she was planning on moving out. Haylea said that her mother and father had never separated in the past.

Haylea said that she didn't think her dad was drinking today. She said that he was asleep on the couch until 1130 hours. Haylea said that her dad sleeps on the couch because he snores and it is better on his back.

Haylea said that her dad designs kitchens and works out of the home. Haylea said that she and her dad get along very well; however he doesn't always get along with Morgan. Sometimes Morgan and her dad would argue. Haylea said that her mom works for the DEA but not as an agent. Her work location is in Sterling, Virginia.
Haylea said that the problems between her mom and dad have been on going on for several years. Haylea said that it seemed to get worse during the fall when she went back to school. Her dad didn't like to sign all of the emergency care forms for elementary school.

Haylea said that father has several guns and that he has them for protection. She said that he had small guns and big guns. She wasn't sure how many he had. One of the guns he would keep out of the safe and would often move it from his hiding place.

Other:

Gifford, George

[redacted]

Interview of George Gifford:

George said that he has lived at his residence since September of 1994. George said that the Geer's have been their neighbors for about 19 years. John Geer bought the house prior to Haylea being born. George said that John would often help him if he needed something. George described Maura and John as good neighbors. George said that his wife runs a daycare business out of their house and used to baby sit the two girls. John said that he and his wife do not socialize with John and Maura but they were friends.

George said that he knew that John and Maura were having problems since at least January. George said that he never saw any physical altercations between Maura and John. He had heard them yelling and screaming at each other in the past. Nor did George never hear John make any threats to harm Maura or the children. George said that John seemed to have a lot of patience with his daughters and was often in the yard playing with them. George said that John and Maura were often on the road during the summer with Haylea's travel softball team. George said that John seemed to spend a lot of time with his two girls.

George said that Maura and John were never married. He said that wife told him three or four weeks ago that Maura and John were going to separate. George said that he never talked to John about his personal life.

George said that he wasn't home when the shooting took place so he had no information regarding what happened. He learned about the shooting when his wife called him at work.

Other:

Gifford, Lydia

[redacted]

Lydia said that she talked to John all of the time because he is usually was home during the day. John has been working from home for the past two years. Lydia said that John had told her last week that he and Maura were going to separate. John told her that Maura was going to get her own place and they were going to work out the child care issues between them. Lydia said that John seemed to be okay with the separation. Lydia said that John had always had problems for the way that Maura kept the house and the amount of money that she spent.

Today, at 1330 hours, Lydia said that she noticed that girls were sitting on the curb, across the street. She said that Morgan was crying and had a bunch of her stuff with her. Morgan and Haylea walked over to her house and seemed to upset. Lydia decided to walk over to their house to what was going on. When she got there she noticed that the mattress was at the bottom of the steps. John was standing at the top of the steps and seemed a little upset. Lydia asked him what he was doing and he seemed to calm down. He then apologized and said that he didn't want to upset the children. He then said that the girls could come back home. Lydia told him that Morgan had her stuff and they were going to hang out at her house. Lydia said that she didn't see John with any firearms during that time.

Lydia said that she had never seen anything physical between John and Maura but she had seen him punch the walls in the past. She said that John does drink but she didn't think he was drinking today. She said that John typically wanted things 'his way'. She said that John and Maura have argued in the past.

After the police arrived and were talking with John, Maura told her that the police just wanted him to come out so they could talk to him. Lydia said that she didn't hear any of the conversation between the police and John. During that time, she said that she was inside the house tending to the kids.

Interview of Lt. Mike Fish:

I responded to the West Springfield Station to interview potential police witness. One of those witnesses was identified as Lt. Mike Fish. Lt. Fish was assigned as the day work supervisor at West Springfield Station, at the time of the shooting. Lt. Joca was the evening shift supervisor.

The interview with Lt. Fish was initiated at 2112hours. Present during the interview was Lt. Todd Billeb from the Internal Affairs Division. Lt. Fish recalled the event being dispatched just before 1500 hours, this afternoon. He said that he was inside the station when the call came in and believed that it was originally dispatched as a domestic dispute. As the first officers got on the scene they updated the dispatcher that there was a gun involved and that the subject involved had threatened to use it against the police.

Lt. Fish left the station and responded to the call. He said that while en route to the call one of officers said that he had made contact with the subject and that the subject was inside the house. The officer said that the subject had his hands on his head but also had made statements that he had a gun. Lt. Fish did not know which was officer was giving the updated information. He did believe that it was an evening shift officer.

Lt. Fish and Lt. Joca arrived at the scene about the same time. Lt. Fish noticed that Officer Barnes was communicating with the male subject that was standing just inside the door of his residence. Lt. Fish said that the subject had his hands resting on the top of the screen door. Lt. Fish said that the entire time that he saw the subject he had his hands up. Officer Barnes and Torres were positioned to the left of the front door and were using a big tree to maintain cover. Officer Kurshner was to the right of the front door and Officer Parker was nearby with the rifle. There was a K-9 officer and another officer in the back of the residence and there was a K-9 officer that was coming down the side, towards the residence. Lt.

Fish said that the officers had good containment.

Within a minute of Lt. Fish arriving the subject`s father pulled up in truck. Lt. Joca talked to farther in order to gain intelligence about John. Officer Barnes appeared to be still talking to the John and seemed to have a good rapport with him.

Lt. Fish and Lt. Joca agreed that time was on their side so they let Officer Barnes continue talking to the John. Lt. Fish said that he and Lt. Joca had positioned themselves about half way up the street and behind a van. Three to five minutes later a friend of John`s pulled up and said that he could talk to the John and hopefully get him to come out. The friend yelled over to John and asked him to come out and they would go golfing. The John responded back with some sort of comment and the friend said he couldn`t do anything to talk him out of the house. LT. Manzo then showed up at the scene. Lt. Fish said that as they briefed Lt. Manzo he heard a shot. He said that his attention was towards Lt. Manzo at the time of the shooting so he didn`t see it. He looked towards where the shot came from and saw John grab his side, stumbled back and closed the front door. Officer Barnes relayed that he could hear still hear movement inside the house. They then called for a TAC call out and had rescue stage in the area. They then tried calling the subjects cell phone but he didn`t answer. One of the officers used his loud speaker on his cruisers to get the subject to come out but he never did.

The Tactical Team showed up and used their robot to gain entry into the residence. Lt. Fish thought that he 100-150 yards from the residence.

Lt. Fish said that he officers that were talking to the subject were about ten feet from the subject house and were behind good cover. Officer Torres and Officer Barnes both had their weapons drawn.

Lt. Fish said that he only could hear the conversation between the friend and John. John kept saying that he wasn`t coming out. Lt. Fish said that he could not hear the conversation that Officer Barnes was having with John.

Lt. Fish said that he never saw a firearm in John`s hand. However, the girlfriend of the subject said he had firearms. That was also confirmed by the friend and the father that showed up at the house. Lt. Fish said that he believed that the subject had told the first responding officers that he ad a gun and that he would use them against the officers if they came inside. Officer Neal was the first officer on the scene and was getting info from the girlfriend. Lt. Fish also recalled Officer Neal saying that when he got there the subject had something in his hand that was black and that he laid it down by the door.

Lt. Fish said that it was about five minutes between the time that he arrived at the residence until the shooting took place. The interview was terminated at 2122 hours.

On September August 31, 2013, a canvass was conducted in the neighborhood. The following is the results of the canvass.

[redacted] *No Answer

[redacted]

Hife, Rebecca

Never witnessed any problems in the neighborhood specifically at the house where incident occurred. Rebecca said that she and her family were at University of Virginia that day.

[redacted]

Teetsov, John

[redacted]

John lives at the residence with his son. Neither he or his son were home at the time of the shooting

[redacted]

House is vacant. Neighbors said that no one was living at the house during the time of the shooting.

[redacted] *No Answer

[redacted]

Stachowski, Rafael

Stachowski, Grace-[redacted]

Detective Griffith spoke with Grace.

-Rafael said he was at work at the time of the shooting. He said that his wife is home during the day and runs a day care business out of the residenece.
-Rafael said that Irma Boyd [redacted] was in process of dropping off her child at the residence when the shooting took place.

Interview of Irma Boyd:

Boyd, Irma
[redacted]

Irma is a TSA Officer. Irma said that she pulled down the street and was talking to an officer when the shooting took place. She said that she knew that she arrived at 1527 hours, because she made a call as she was pulling onto the street. At 1535 hours, which was just after the shooting she called her work and said that she would be late. Irma said that there were two other men standing near her. She said that she thought that they might have been family of the subject.

Irma said that she was standing near U-Haul truck which was parked about half way up the street. She said that her attention was drawn away from the subject`s door when the shot was fired so she didn`t see the shooting.

Irma said that prior to the shooting she saw the subject at the door and at observed the subject with his arms on the upper portion of the door. She could not hear the conversation going on between the officers and the subject. After the shot she heard the subject yell and fall back into the ıouse.

[redacted]

Sarker, Emon
[redacted]

Saha,Udpal
[redacted]

Ms. Sarker and Mr. Saha lives at the residence along with Ms. Sarkers mother. They both said that they were at work at the time of the shooting. Ms. Saker said that her mother was home and watching her infant child that day. Her mother was not home at the time of shooting but she had asked her mother if she saw anything. Her mother told her that she was inside the house at the time of the shooting and only heard the shot. The mother was identified as Shipra Saha [redacted]

[redacted]

Rafi, Mona
[redacted]

Mona was at work at the time of the shooting.
Mona arrived home around 1730 hours.
Mona said that she didn`t know the people that were involved.
Mona said that she has seen the male resident of the house in the past.
Mona said that she has never seen the subject with a weapon.
Mona said that her mother lives at the residence with her but was out of the country when the shooting took place.

[redacted] No Answer

Police Shooting
20132410242

8/29/13
INS-1730
Bono's Notes
Primary - Farrell

Haley & Morgan (Daughters)
[redacted] - Babysitter
7907 - Target house

1430 has on Titans.
1530 has shot fired

8/29/13
1830 hrs

Geer, Haylea Noelle
7907 Pebble Brook CT
Springfield, VA 22153
[redacted]

- I was in my room w/ my sister.
- we were reading
- my dad was on phone w/ my mom
  cursing, then stuff out.
- dad was upset about my mom signing a lease.
- throwing stuff outside sheets, then cat outside
- he then mattress downstairs
- we to the neighbors.
- I went back home
- dad jumping on bed
- I went back to neighbors

GIFFORD, George

[redacted]

- month or two ago
he was mad @ my mom & said
he was going to blow the house up.

- mom told me when I was in 4th grade
that dad put gun to her head.
the police came.
- I wasn't home.

- she told me recently.

- dad put her down
verbally abuse
drink a lot

he would say he would stop
he would hide it.

- he wasn't drinking today
- he was sleeping until 11:30

= dad works from home design kitchen.
- me & dad got along - golden child.

- dad & sister would argue.
- mom - DEA [redacted] - computers - Stalking.

DEF002405

- January she had talked about moving
- then he started drinking.

- He had a DWI
- had to go to meetings
  2-3 years ago.

- dad Bow hunts

- has pistols

- Green safe on main floor.

- Police never been to the house before

- one time he threatened to kick my ass out of ~~school~~ house
  middle school - I was using the phone

-

Gifford, George [redacted]

- living here since Sept 1994
- original owner
- Geers ~~since~~ last 19 years or so
- John bought house prior to having kids.
- my wife watched the girls
- John play golf sometimes
  John helps out.
- we didn't socialize MAURA HARRINGTON
- but were friends.

- knew things were on/off since Jan.
- never seen anything physical.
- they were on the road all summer
- he spent a lot of time w/ the girls.

- not getting along sometimes

- they were never married.
- heard 3-4 wks ago that they might seperate.
- John had told me wife that.

- John never talked to me about any problems

- never heard him make any threats to hurt anyone.
- he had a lot of patience w/ the kids.

I want have what it happened

GIFFORD, LYDIA

[redacted]

talk to John all the time.
John worked from home - 2 years.
I talked to him @ 1330

last week he told me that they were
seperating.

she is going to get her

he seemed to ok w/ that

it bothered him that she was a pack rat.

saw kids across the street.

mattress was down the steps
he calmed down
your up setting the girls

I'm not going to hunt-them

girls are going to hang out @ my house
he was on phone.

didnt see any firearms

Laura's stuff out the door.

seen him punch or throw things
bad temper.

he drinks

dont think he was drinking.

she was supposed to put a down payment.
it was delayed. He seemed to be upset.

He thought she did not on purpose

end of week last week that he told
me that were seperating..

- dont remember police coming to the house.

I didnt hear anything or see anything

[redacted]

NO ANSWER

[redacted]

WIFE, REBECCA
NO problems
WAS @ UVA that day
all family was gone.

[redacted]

JOAN TEETSOV
[redacted]
live w/ son
he wasn't home

[redacted]

Lock Box on door
moved out prior to incident according to neighbor

[redacted]

NO ANSWER

[redacted]

STACHOWSKI, RAFAL
STACHOWSKI, GRACE [redacted]
- ~~DS~~ GRIFFIN spoke w/ GRACE.
- she is home during the day.
- she was home @ playground when
police came in.
- she was stuck @ playground
IRMA Boyd
[redacted]
gun drawn
By U-haul - standing by herself

I work w/ he is
Jeff Builta - friends w/ victim

Irma Boyd - TSA officer [redacted]

[redacted]

saw him @ door when he got
to far away
overheard the radio - mumbeling
heard him yell after the shot
his arms were up @ one point on door.
fell into the house, then he
didnt see if any movement one way or another.
had my 5 year old w/ me.
I showed up around 1527 hrs.
talked to them a couple min
shot heard - 1530 hrs
called my work. - 1535 hrs

(2) other mon were outside,
not sure if they were family of vict.

Dropping off child to Rafael

[redacted]

- SARKAR, EMON [redacted]

  WAS NOT home @ work

- SAHA, UDPAL [redacted]

  WAS AT WORK

- my mom was @ [redacted] babysitting my INFANT child
- she heard a loud noise
- she spoke w/ a LT. that night

  Shipra SAHA (mom)

  [redacted]

- she was inside @ time of shooting
- mom is not home @ this time

[redacted]

[redacted]

RAFI, MONA [redacted]

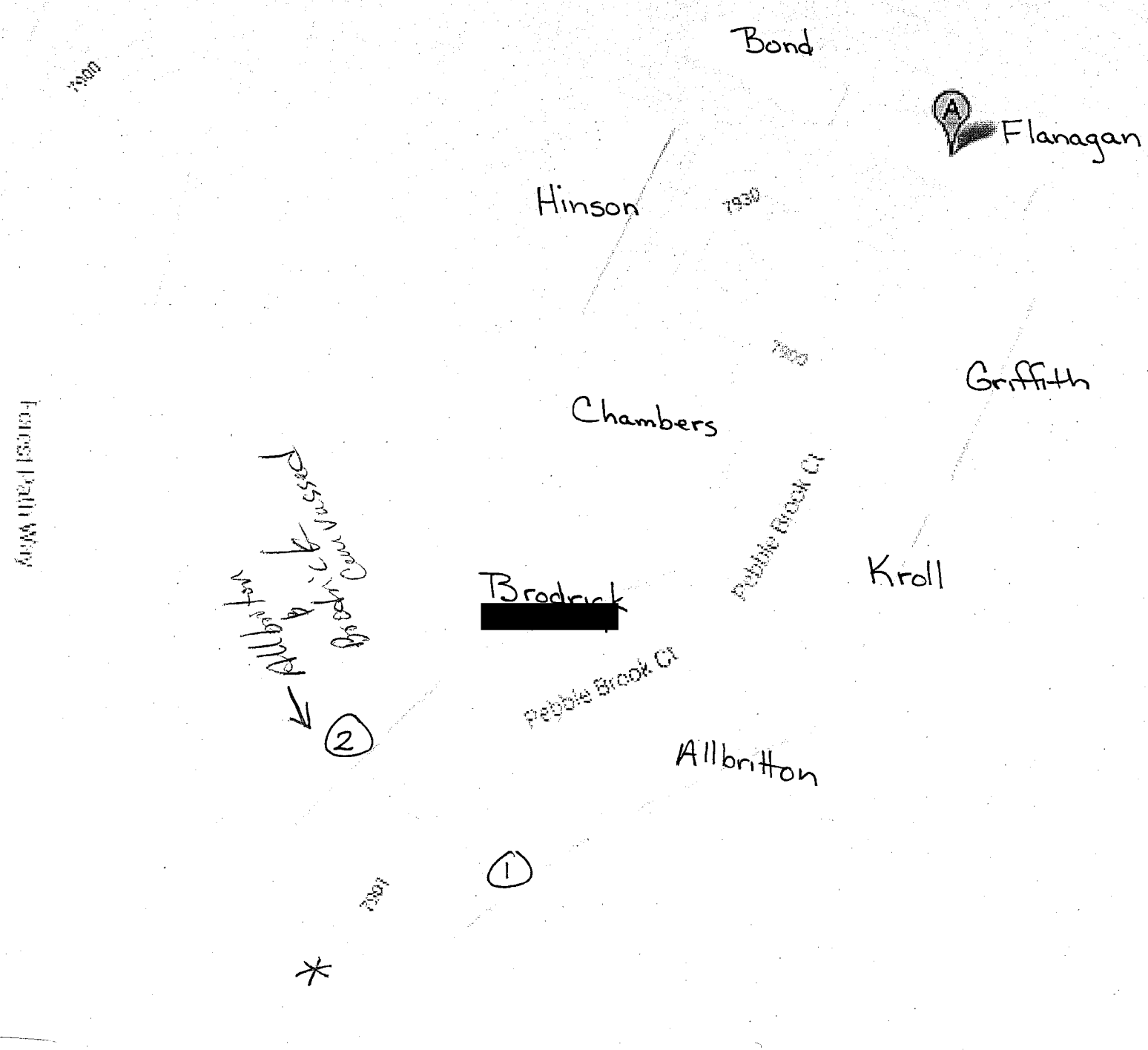
[redacted]

was at work
got home around 1730, road blocked
dont know the people
- I see the male once in a while
- no weapons that I have
- never acting suspicious
- my mom lives here but she is travelling overseas for past 3 months, No one else lives here.

[redacted]

NO ANSWER

Brodrick


Bond
Flanagan
Hinson
7930
7900
Griffith
Chambers
Pebble Brook Ct
Kroll
Brodrick
[redacted]
Pebble Brook Ct
Allbritton
Allbritton & Brodrick Canvassed
2
1
7901
*
Forest Path Way

Date: Thursday August, 29
Time: 1440 hours domestic dispute called in
1530 shots fired

Location: 7907 Pebble Brook Ct.
Involving: John Geer & Maura Harrington

Home at time of incident? If so, what did you see/hear?

Did you take photos or video? Know anyone that did?

Know of others in neighborhood that did see incident? and/or photograph or tape it?

Obtain full info on occupants

Knowledge of any prior incidents, domestic disputes, etc?

*looking for African American with dreadlocks in neighborhood that may have video of incident

08/31/2013

(1)

Police Shooting

Brodrick Canvass
Δ = Deceased
Started: 1655

[redacted]

House #

[redacted] - No Answer - dogs barking inside
- HOA flyer on door re: Shooting

[redacted] - No Answer - Desk lamp on inside
- left a "Call police" door notice

[redacted] 1710 hrs
- Ibrahim Ibrahim (Resident) 56 (age)
  Alya - girl 8
  Ayoob - girl 10
  } spoke to Ibrahim - refused to give DOB's or phone #
- Was home during shooting
- Didn't hear shots
- Don't know family
- Didn't know what happened other than seeing alot of police
- Didn't know what house event occurred
- Said to speak to neighbor in [redacted] because she was supposedly walking the dog during event

[redacted] - No Answer - lights out
- HOA flyer on door re: shooting

[redacted] 1715 hrs
- Resident - Robert Williams Jr. w/m DOB [redacted] @ [redacted]
- was home @ 1430 & left for work around 1450-1455, saw commotion @ event @ home
- Could see Δ w/ hands up in doorway & PD talking to him

* Didn't know Δ or family

DEF002420

House #

[redacted] - 1721 hrs Resident - Simeon Makedonski w/m DOB [redacted]
- No one was home during event
- Came home @/around 1800 hrs & had to walk down rd to home
- Didn't know the residents in event house or which house it was specifically

[redacted] - No Answer
- HOA flyer on door

[redacted] - No Answer
- HOA flyer on door

Con't Canvass New/Unassigned block

Started @ 1730

[redacted] - 1730 hrs Residents - Lenval Logan B/M DOB [redacted] c [redacted]
- Irena Logan W/F Spouses DOB [redacted]
- Brendon Logan B/M DOB [redacted]

- Lenval not home, wife was though
* Irena was home when I there
- Irena home during event - just moved into country from Amsterdam
2nd interview
- she took pictures of police vehicles driving up & could not see the event house
- never left house & pictures were from 2nd Story window looking out.
- never heard a shot
- learned about event from HOA flyer & word of mouth

House #

[redacted] 1800 hrs - Residents - Spoke to mom Kelsea Dunn w/F [redacted] c [redacted]

daughter Sarah Dunn w/F ~~DOB~~ Age 7

Residents of [redacted] Brooklyn Dunn w/m Age 3

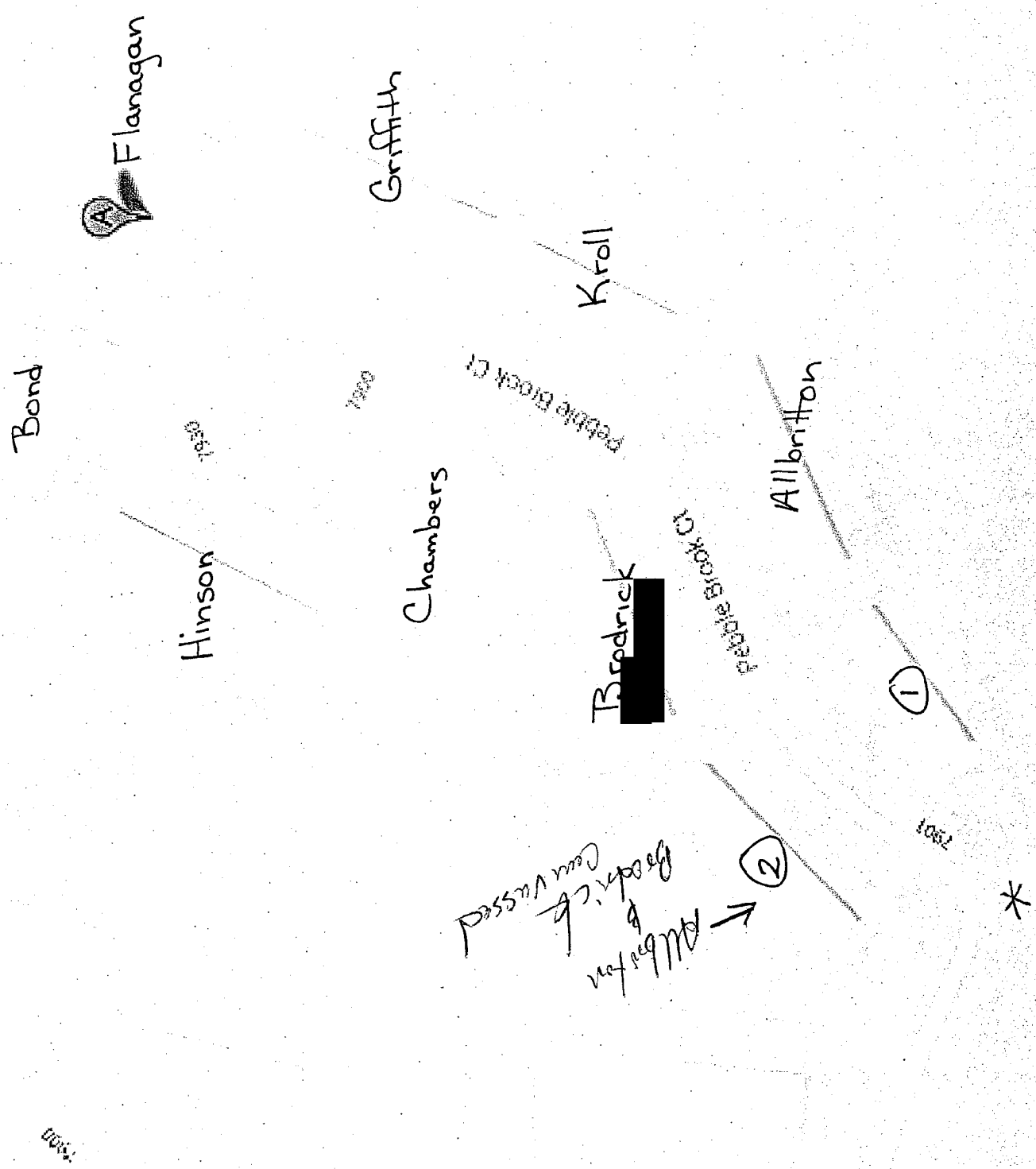
Ashley Dunn w/F DOB [redacted]

Nicholas Dunn w/m DOB

Family that were visiting during the event & not there to be interviewed

- Kelsea, Sarah, Brooklyn, Ashley & Nicholas were @ residence during event (1430 hrs & on...)
- Everyone had stepped-out to the curb, but went back inside before actual event
- Could see down the rd, the Δ w/ hands-up & police giving orders
- Didn't know the house or occupants.
- No pictures taken

Brodrick



Flanagan
Griffith
Kroll
Bond
Pebble Brook Ct
Allbritton
Chambers
Hinson
Brodrick
Pebble Brook Ct
1
2
Allbritton & Brodrick Can Vassed
*
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1530 shots fired

Location: 7907 Pebble Brook Ct.
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Did you take photos or video? Know anyone that did?

Know of others in neighborhood that did see incident? and/or photograph or tape it?

Obtain full info on occupants

Knowledge of any prior incidents, domestic disputes, etc?

*looking for African American with dreadlocks in neighborhood that may have video of incident

08/31/2013

(1)

Police Shooting

Brodrick Canvass - [redacted]
Δ = Decedent
Started: 1655

House #

[redacted]
- No Answer - dogs barking inside
- HOA flyer on door re: Shooting

[redacted]
- No Answer - Desk lamp on inside
- left a "Call police" door notice

[redacted]
1710 hrs
- Resident Ibrahim Ibrahim age 56
  Alya - girl 8
  Ayoob - girl 10
  } spoke to Ibrahim - refused to give DOB's or phone #
- Was home during shooting
- Didn't hear shots
- Don't know family
- Didn't know what happened other than seen alot of police
- Didn't know what house event occurred
- Said to speak to neighbor in "7956" because she was supposedly walking the dog during event

[redacted]
- No Answer - lights out
- HOA flyer on door re: shooting

[redacted]
1715hrs
- Resident - Robert Williams Jr. w/m DOB [redacted]
- was home @1430 & left for work around 1450-1455, saw commotion @ event @ home
- Could see Δ w/ hands up in doorway & PD talking to him
- after leaving for work, came home @ 1645-1700 & couldn't get down the rd.

* Didn't know Δ or family

House #

[redacted] - 1721 hrs Resident - Simeon Makedonski w/m DOB [redacted]
- No one was home during event
- Came home @/around 1800 hrs & had to walk down rd to home
- Didn't know the residents in event house or which house it was specifically

[redacted] - No Answer
- HOA flyer on door

[redacted] - No Answer
- HOA flyer on door

Con't Canvass New/Unassigned block
Started @ 1730

[redacted] - 1730 hrs Residents - Lenval Logan B/m DOB [redacted]
- Irena Logan W/F DOB [redacted] (Spouses)
- Brendon Logan B/m DOB [redacted]
- Lenval not home, wife was though
* Irena was home when I there
- Irena home during event - just moved into county from Anaheim
2nd interview
- she took pictures of police vehicles driving up & could not see the event house
- never left house & pictures were from 2nd Story window looking out.
- never heard a shot
- learned about event ~~from~~ from HOA flyer & word of mouth

House #

[redacted]

1800 hrs

- Residents - Spoke to: mom Kelsea Dunn w/F DOB [redacted] @ [redacted]
  daughter Sarah Dunn w/F ~~DOB~~ Age 7
  Brooklyn Dunn w/m Age 3
  Ashley Dunn w/F DOB [redacted]
  Nicholas Dunn w/m DOB

Residents of [redacted]

Family that were visiting during the event & not there to be interviewed

- Kelsea, Sarah, Brooklyn, Ashley & Nicholas were @ residence during event (1430 hrs & on...)
- Everyone had stepped-out to the curb, but went back inside before actual event
- Could see down the rd, the Δ w/ hands-up & police giving orders
- Didn't know the house or occupants.
- No pictures taken

Chambers

8/29/13 2103

- INTERVIEW - Lt. JOCA

- DOMESTIC DISPUTE
- OFC NEIL ADV SUSPECT HAD WEAPON & WOULD SHOOT
- RESPONDED TO SCENE
- OFC TALKED THROUGH SCREEN DOOR
- SUSPECT HANDS RAISED, FOOT PUSHING DOOR OPEN
- MADE SURE PERIMETER & NOTIFY NEIGHBORS OF INCIDENT & STAY IN HOME
- SPOKE W/ FATHER OF SUSPECT WHO ADV SUSPECT WAS ALCOHOLIC
- REQ SPLIT CHANNEL
- OFC's APPEAR TO HAVE RAPPORT, SEEMED THINGS GOING WELL
- SUSPECT STATED HE WAS ARMED BUT KEPT HANDS UP
- SUSPECT FRIEND PULLED UP ~~TO GO~~ THEY SPOKE ABOUT PLAY GOLF & CONVERSATION
- " TOLD " HE WAS GOING TO BE KILLED BY POLICE OR KILL HIMSELF
- SUSPECT FRIEND SPOKE AT JOCA REQ TO ASK SUSPECT TO COME OUT, STATED WOULD NOT
- LATER SHOT CAME OUT, SAW SUSPECT GRAB ~~SIDE~~ SUSPECT SPUN AND CLOSED DOOR
- CALLED TAC, HELD SCENE, REQ STAGED TO PROVIDE AID
- COULDN'T HEAR COMMUNICATION BETWEEN POLICE & SUSPECT
- INITIAL THOUGHT SUSPECT SHOT SELF
- LATER FOUND OUT TORRES SHOT
- TORRES - TO LEFT OF DOOR, NEXT TREE, BARNES TO HIS LEFT
- PARKER, RIGHT REAR OF MINI VAN INFO HOUSE
- K9 BACK - REAR CONTAINMENT

- TRIED MAKING CONTACT W/ SUSPECT AFTER SHOT, HEARD MOVEMENT FOR FEW MINUTES
- HELD POSITION UNTIL TAC ARRIVED DUE TO A LOT OF WEAPONS IN AT SUSPECT HOUSE
- 20 MINS AFTER ONE SHOT FIRED
- SUSPECT APPEARED STILL CAPABLE OF FIGHTING AFTER SHOT
-

8/29/13

[redacted] BIOS

HALIE & MORGAN

- INTERVIEW W/ BOBBY BOND
GEER, HAYLEA NOELLE 12 [redacted]
7907 PEBBLE BROOK CT
SPRINGFIELD VA 22153

SENIOR - SOUTH COUNTY

- HOME ALL DAY
- IN ROOM READING W/ SISTER
- DAD ON PHONE W/ MOM & STARTS YELLING
- THROW PHONE & STARTS THROWING MOM STUFF OUTSIDE
- UPSET MOM SIGNED LEASE FOR APT. WANTED TO MOVE OUT
- PARENTS CAME TO DECISION A WHILE AGO MOM WOULD MOVE OUT
- SISTER

CANVASS PEBBLE BROOK CT

KNOWLEDGE ABOUT COMMUNITY WHEN PEOPLE MOVED HERE ETC.

* [redacted] MRS. GULLION - [redacted] - WAS NOT HOME, LIVE ALONE MOVED HERE 1998, SAW FAMILY IN PASSING. NEVER SPOKE W/ THEM

[redacted] - RASHID BADAOUI - [redacted] - HOME BUT DIDNT SEE EVENT TREES BLOCKING EVENT.

LORENA BADAOUI - WIFE HOME W/ SON, DIDNT SEE ANYTHING MOVED HERE 5/12 DIDNT KNOW FAMILY, NO KNOWLEDGE

* [redacted] BY PASSED POSSIBLE HOME OF PERSON WHO MADE VIDEO *

[redacted] WORKS FOR VERIZON - WEEKENDS OFF. FLYER IN DOOR, APPEARS NO ONE HOME OR BEEN HOME

[redacted] CHRISTINE SMITH - [redacted]

[redacted] - JUST SAW POLICE, COULDN'T SEE B/C OF TREES. NOTIFIED BY FRIEND IN DC AFTER THEY SAW NEWS

- SISTER VISITING [redacted] - LEAVE SUNDAY GOING HOME

NOTICED POLICE AFTER 1530 B/C SAW OFFICERS WALK BEHIND T/H THEN WENT TO FRONT DOOR. SAW POLICE DOG, CARS, OTHER OFFICERS

REVERSE 911 CALL TO HOUSE BUT DIDN'T ANSWER CALL

DIDN'T KNOW FAMILY OR HEARD OF THEM UNTIL NOW.

[redacted] NO ANSWER - MAIL PACKAGE NOTICE ON DOOR

[redacted] NO ANSWER - NEIGHBORHOOD FLYER IN DOOR

[redacted] NO ANSWER NEIGHBORHOOD FLYER IN DOOR

[redacted] NO ~~ANSWER~~ HE - [redacted] - MICHAEL HOHENWARTER - VANESSA (WIFE)
2 YRS IN NEIGHBORHOOD, DIDN'T KNOW FAMILY. NOT HOME UNTIL 2000

[redacted] - [redacted] - MOHAMMAD HOQUE - DILSHAD DIPA (WIFE)
WIFE WAS HOME W/ KIDS POLICE ASKED HER
MOVED HERE 1/13 - DIDN'T KNOW FAMILY, WIFE SLEEP DURING
CANVASS, HUSBAND NOT HOME DURING INCIDENT

[redacted] - NO ANSWER AT DOOR

[redacted] - [redacted] - PETER HALLECK - HOME RUTH HALLECK - NOT HOME
PRESTON HALLECK (13) HOME - LIVED HERE 20 YRS
KNOW FAMILY, MOVED IN ABOUT SAME TIME, KIDS ABOUT
SAME AGE, HAVE CLASSES TOGETHER
- SAW POLICE, WENT OUTSIDE, OFFICER ~~AND WAS~~ FRC TOLD STAY IN
AND LOCK DOORS, SAW SWAT, ROBOT, CRIME SCENE, PRETTY
MUCH SAW WHAT COULD SEE OUT OF FRONT DOOR & WINDOW

[redacted] - JENNY GIBLET - [redacted] - NOT HOME, GOT
HOME ABOUT 1930. BEEN HERE ALMOST 10 YRS. DID GET
REVERSE 911 CALL. DON'T KNOW FAMILY
MELISSA CHESTNEY - HOMEOWNER - BOTH ARE TEACHERS W/ FCPS

- [redacted] - NO ANS AT DOOR. NEIGHBORHOOD FLYER IN DOOR

Deane

E. Deane Notes

DOMDIS: 2013-2410240

WED, 8-29-13 7907 Pebble Brook Ct. OIS: 2013-2410242

1804 I arrive

Flanagan

(D) John Geer
7907 Pebble Brook Ct
Springfield VA
W/M [redacted]

(GF) Harrington, Maura
S/A

1442 phone call from gf to PD for Domdis
ofcrs. confront him in front of house
"This is for you guys if you come in"

1450 officers arrive

Middle unit townhouse constructed of brick and beige siding
yellow front door w/ yellow trim
storm door w/ glass shattered on bottom section
brass-colored numbers "7907" affixed to a yellow wooden placard to right of front door

930 Bibeault

1930 Jeff Stenart - friend of deceased 30 yrs.
used to be neighbors
were going golfing Jeff called @ 1300 said he threw on
Maura's stuff

John told Jeff that PD was there
John told Jeff if PD comes in house I'm gonna shoo
em another time - I'm gonna shoot the PD

Maura called Jeff and said John was waving gun around

Jeff 80 ft. from house Jeff at front door
15 mins 4 officers w/ handguns drawn
Jeff hands on top of storm door
Jeff also yells down to John to come out & talk to
PD John slowly moving hands down when
1 shot heard John say "Oh shit" & grabs
left side & closed door

CAD Run:

Called in @ 14:39:05 Officers arrived @ 1450

"Shots fired" 15:29

SOD1 requests rescue 16:38:31

Confirmed 10-61 by FD M435

DOMDIS 2013-2410240

OIS - 2013-2410242

Normal View

Event Information -- E132412019

Location Information		Caller Information	
Number	7907	Name	HARRINGTON,LAURA
Direction		Address	
Street	PEBBLE BROOK	Phone	[redacted]
Type	CT	Terminal	rlf1
Suffix		Calltaker ID	308899
Area		Source	RADIO
Municipality	SFLD	Remarks	** LOI search completed at 08/29/13 14:39:05 LIVE-IN BOYFRIEND IS THROWINIG THE CALLERS STUFF AROUND AND OUT//SHE IS IN THE PROCESS OF MOVING OUT HE IS JOHN GEER, W/M 46 YOA, 5'9", 170 LBS, NO KNOWN ALCHOL OR NARCS**SHOTGUN AND HANGUN IN A GUN SAFE INSIDE** CALLER AND THEIR TWO CHILDREN, 13 AND 17 YOA, WILL BE WAITING OUTSIDE ** Event E132412019 was viewed at: 08/29/13 14:39:38 ** >>>> by terminal: rlf1 SUBJECT IS WEARING JUST SHORTS ** Requirement 740C added for alarm level 1 ** Recommended unit 730C for requirement PATROL (8.2 min) ** Recommended unit 740B for requirement PATROL (8.1 min) ** Recommended unit 740C for requirement 740C (8.8 min) 007C DIRECT 740C: SUBJ IS INSIDE THREATENING TO USE THE GUN ON OFFICERS IF NEEDED [APPEND MESSAGE] FROM: pd07 (307710) -- Original message from terminal pd07 - 08/29/13 14:56:28 - SARGENT, LEAH (307710): CH 7 IS RESTRICTED FOR DOMDIS 2019 740C/730C TALKING TO SUBJ THROUGH THE DOOR---SUBJ HANDS ARE BEHIND HIS HEAD REFUSING TO COME OUT//SAYS HE HAS A PISTOL IM LOOKING UP ILEADS NOW, I'LL GO TO THE GF AND START INTERVIEWING HER OTHER PARTIES LOCATED AT [redacted] 740B--HOSTAGE NEGOTIATOR//730C GOING NEXT DOOR TO TALK TO OTHER PARTIES ILEADS SHOWS PRIORS FOR DWI AND CARRYING CONCEALED WEAPON CCW CASE IN 2010 HE HAD A .45 CAL PISTOL DOMDIS AT THIS TIME//24YR RELATIONSHIP//HAS 2 CHILDREN IN COMMON//NO PHYSICAL CONTACT//HAS BEEN THROWING BELONGINGS//MAY BE POSSIBLE DESTRUCTION CHARGES--UNSURE AT THIS TIME MADE COMMENTS THAT HE IS 45 SECONDS FROM KILLING HIMSELF//MADE COMMENTS OF HAVING SUICIDE BY A COP 731C STARTING NEIGHBOR NOTIFICATIONS TO STAY INSIDE HOMES 741C WALKING TO REAR OF RESIDENCE WHEN K9 RESPONDS ETA 4 MIN CT01 WILL BE CONTACTING SURROUNDING RESIDENCES 3 O MENTIONED TO LONGTIME GIRLFRIEND//2 HANDGUNS SHOTGUN//SEMI AUTO RIFLE// 007C OS TALKING WITH SUBJS FATHER

Apartment		SUBJ STATED THAT HE HAS WEAPON IN CLOSE PROXIMETY TO HIM//HANDS STILL IN THE AIR SUBJ HAD LOWER WAISTBAND OF BACK//PUT SOMETHING ON THE GROUND//MAY HAVE MULTIPLE WEAPONS ON HIM [redacted] - NO PHONE # [redacted] - MACHINE K907--GOING TO RIDE SIDE OF WOODLINE WITH 741C [redacted] - MACHINE [redacted] - SPOKE W/HOMEOWNER, ADVISED TO STAY IN DOORS UNTIL FURTHER NOTICE 730C: WITH CHILDREN IN THE BASEMENT OF THE HOME IN THE REAR OF THE HOME--HOME FOR DAYCARE [redacted] - NO ANS K910 TAKING SUBJ IF HE COMES OUT FRONT TO B SIDE//K907 TAKING SUBJ IF HE COMES OUT FRONT TO D SIDE [redacted] - NO PHONE # ** Event E132412019 transferred on update by 318633 on pd12 ** Event E132412019 transferred from POLICE/P7 to POLICE/PS1 as E132412019 at 08/29/13 15:29:33 ** Event E132412019 was viewed at: 08/29/13 15:29:35 ** >>>> by terminal: pd12 SHOTS FIRED PLEASE HAVE FD STAGE ** FIRE event E132412211 created ** Event E132412211 transferred on update by 307797 on fd01 ** Event E132412211 transferred from FIRE/F1 to FIRE/F4 as E132412211 at 08/29/13 15:35:15 HAVE RESCUE STAGE AT THE TOP OF PEBBLE BROOK BC465 DIR POLICE COMMAND POST IS LOCATED AT [redacted] PIO IS DIRECT ON UPDATE DO01 IS DIRECT AND LISTENING --ALSO GEER,JOHN [redacted] FX01 PRE ALERTED DO01 IS ALSO DIRECT THAT CM07 AND CM70 ARE ER OR OS SUBJECT IS WOUNDED BUT STILL ARMED WITH SEVERAL WEAPONS - ATTEMPTING CALL BACK INTO HOME T61498155 M435 STAGING AT FOREST PATH/MAGIC LEAF 007B REQUESTING DAYWORK UNITS COME BACK ON THE STREET - THEY ARE TO WORK ADDITIONAL STATION 7 CALLS WHILE ON POLICE CHANNEL 4 BARRICADE GROUP PAGED// HELO DIRECT // PIO DIRECT// MOTORS DIRECT AND ER TO COMMAND POST// PEER SUPPORT DIRECT NEGOTIATOR 3 IS ER --ROGERS PER EMS405 REQ FX01 TO RESPOND LZ WILL BE NEWINGTON FOREST ES//EMS405 HAS COMMAND TAC6- DEPOTO IS DIRECT PARSON IS DIRECT --WILL BE N008 PER EMS405 COMMAND POST AT VEH FOREST PATH/MAGIC LEAF M009 IS ER TO GET COMMAND BUS TAC8 TAC10 TAC03 DIRECT AND ER VICTIM SERVICES PAGED TAC24 DIRECT FX01 MONITORING FIRE CHANNEL 4D AND POLICE CH 7 MARK DALE ENRT FROM PEER SUPPORT PER CM70 - HAVE FD COMMAND RESPOND TI THE BASEKETBALL COURT AT THE CUL DE SAC OF

X-Street 1	DEAD END		PEBBLE BROOK CT TO ESTABLISH UNIFIED COMMAND SF05-IS DIRECT AND WILL BE MARKING UP SHORTLY EMS405 AND BC465 AT BASKETBALL COURT BC405 HAS COMMAND//UNIFIED COMMAND ESTABLISHED AT PEBBLE BROOK/MAGIC LEAF PER CM07 -REQUESTING PEER SUPPORT - SAFETY OFFICER - SAFETY BUS EMS405 HAS EMS GROUP SF05 WORKING ON THE SAFETY BUS WILL CALL BACK WHEN ER SHANNAN DIMISA FROM VIC SERVICES IS DIREC T AND ER TO COMMAND POST CM07 REQUESTING 4 MOTORS TO HANDLE TRAFFIC - SPECIFICALLY ON POHICK - M001 IS DIRECT AND HANDLING CIB6 ON SCENE ** LOI information for Event #E132412019 was viewed at :8/29/2013 16:13:51 ** >>>> by: JANICE HARDESTY on terminal: 318016 SLOAN IS GETTING THE SAFETY OFFICER VEHICLE FX01 LANDING AT LZ ** LOI search completed at 08/29/13 16:17:04 FX01 ON FINAL FX01 ON GROUND CS09 SMITH CS10 SZUMINSKI RESPONDING TO THE SCENE CS07 RESPONDING TO FFX HOSPITAL TO STAGE SAFTY OFC DIRECT & ER T014 OS WITH THE WEAPONS TRUCK - M009 OS WITH COMMAND BUS - T015 OS WITH THE HRV REVERSE 9-1-1 BEING DONE BY OEM ---READS" DUE TO ONGOING POLICE INCIDENT IN THE AREA , ALL RESIDENTS ARE ADVISED TO REMAIN IN THEIR HOMES" ** LOI information for Event # E132412019 was viewed at: 08/29/13 16:27:50 ** >>>> by terminal: pd02 ** LOI search completed at 08/29/13 16:28:31 ** LOI information for Event # E132412019 was viewed at: 08/29/13 16:31:54 ** >>>> by terminal: ct29 SURRENDER RITUAL - COME OUT THE FRONT DOOR - NO WEAPONS AND HANDS IN THE AIR NEG 5 IS ER SURRENDER RITUAL IS PER OSB1 - WHO NOW HAS PBBLE BROOK COMMAND ** LOI search completed at 08/29/13 16:38:31 PER OSB1 - COMMAND POST IS AT THE COMMAND BUS CHAMBERS AND JOCUNS GOING FOR NEGOTIATIORS SCHOOL SECURITY DIRECT AND ENR TO NEWINGTON FOREST ES TO ASSIST WITH BACK TO SCHOOL NIGHT COMMAND REQUESTING THE STATION 7 RECORDER TO RESPOND WITH MCT T051 - HAVE FX01 - SGT SMITH TO GO TO CH 7 OP2 OFC WOLF WITH SAFETY BUS ER TO STAGING SOD1 ADVISES FD CAN COME IN FOR TRANSPORT OF SUBJECT YS01 IS DIRECT REF. NEWINGTON FOREST E/S STAGING FOR RESCUE AND HELO OEM CONFIRMING THAT REVERSE 9-1-1 HAS BEEN SENT TO ADDRESSES ON PEBBLEBROOK CT PER OSB1 - FD IS WITH THE SUBJECT PER M435 SUBJ IS 10-61 PER COMMAND RETAINING CHANNEL HOLDING E435 M435 BC465 EMS405 TO ASSIST W/INVESTIGATION TACTICAL OPERATIONS ARE OVER PER COMMAND FX01 CLEAR LZ HEADING BACK TO PD DISP CHILDREN ARE AT THE NEIGHBORS - [redacted] PEER SHOOTER GROUP IS ON SCENE MOBIL CRISIS IS DIRECT AND DIRECT TO CONTACT PAUL

THOMPSON
** LOI search completed at 08/29/13 17:13:38
** LOI search completed at 08/29/13 17:14:42
** LOI search completed at 08/29/13 17:15:01
** LOI search completed at 08/29/13 17:17:03
I001 NOW HAS PEBBLE BROOKCOMMAND
OSB1 REQUEST THE 911 REVERSE NOTIFY NEIGHBORS THAT POLICE OPERATIONS ARE OVER
BC465 E435 GOING IN SERVICE EMS405 M435 REMAINING ON SCENE 4D CLEAR
RESCINDNG REVERSE 9-1-1 MSG SENT PER OEM-BROWN
** LOI search completed at 08/29/13 18:50:29
** Event E132412019 was viewed at: 08/29/13 19:13:20
** >>>> by terminal: ct22
** LOI search completed at 08/29/13 19:13:37
** LOI search completed at 08/29/13 19:16:48
** LOI search completed at 08/29/13 19:24:08
** LOI search completed at 08/29/13 19:26:58
** LOI search completed at 08/29/13 19:27:41
I005 HAS RELINQUISHED COMMAND // CM07 NOW IN COMMAND
** LOI search completed at 08/29/13 19:38:31
** Case number 20132410240 has been assigned to event E132412019
** >>>> by terminal: $I046
** LOI search completed at 08/29/13 19:45:41
** Case number 20132410242 has been assigned to event E132412019
** >>>> by terminal: $MIOC
** Case number 20132410243 has been assigned to event E132412019
** >>>> by terminal: $I046
** LOI search completed at 08/29/13 19:53:57

X-Street 2	FOREST PATH WAY
Date	8/29/2013
Event Type	DOMDIS -- DOMESTIC DISPUTE [I]
Building	
County	
State	
Bat/Zone	730

Case Numbers	Disp Codes
20132410240	98
20132410242	98
20132410243	98

Duplicate Events ☐

Agency	P	Esz	Area	DGroup	Add	Dispatch	Arrive	Close	Cls ID	Cls Term	Event	Comments	Prim Unit	Situation
FIRE	1	3505	435	F4	15:34:47	15:35:22	15:40:47	18:30:04	47952	$EMS405	E132412211		E435	
POLICE	3	32601	730	PS1	14:39:05	14:40:38	14:52:20				E132412019		I046	

Details | Chronology | Add Comments | Case Number | Assign Disposition | Result Code | Unit | Supplemental | *LOI | Map All | Location Choices

§ 18.2-57. Assault and battery.

A. Any person who commits a simple assault or assault and battery is guilty of a Class 1 misdemeanor, a person intentionally selects the person against whom a simple assault is committed because of his race, r conviction, color or national origin, the penalty upon conviction shall include a term of confinement of a months, 30 days of which shall be a mandatory minimum term of confinement.

B. However, if a person intentionally selects the person against whom an assault and battery resulting in injury is committed because of his race, religious conviction, color or national origin, the person is guilty 6 felony, and the penalty upon conviction shall include a term of confinement of at least six months, 30 c which shall be a mandatory minimum term of confinement.

C. In addition, if any person commits an assault or an assault and battery against another knowing or hav to know that such other person is a judge, a magistrate, a law-enforcement officer as defined in subsectic correctional officer as defined in § 53.1-1, a person directly involved in the care, treatment, or supervisio in the custody of the Department of Corrections or an employee of a local or regional correctional facilit involved in the care, treatment, or supervision of inmates in the custody of the facility, a person directly the care, treatment, or supervision of persons in the custody of or under the supervision of the Departmer Juvenile Justice, an employee or other individual who provides control, care, or treatment of sexually vic predators committed to the custody of the Department of Behavioral Health and Developmental Services firefighter as defined in § 65.2-102, or a volunteer firefighter or any emergency medical services personn who is employed by or is a volunteer of an emergency medical services agency or as a member of a bona volunteer fire department or volunteer emergency medical services agency, regardless of whether a resol been adopted by the governing body of a political subdivision recognizing such firefighters or emergenc services personnel as employees, engaged in the performance of his public duties, such person is guilty c felony, and, upon conviction, the sentence of such person shall include a mandatory minimum term of cc of six months.

Nothing in this subsection shall be construed to affect the right of any person charged with a violation of from asserting and presenting evidence in support of any defenses to the charge that may be available un common law.

D. In addition, if any person commits a battery against another knowing or having reason to know that su person is a full-time or part-time teacher, principal, assistant principal, or guidance counselor of any pub private elementary or secondary school and is engaged in the performance of his duties as such, he is gui Class 1 misdemeanor and the sentence of such person upon conviction shall include a sentence of 15 day two days of which shall be a mandatory minimum term of confinement. However, if the offense is comm of a firearm or other weapon prohibited on school property pursuant to § 18.2-308.1, the person shall ser mandatory minimum sentence of confinement of six months.

E. In addition, any person who commits a battery against another knowing or having reason to know that individual is a health care provider as defined in § 8.01-581.1 who is engaged in the performance of his c emergency health care provider in an emergency room of a hospital or clinic or on the premises of any o rendering emergency medical care is guilty of a Class 1 misdemeanor. The sentence of such person, upo conviction, shall include a term of confinement of 15 days in jail, two days of which shall be a mandator term of confinement.

F. As used in this section:

Farrell

Misc

Geer	Police	Torres
1324		Texts from/to Donielle
↓	1439- CALL	1327 -
1601	Live in boyfriend	28 Torres
	throwing stuff -	30 phone
	SHOTGUN + HANDGUN	33 26
16	1440 - 730C + 740C	34 27
60/984	DISPATCHED	37 28
60	1452 - 730C ONSC	38 1326 - 1434
384		39 40 41 40 texts
360	740C ONSC	IN & OUT
240	1455 - 740C -	42 1435- CALL
24	Subj threats + GUN	49 ~~16 minutes~~
16	1457 - 740B -	50 16 mins + 19 secs ~~24 secs~~
60/979	ONSC	55
60		56 1452 - 9 secs -
379	1457 - 740C/730C	04 1452 - second call
360	Subj HANDS up	06
19	Refusing to	07 15 secs
	Come out	10
		11
	1500 - 730C →	12
	talk to	~~09~~ 13
	Compl.	14
	1503 - 730C →	15 16
	Suicide by	17
	Cop	18
		19
		20
	1513 - Multiple weapons	25 28 31 32 → ~~34~~

1514 - weapons close proximity

1514 - May have multiple weapons

1534 - SHOTS FIRED

1535 - Rescue directed to stage

1645 - Confirmed DOA

8-29-13 CASE# 2013-2410240

Crime Scene Log

7907 Pebble Brook CT

Lingenfelter		1710
Dannemann	303737	1710
Holland	309066	1730
Owens	310032	1730
Smith	315620	1731
Szumiarski	301861	1735
Longerbeam	311942	1736
Thompson	313528	1740
Horan	318398	1744
Barrett	300528	1755
Deane	303406	1821
White	315326	1821
Stallings	311746	1825
Kellam	300842	1825
Kroll	301557	1835
Bond	304820	2007
Chambers	315788	2007
Davenport		2055
Eltringham		2055
Sharp	303690	2220
Hill		2300
RANDAZZO	301867	2327
Caudle	301825	2337
G.L. HAUGH	310669	2339
HINSON	312769	2350
FORRELL	312051	8-30-13 0008
[illegible]	[illegible]	[illegible]

	HOLLAND	209066	8-30-13	0014
	OWENS	002860	8-30-13	0014
	LT BALL	212578	8-30-13	0014
	GB 5	2486	8-30-13	0015
	FLANAGAN	208173	8-30-13	0023
ME	PRICE	00068	8-30-13	0128
ME	RICHARDS	9850	8-30-13	0128
METRO	DEIFEL	CALL CAR	8-30-13	0234
METRO	TUCKER	CALL CAR	8-30-13	0234
	COTTOM	306455	8-30-13	0237

SCENE SECURE AT 0256 HRS. LAST ENTRY

TRANSCRIPT
Review

STEWART NOTES:

Talked to him this morning – planned on golfing

Spoke to him on phone – spoke to him at door when police arrived

Called at 1 – said he'd call back

He called back around 2 – said he threw Maura's stuff out

Talked on phone – tried to get him to be peaceful

Said he'd come over and help move stuff back in

HE said let me think 5 minutes

He said police were there

He said if the police come in the house I am going to shoot them

Next time you hear about me I might have a bullet in my chest

I offered to take maura's stuff and take it to dads

If police come in I am shooting them

I told him not to get any guns out

Maura said he was carrying gun

I called his Dad

Maura said police were there with guns out and John was in door.

He told me to shut up and that he wasn't coming out

He was in doorway with hands on top of storm door – door partially opened

Police talking to him 15 minutes

Slowly started sliding his hands down the screen door. Halfway down the door. They fired one shot.

He grabbed himself with right hand – turned and spun – yelled oh shit. Closed door with left hand.

He is a hot head. They've had verbal abuse for years.

He drinks and does irrational things at time.

He called and said we've been talking about her leaving for a month.

I told him to be bigger man and put stuff back in the house. He said this is the problem "Ihavent been bigger man"

He said he just found out about her signing lease.

He has had a falling out with his parents – they removed him from will. There have been things that have crushed him.

We are close friends. He's at odds with his Mom.

Lot of stuff going on lately.

My kids have seen me be uglier thatn ever today.

I think it s beyond that now – the police are here.

Police have guns – and John is in door per Maura.

I wonder if this could've been defused or if he wanted suicide by police

80 -100 yards

Assume officer by trees shot him – had most direct line of fire.

Heard one shot

He's at front door – hands on top of storm

Didn't hear any commands at time of shot

They were talking prior to – could see words but couldn't hear voices.

4 officers with guns drawn – I never spoke with them

They let me try and talk to him from where they stopped me.

"John what are you doing – this isn't the way to end this – lets resolve this – come out and talk to the officers" Shut up.

Officers told me to be quiet

I told officers that he has multiple guns

Maura said he was walking around with one.

I called him and told him to put gun down- we are beyond that now – goodbye

Hand were on top and as if he was getting tired of holding them – started sliding down – chestish level – pow – turned and closed door with left hand.

He spun and shut entrance door

Yelled shit – hunched over - grabbed side

John drinks daily – captain morgan and coke – scotch – functioning alcoholic – more belligerent when drunk – going on for years

Years ago he would smoke pot once in awhile – no meds – no medical problems Jeff knew of

Wasnt very open to friends - no psychiatric issues.

Never involved in any traumatic incident

Not military

No one else from 'hood was out

I was staring at him when shot was fired – I didn't want to see it end with things getting shot

He was in door with hands up – but he must have had his mind made up that he wasn't coming out

I am pissed at him and glad no one else is hurt.

Maura said she shouldn't have called police

He had a lot going for him.

They're fearing for their life – they are gonna shoot him.

15 minutes from arrival to shooting.

They told me not to talk to him anymore after he told me to show up.

This roads been being paved for a long time – this is the day he drove down it.

The police being called is not the reason John is dead.

He wasn't being reasonable.

Jeff Stewart [redacted]

Clear view of his body/unobstructed

Very slow movement – it all happened kinda quickly – he was starting to relax his hands... he didn't jerk like he was going for something.

Didn't notice any glare – I don't know if they would have had any glare

Noticeably bent over - I realized it wasn't going well.

Torres F/U

Finger on slide

State of mind

I'm sorry

Hurt wrist

Domestic situation

Commands at time of shooting

Torres parked

Plan?

NEIL FOLLOW UP INTERVIEW

PREPLAN with TORRES?

WHY HONK?

GEER oh great gesture?

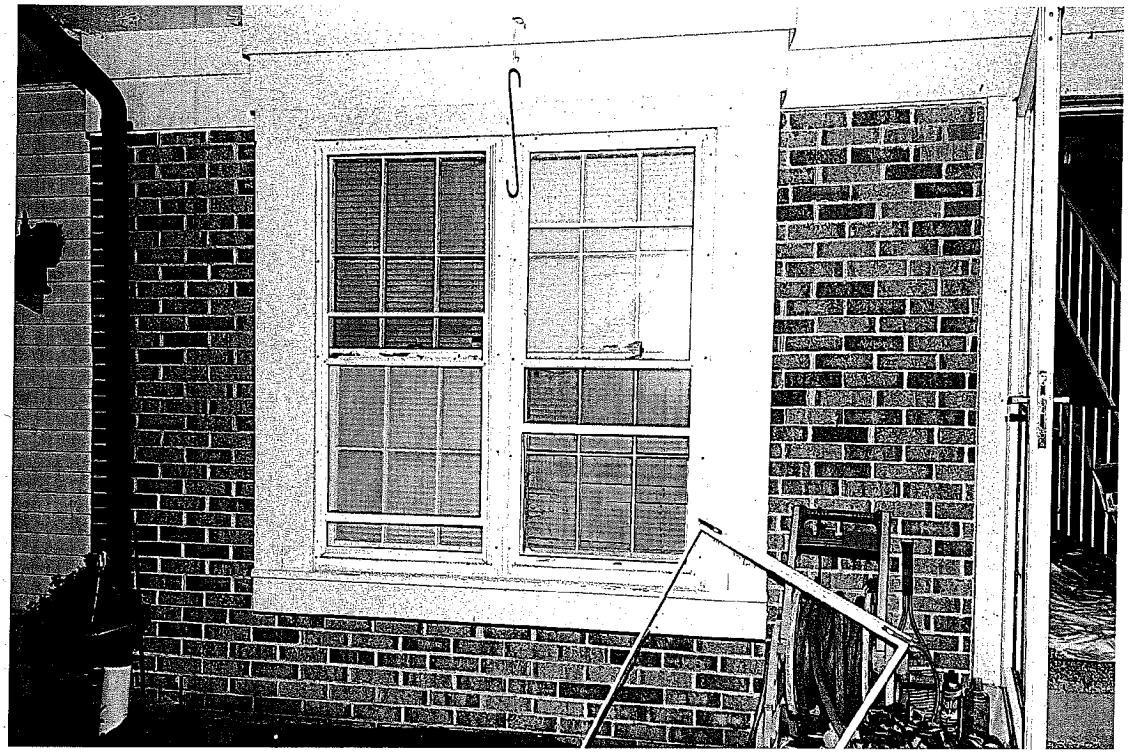
TONE OF CONVERSATION WITH GEER? DID TORRES TALK AT ALL?

DOMVIO REPORT? SUITCASE? Mentioned throwing bed –

WHERE POSITIONED AT TIME OF SHOT?

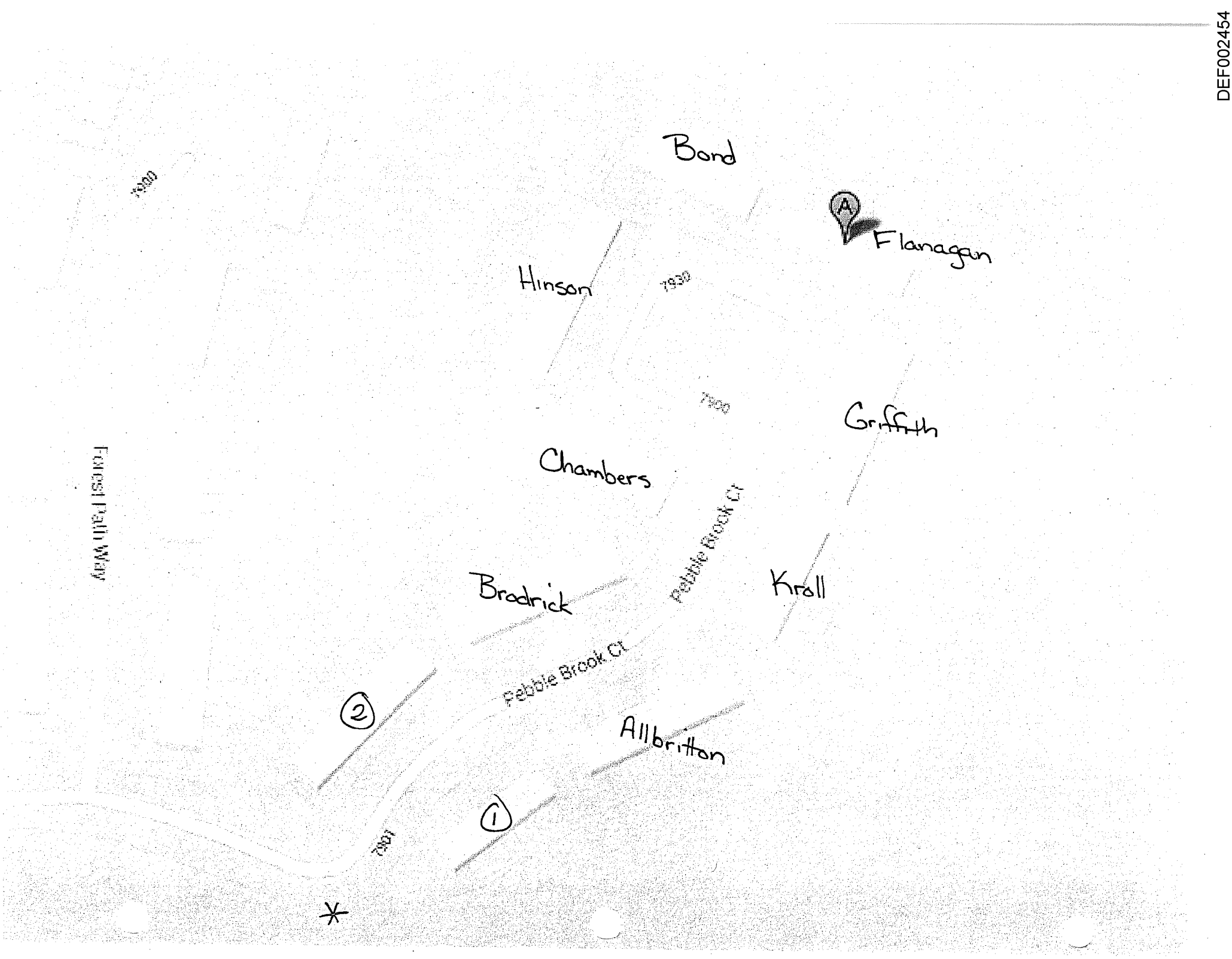
CONVO DURING INCIDENT BY NEIL – any updates that were voiced in person and not over radio

DEMEANOR OF TORRES PRE-POST encounter



Ask Maura about window.

– broken prior to incident!


Bond
A
Flanagan
Hinson
7930
7900
Griffith
Chambers
Pebble Brook Ct
Forest Path Way
Bradrick
Kroll
Pebble Brook Ct
2
Allbritton
1
7901
*

DEF002454

Date: Thursday August, 29
Time: 1440 hours domestic dispute called in
1530 shots fired

Location: 7907 Pebble Brook Ct.
Involving: John Geer & Maura Harrington

Home at time of incident? If so, what did you see/hear?

Did you take photos or video? Know anyone that did?

Know of others in neighborhood that did see incident? and/or photograph or tape it?

Obtain full info on occupants

Knowledge of any prior incidents, domestic disputes, etc?

*looking for African American with dreadlocks in neighborhood that may have video of incident

Flanagan

F Tanager

09-05-13

Review John Geer Cellphone Report from Det. Bayliss.

Notes on Lantern Report.

09-06-13

John Geer Phone Review

Need phone orders for.

[redacted] } Calls

[redacted] } Text messages

Text to Rodger Jolly @ 0730 hours indicates "ripped drunk" last night.

Text to Maura @ 1324 hours to continue conversation before she signs

Several calls to Maura over the next couple minutes. All less than a minute.

Call from Maura @ 1330 hours for 1 min 9 seconds.

Hinson

A4

① of 3

-HINSON

2013-2410240
DIS 2013-2410242

8/29/2013

DOM DIS E132412019 E132412211 S-1948

7907 PEBBLE BROOK CT SPRINGFIELD E-2016

1936 ONS START VEHICLE # 4620 (?) CANCELLED / & THEN TO SCENE

DISP DOMESTIC DISPUTE ⇒ ROUTED FROM ALARM CALL

OFFICER ANTHONY QUANTO - 10 MONTHS - GUY W/ GUN

- DIDN'T HAVE LONG WEAPON OUT.

- HAND GUN IN HOLSTER.

- SHOTGUN IN CRUISER.

731 B [redacted] #307649 - OFC NEIL VOICED "GUY SAID USE IF HAVE TO"

ARRIVE W/ K907 (RICCIO)

- I HIT ONSCENE PARK BEHIND RICCIO SUBURBAN & PLAN TO ACCOMPANY HIM

BOTH WALK BEHIND LEFT TH'S OFC - HANDS AS ACCOMPANY K9 KUNSTER

OPPOSITE US ↳ RIGHT + BEHIND ISLAND

- THOUGHT TH W/ IED @ CALDERON LANDSCAPE

- HEARD SUSPECT YELLING BACK WITH ANOTHER CITZ (BY LT GISH + JOCA)

- SAW JOCA + HEARD SHOUTING

IED TH BUT BEHIND LANDSCAPE ISLAND.

- LEFT OF HOUSE BEHIND ISLAND THINK SUSPECT'S DAD

- VOLUNTEER NOT WEARING THINK SHIRT.

SAW TORRES + BARNES = THROUGH CONCRETE

SCREEN LIKE CONCRETE, MOST THINGS UNCLEAR

25-50 YDS DISTANCE AWAY

BARNES/TORRES SPOKE TO SUSPECT

"I KNOW MY RIGHTS"

APPROX 5'8-9" M/F BUT UNSURE AGAIN AND SHOULD DRUGS HEAVY SET

CITZ OUT + TOLD RICCIO } → PROB TH BEHIND + LEFT OF ME; UNSURE UNIT.

↳ VIDEO CAMERA

↳ ADVISE INSIDE FOR SAFETY

BACK TO K907 @ TREES + HEARD GUNSHOT

↳ COULDN'T SEE DETAIL.

AFTER SCREAMING/YELL ?

SAW SMOKE NEAR WHERE TORRES STAND

THEN THEY RAN LEFT + TOOK COVER TOGETHER.

BARNES RAN LEFT TO COVER W/ TORRES.

HEARD SUSP SCREAM + CALL BACK INTO DOOR.

↳ 2 PEOPLE

SAW SUBJECT W/ HANDS BEHIND HEAD + SAYING "RIGHTS....."

↳ BEHIND SCREEN DOOR

POSS WHITE SHIRT

- I DIDN'T KNOW WHERE GUN WAS.

- STAY IN DOORWAY I THINK, BUT I SCANNING AREA.

(2) OF 3 AQ

2

- HINSON

- RICCIO WENT TO FISH & JOCA
- I MOVED UP TO HIS SPOT & COULD SEE DOOR.
  - ↳ DOOR OPENS IN & I COULD SEE IF SUSP COMES OUT AGAIN.
- FEW HOUSES DOWN PARKER W/ RIFLE & HANDIES
- NEIL DROVE CRUISER IEO ISLAND & PA CALL OUT
- DISP CALL HOUSE & NO ANSWER
- BARNES HEAR NOISES INSIDE & YELL; UNSURE RADIO OR YELL
- ~~PA~~ HOST. NEG. ARRIVE & ON PA
- CMD POST SET UP & CMD THERE
- INVOLVED OFC'S SUMMONED TO COMMAND BUS.
- PARKER TOOK TORRES SPOT

1 GUNSHOT

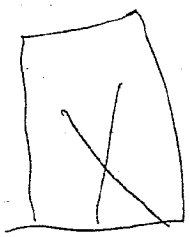
- ERIC HANDIES ALONE & EVENT SENT TO GET WIFE.
- NEIL & I EVENTUALLY MOVE UP TO W/ PARKER BARNES ARE.
- NEIL LEFT & ME & HANDIES WAITING FOR SUSP TO COME OUT; WORK OUT PLAN IF ENGAGE.
- TAC CAME & WAVE US OFF; SAID STAY OUT OF VIEW(?)
- WE WENT BACK TO ISLAND ME, BARNES, NEIL, HANADIAS, & PARKER.
- TAC ASSUMED CONTROL
  - ↳ ROBOT
  - TRUCK
  - ENTRY
- ADVISED SUSP DOWN
- FOUND OUT LATER DEAD.

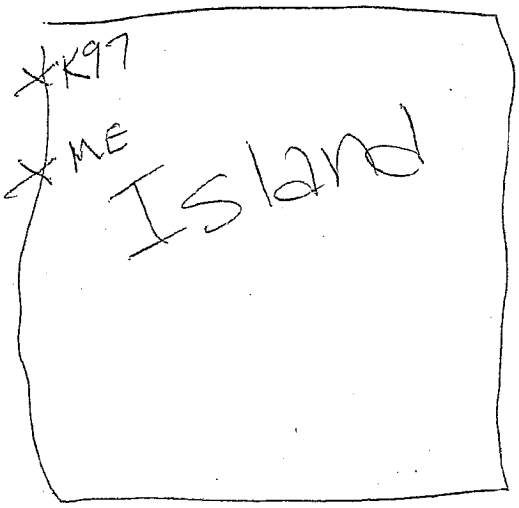
(3) of 3 AQ

- HINSON

A. G. Quarto

8/29/13
INITIAL DEPLOYMENT
DET. J. HINSON





Lt. Fish Lt JOCA

1 of 4

- HINSON

2013-241 0240

OIS 2013-241 0242

OFFICER DAVID A. NEIL [redacted]

8/29/2013
S-2032
E-2110

730C #

CAR #3321

MARKED CRUISER / FULL UNIFORM

2 YRS ON NOV 2013

LATELY MY AREA SINCE DONATING TO DV DET,

GNRT

TORRES SILV. UNMARKED

ARRIVE TOGETH

M & F TALK IN YARD

M DID HAND GEST LIKE NOT HAPPY TO SEE PD

M WALK TO DOOR W/ PURPOSE

- KNEW GUNS IN HOUSE OR ONSCENE.

- ASKED TO STAY OUT HE REFUSED & WENT INSIDE & CLOSE SCREEN DOOR

- SAID I HAVE GUN IN LOWER BACK & MIGHT NEED TO DEFEND SELF AGAINST YOU.

"KNOW MY RIGHTS" "PRIV PROP" & IF OUTSIDE YOU'LL GET ME

REACH BEHIND BACK

BLK OBJECT & SAT BESIDE HIM UNK OBJECT

- I HAVE GUN DRAWN & @ SIDE

- TORRES @ G.POINT

- NEGO W/ HIM & HE WANTS OUR GUNS OUT

- BARNES SHIELD & HELMET W/ TORRES

- JOCA DID ANYONE TALK TO COMPL.

- I HOLSTER & 2-3 DOORS DOWN & TALK TO G/F

- ADVISED SUBJ & HER TOGETHER 24 YRS & RECENT RELAPSE ON ALCHOL.

↳ G/F MOVING & SIGN LEASE ⇒ W/ 2 DAUGHTERS HIMSELF

- G/F SAID HE WAS 45 SEC - 30 SEC TO SHOT HEAD

2 of 4

- HINSON

G/F

- "HAD GUN" + "PROB HAVE HOLES IN HIM BY END DAY"?
- IN HOME DAYCARE SO ~~#~~ I MOVED KIDS TO BASEMENT.
- JOCA (LT) SAID KEEP PEOPLE THERE.
- I GOT INFO FROM COMPL & EXIT LONG WAY
- ADVISE JOCA G/F SAID SUBJ ANTI GOVT & WOULDN'T STOP UNLESS GET WAY
- ISLAND W/ WOODS
  - HEARD GS & SAW TORRES/BARNES RUN TO SIDE HOUSE
  - JOCA ADV TO MOVE CRUISER (BEN KUSHNER'S MAYBE) & TURNED SIDEWAY TO HAVE ENG BLOCK COVER
  - GIVE SURRENDER COMMANDS 9X & HOST NEG. COME & TAKE OVER.
  - STOOD IN WOODLINE W/ OFC QUARTO
  - JOCA TO GRIC HANADIES TO GET G/F } EH MOVE G/F
  - FISH TOLD ME TO HELP } I SPOKE TO DAUGHTERS

CALM
AGREE NOT TO LEAVE { OLDEST SIT
YOUNGEST LAY STAIR
⇓
SQ. COUNTY

- TAC ARRIVE & DID THEIR THING
  - TANK THING; PUSH DOOR OPEN
  - FIND GUY

LT PLASKA XPORT ME, PARKER, HANADIES, QUARTO TO STAT.

- SAW SUBJ OUTSIDE & INSIDE
- SCREEN 1/2 WAY UP & GLASS ⇒ SEE THROUGH

DN
3 OF 4
— HINSON

- SAID HAD GUN IN COVER BACK
  ↳ I'm RIGHT + TORRES LEFT 6-8"
    ↳ HIS LEFT ARM + OBJECT PARTIALLY OBSCURED + APPEARED
SAT IT ON FLOOR
  ↳ HE ALMOST AGAINST SCREEN + RANG DOWN HIS TO LEFT
- I TOLD TO KEEP HANDS WHERE I SEE

- my GUN OUT AFTER HE ANNOUNCE HIS GUN
  ↳ TORRES GOES GP
- I CONFIDENT IN ABILITY TO SHOOT IF THREAT
  ↳ TRY TALK DOWN + KNEW PEOPLE COMING
    ↳ BANGS HOST. NEG TRAINING
  ↳ IT WAS DOMESTIC + WANTED TO TALK THEM DOWN.
- I WAS NERVOUS WHEN HE RAPIDLY WALKED TO DOOR + THEN ~~TOP~~ WHEN HE SAID ABOUT GUN.
- SUBJ REFUSED TO COME OUT

HEARD SHOT + COOK UP
  ↳ RODNEY / TORRES RETREAT LEFT SIDE HOUSE.
- SUBJ BACK UP + DOOR CLOSE.
- SHOTS FIRED + I TOOK COVER.
- G/E TOLD ME SUBJ SHOWED HER SEMI AUTO RIFLE
  ↳ KNOW NOT SAFE @ 300 YDS
- COVER BEHIND ENGINE BLOCK OF MOVED. CAMISER!
- BANGS HEARD NOISES INSIDE.
- I WANT TO CALL + PUT IN HIS T# + CELL IN CASE. NAME, DOB, PHONE #, DL #.

SHOT 1X

B4 MOVING CAR

DN
4 OF 4
— HINSON

— JOCA TOLD ME TO LOOK I/LEADS FOR PRIORS.

— ~~MOVED CAR~~
— HOST NEG. TOOK OVER PA

— JOCA JOIN ME, PARKER, BARNES, HANDIES, QUARTO BEHIND COVER
↳ JOCA DIRECT SINGLE FILE TO COMP BUS
& ADVISE WHO I WAS & THEY BROUGHT US HERE AFTER STOP 7-11 FOR GOOD.
— DIRECTED TO NOT ~~DIDN'T~~ TALK.

— DIDN'T SEE GUN IF LOWER BACK
— WHITE SHIRT UNSURE PANTS.

MY AREA

DEAMEANOR?

G/F SAID 3 HAND GUNS, SHOT GUN, SEMI AUTO RIFLE
↳ VOICED OVER RADIO

— WOULDN'T EVEN ACKNOWLEDGE US AFTER SEEING US
↳ BRISK WALK TO DO
↳ UNSURE IF GUN BEHIND DOOR
↳ I HAD NO COVER; SITTING DUCK.

1 of 3

- HINSON

VEHICLE #5391

2013-241/0240 DOMPS
2013-241/0242 OIS

8/29/13
S-2123
E-2144

MPO MICHAEL RICCIO — FULL UNIFORM + PATCH BALLCAP

K907 + K910 — SHARE COUNTY VIA
↳ PFC MATTHEW "LYLE" KUNSTELL → TRANSITION TO SWAT GEAR POST SHOOTING.

SELF. INIT. AFTER LUNCH @ SPARTANS SHOOTING.

PREV. CALLOUT WITH ROBBERY EARLIER LUNCH

- BELIEVE LT JOCA ASKED FOR SHIELD & BOTH RESPOND.
- LISTEN RADIO — 1 OFC W/RAPPORT W/SUSP. THROUGH SCREEN
  - SUSP THREATS VIOL. & WEAPON CLOSE
  - W/COVER OFC

731 CORB — SAID GOING BEHIND FOR PERI.

- I GOT ON RADIO & ADVISE HOLD FOR K9 FOR REAR [redacted] & UNSURE SIDE → HE ADVISE RT
- ONS & BRIEF UP w/ K910
  ↳ PLAN TO KEEP DOGS OUTSIDE

KYLE KUNSTELL RIGHT BEHIND TH' & I LEFT BEHINDS

- CAL DESIGN w/ COME OUT TOP LEFT OF SQUARE AREA @ END
- I JOIN QUARTO
- ADVISE JOCA & CASH WE SET
- I SET ON LEFT ISLAND COVER & CONCEAL DOG.
- SUBJ IN DOOR WAY TAN SHORT SLEEVE SHIRTS & SHORT
  ↳ DOOR OPEN R TO L

MY RESPON IF TOWARDS ME OR DOOR PART OPEN & LOOKED LIKE HANDS ON DOOR JAMB/COMING OFC ENGAGE & I OFC @ GUNPOINT

OTHER COVER OFFICER

- SAW DOOR MOVEMENT & HEARD SHOT; UNSURE IF FROM IN OR OUT
- 2 OFFICERS TO COVER

MR
2 OF 3
- HINSON

- RADIO TRAFFIC HEAVY
- QUANTO STAY & I GO TO JOCA & TALK TACTICS TO APPROACH
- K910 STILL BEHIND HOUSE.
- ONCE SCENE STABIL I GO TO MY CAR & PUT DOG INSIDE & MOVE DOWN TO SCENE
- GOT KEYS KYLE KUNSTEL & MOVE HIS DOWN KOMAC - DOG
  30 MIN SHIFTS TO REST DOG.
- HELD POSITION IN WOODS BEHIND HOME 8° CLOCK UNTIL TAC MADE ENTRY. OFFICERS W/ PISTOL & SHOTGUN.
- INIT. W/ JUST DOG SIDEARM.
- NEVER UNHOLSTER WEAPON TODAY

- I COULDN'T SEE FACE, ARM UP ⇒ SAW CHEST DOWN & PART LEGS BECAUSE OF FOILAGE.
- APPEARED SWAYING IN DOOR DURING TALK
- HANDS UP & SWAY BACK & FORTH
- DOOR APPEARED 1½ TO 2 FT OPEN.
- I WAS LOOKING FOR SUBJ POINTS/AVENUES ESCAPE & MINDING DOG WHILE WATCHING DOOR,
- 50 YDS AWAY.
- UNSURE WHO SHOT; OFC OR SUBJ.

RADIO TRAFFIC WAS TIED UP INIT. & UNSURE EXACT WHAT HAPPENED/STATUS POST GUNSHOT.
- RADIO GUNS IN HOUSE, GUN CLOSE & WOULD USE IT IF OFC'S APPROACH BACK.

MR
3 of 3

- HINSON

- THIS LEAD US TO RESPOND IN FIRST PLACE.

8/29/13 NOTES POST INTERVIEW

2013-2410240 DOM DIS
2013-2410242 OIS

- HINSON

SUBJECTS

~~COMPL DAD!~~ → JEFFREY STEWART | BOBBY - N/A

FRIEND & FORMER RESIDENT OF AREA

[redacted]

CELL [redacted]

FARRELL & CARA
GETTING CONSENT (TRYING)
FROM COMPL.

COMPL?

G/F - MAURA HARRINGTON

2013-2410240 DOM DIS
2013-2410242 OIS

-HINSON
8/29/13

2346 - FARRELL ADVISED LIMITED WRITTEN CONSENT
↳ TO OIS
- WATCH FOR CAT

30
8/[illegible]/13 CONSENT BEGIN INITIAL LATER

IN
0000 CSS- SMITH DET E. STALLINGS
HRS
- SHARP
- SZUMINSKI
- LT. LONGERBEAM

LT. B. HOLLAND
LT. M. OWENS
DET. C. GRIFFITH
DET. J. FARRELL
DET. C. FLANAGAN
INV.
ME: BRIDGET + ASSIST
2X METRO FUNERAL

OUT
0330
HRS
END SHIFT

Kellam

FFM Adam S. Bartman, EIN 50892

Company 14

On August 29, 2013, at 1720 hours, Second Lieutenant James Kellam interviewed FFM Adam S. Bartman. He has been a Firefighter/Paramedic with the Fairfax County Fire and Rescue Department for the past two years. On August 29, 2013, he was assigned to Medic 435 as a "fill-in" medic.

Medic 435 was working a "Fill the Boot" assignment for muscular dystrophy donations at Hunstman Boulevard and the Fairfax County Parkway. At approximately 1535 hours, Medic 435 was dispatched to respond and stage at Magic Leaf Road and Forrest Path Way, in reference to Event # E13241221. At approximately 1542 hours, they moved their vehicle to the command post for the event. FFM Bartman stated within a few minutes the medic unit was called to respond to the scene. The medic unit parked in front of 7903 Pebble Brook Court, facing west. FFM Bartman was a front seat passenger in the medic unit. He noticed approximately four *"Tac guys"* in the front yard of 7907 Pebble Brook Court, and could observe others inside the foyer.

FFM Bartman and FFM Paul Wenner exited the medic unit, but FFM Bartman was the only one to enter the scene. When he arrived, FFM Bartman spoke with MPO Paul DeHaven, the Tactical Medic, who told him the patient involved had no clinical signs of life. He wanted a second medic to verify his assessment. FFM Bartman verified the assessment through the use of a cardiac monitor, and observing the patient's skin and pupils, along with a significant amount of blood loss, some of which had coagulated on the floor.

FFM Bartman did not roll the patient. He noticed blood loss on his white shirt which seemed to have come from a wound to the upper part of the left chest. He could not see any hole or puncture to the patient's skin or shirt. FFM Bartman stated the patient was lying on his back, with his head turned to the left and closer to the rear of the townhouse.

FFM Bartman's only interaction with the officers on the scene was with MPO DeHaven. He did not hear any statements as to what had occurred. FFM Bartman stated he is an avid shooter of guns and is familiar with bullets. He observed what he knew to be a bullet lying in the pool of blood. It was located in the hallway near the left side of the patient, at approximately the waistline. He could only see what he described as the back of the bullet, which he described as being bigger than a .22 caliber, but smaller than a .45 caliber. FFM Bartman did not observe a gun or weapon in the immediate area. FFM Bartman, not wanting to disturb any of the broken glass or possible evidence near the front door of the townhouse, left the scene by way of the back door in the basement of the home.

Lingenfelter

LID statement.

SCAN NOTES AND ATTACH TO SUPP.

1930 RELIEVED — DINNER
LEONAN & RUBAL.

1945 — FROM, TO RELIEVED
DAMMAMANN.

2335 — RANDAZO.

2354 —

Ligenfelter notes

@ REAR of Ka 9

1551 - Shot 1X

1647 - CLEAR REAR.

1659 — JOCA / Hill
w/ DANNUMON
SECURITY SCE

1710 - EST. CRIME SCENE TAP
AROUND LOCATION
FRONT & REAR.

1715 - POSTED @ REAR FOR SEC.

Ligenfelter notes

SMITH

2907 Pebblebrook CT
8-30-13
Det. J. Smith

1- VARIOUS Long guns (7)

2- Suitcase

3- Screen

4- Kimber gun case S/N KU 09321

5- Beretta gun case

6- empty Rifle magazines (7)

7- Revolver w/ holster

8- VARIOUS ammunition

1800

O.F. Mossberg & Sons Inc
Bolt action long gun

Silver long gun - missing stock
06267311
MARLIN Firearms / micro groove barrel

Springfield Model 15

- Shotgun - wood stock
Remington 870
A145526H

- AR15 - DANIEL Defense
DD302179 0C

Ruger .22
Model 10/22 Carbine
245-31805

Long gun with scope (GAMO)
Hunter 440 04-1C-048454-01

STALLINGS

8/29/2013 2200 Hrs

HOOVER, MICHAEL

[redacted]

W/M [redacted]

H— [redacted] C— [redacted]

— 10 YEARS OF UNPAID HOA DUES (MOST IN COMMUNITY)

— BACK DUES + INTEREST = $7,500.00

— HE WAS TOLD BY THE DECEDENT THAT HIS MOTHER HAD LUNG CANCER

— TOLD MR. HOOVER THAT THE PAST HOA REPRESENTATIVE TOOK MONEY OUT OF HIS CHECKING ACCOUNT. DIDN'T MAKE SENSE BUT HE DIDN'T QUESTION IT.

— HE SPOKE W/ DECEDENT ABOUT IT + THE DECEDENT AGREED TO PAY. IN TURN THE HOA WOULD RELEASE THE LIENS

— SAID HE HADN'T BEEN PAYING "OUT OF SPITE"

— THEN, HE DIDN'T PAY THE CURRENT BILL FOR JULY. (AFTER THEIR CONVERSATION)

— LAST TIME THEY SPOKE WAS IN JULY.

— UNK IF HE WAS INVOLVED IN DRUGS/ALCOHOL

— THINKS ITS ACTUALLY HES MOTHER/FATHER ON THE DEED OF THE HOME

— NO SIGNIFICANT COMPLAINTS ABOUT THEIR RESIDENCE, JUST HOME REPAIR TYPE STUFF

8/29/2013 2330 hrs

— AT THE SCENE, BAYLESS BROUGHT PHONE BACK TO ME

— RETURNED PHONE TO OWNER

8/30/2013 0001 HRS

SCENE

- WALKED INTO FRONT OF HOME, AFTER PHOTOS ALONG W/ SZUMENSKI
  SMITH
  SHARP
  + HENSON

- PLENTY OF PEOPLE, SO I LEFT SHORTLY AFTER

Bribeault

Bibeau

8/29/13 OIS 2013-241-0240

Jeffrey Stewart [redacted] Interviewed
C) [redacted] Tonny Kim / JA
[redacted]

- used to live across the cul de sac from John Geer. known for about 28 years.
- spoke to John several times today.

- John called him this am. talked about girlfriend.
- called back about 1300. John needed to call back said a lot of shit going on.
- John said he just threw Maura's shit out on the lawn.
- Jeffrey said he'd call back in 5.
- No call back in 5. Jeffrey texted him.
- John texs him PO there. Gonna shoot police. Jeff texs him to calm down he'll help move Maura w/ his U-haul.
- John says next time he'll see him he'll have a bullet in his chest.
- John says he'll shoot the police

Maura told Jeff that John was waving a gun around.
- John + Maura have had problems for the 28 years that Jeff's known her
- John said Maura had agreed to move out a year ago. Supposed to discuss the lease. John found out 45 minutes earlier that Maura signed a lease. Got him upset.

- John hot headed, loses temper all the time. Drinks + gets verbally abusive, especially to Maura

- John's Mom has cancer
- John somewhat estranged from his parents.
  - May have been removed from the will
  - Will transferred to daughters

- Jeff suggested to PO on scene that they get Maura + her belongings. PO advised he already made threats.

- Jeff says may have bee a suicide by cop

Shooting per Jeff:

- Jeff at top of loop
- w/ 4 uniformed officers
  - 2 in front
  - 1 in left behind van
  - 1 behind van
- Jeff heard 1 shot
- John at front door w/ hands on top of storm door.
  - entrance door partially opened
  - storm door partially opened
- Jeff did not hear any conversation or talking.
- Jeff tried yelling to John from the cul de sac
  - John said for Jeff to go away, he wasn't coming out.
- Jeff told PO that John owned a 357, a 9mm + at least 1 shotgun.
- Saw John at door, doesn't think he had a gun in his hand.
- John's hands moving down, about chest high Jeff hears a shot.
- John immediately grabs his left side w/ his right hand, spins around into house + shuts the entrance door.

(3)

- John yelled shit as he spun around.
- Jeff was told that PO heard noises in house after he closed the door per Jeff:
- John drinks often (daily). Capt Morgan + Scotch. Got more belligerent when drunk. Categorized himself a functioning alcoholic.
- in the past (over 10 years ago) smoked pot once in a while.
- No known medical problems
- No known psyche issues
- not military
- no known shooting or violent issues in the past

- Jeff feels he was at scene for about 15 minutes before shooting happens.

- John has changed the locks on the door before.

- Jeff feels John paved this road long ago + today he drove down it

DEF002488

Escorted neighbors home to:

Mitchell + Kim Ryan
[redacted]

Not home during event.

Respond to STA 7 interview off. per Lt Holland

David Parker
741 B

Interview w/ Crystal Latteman JA

- Worked yesterday
- normal start time
- not busy during 1st hour of shift.
- met up w/ X700 (Kushner) by Burger King
- Heard off. Dave Neil 730C say
  "The male subject involved said he's got a gun + he's not afraid to use it"
  over Radio channel 7
- Parker has a Patrol Rifle + w/ gun involved marked enroute.

Responded code 3
- Silverbrook
- South Run
- Pohick
- Magic leaf
- To scene
- Killed Lights + Siren

Parker thinks that Neil said over the radio that he was talking to the subject through the screen doors

- Pulled in behind a blue unmarked
- Parker driving 3521 (marked)
- Marked on scene by CAO.
- Retrieved rifle
- approached the front of the house
- Parker drew a sketch of the scene
- Kushner w/ shotgun (may have switched to slug)
- Barnes handgun
- Torres handgun + shield
- Barnes doing the talking
  - asking him to come out + talk
  - subject has hands on top of screen door
  - Barnes asking repeatedly to come out
  - S - put your guns down
  - S says he recognizes Parker from a other

- S says he's thirsty
- If he closed door it would be worse for PO because they wouldn't know what he was doing.
- S I have a 357, in a holster, barrel pointed away.
- S warned then he was going to scratch his nose. (did scratch)
- OK. Neil 2 hours down w/ wife + kids.
  - Neil over radio, says has 2-3 handguns + 1 long rifle. S drinking more lately but unknown today.
- S anyone comes in the back door this will get worse
- Parker voiced that statement over the radio.

- Barnes continuing to negotiate.
- S I know my rights, you can't come in. I enough food for months + wouldn't need to come out
- negotiations seemed to be going ok.
- S going to get a drink of water + close the door
- S moved his left hand off the side of the door. Parker hear a bang. Sees a black mark appear on shirt below sternum.
- S said something

Parker moves over + then links w/
Erik Hannadiaz 970C.
moves up to

Parker asked who shot. Someone answered Torres.
Parker Why? no known response

Torres eventually told to leave
Parker w/ Barnes.
Stayed there until relieved by TAC.
While waiting for TAC off, Neil moved a cruiser up,
used PA to try to talk subject out, offered
aid. Relieved by TAC also.

During event he heard a friend of Subject yelling to
him. That guy talked about Golfing. John said he
did Not want to die today.

Parker thinks Neil said over the radio that wife
said Sub; may be thinking about suicide by cop.

Sub; said he thought he saw his father, said the
stuff on lawn didn't look good for him or his neighbors.

Speech Not slurred, conversation coherent

B. beaum

Ben Kushner: Interview w/ crystal lattenan / IA
X700 today / traffic enforcement.
Squad is his normal squad
Traffic enforcement all morning
Was w/ Dave Parker by Burger King.
Heard an event escalating:
" individual making statements that he had a gun
+ he was willing to use it to shoot officers.
followed Dave to scene. both ran code 3
" units on scene said they were talking to him through
the screen door.
- arrived w/ Dave, parked, grabbed shotgun
- originally loaded w/ buckshot, changed to
slug.
- subject at door (storm door) behind door.
varying degrees of opened.
- Sub talking to Barner
- Sub seemed agitated, confrontational w/ Barner.
He (sub) said several times that he had a gun.
- over radio (Neil?) gave info from girlfriend
that subject had handguns + long gun + may want
suicide by cop.
- subject making statements about having a gun
nearby. Said he would go inside + then the
PD would have a lot more trouble

At one point a friend of subject was yelling from up the road trying to get subject out of place they had. Sub yelling back.

At front of house:
Barner + Torres + left of house (when facing). (Pistols)
Parker behind a vehicle (Patrol Rifle)
All uniformed
Shield by the tree near Barner/Torres

Barner continuing to negotiate. Sub seemed agitated.
- I've not broken any laws
- lower your weapon
- I'm going to get some water
- I have enough food for awhile
- Subject moving his hands to scratch face
- Sub brought up he had a 357 close by in a holster.
- Some point during movement of his ~~hands~~ hands Kushner hears a gunshot. Sub increasingly agitated moving before shot.
- Kushner sees a red spot on Sub left abdomen. Sub may have yelled
- Sub goes back into house + shuts the door

DEF002494

Gunshot seems to come from area of Barnes/Torres.
Did not see who shot
- later Torres left when supervisors asked for officer who shot
- after shot Parker & Kushner repositioned fearing sub may have a long gun.

- Radio call made ref shot, who shot
Rescue called for

- could not see sub but Barnes said he could hear sub yelling inside of the house
Kushner couldn't hear from his vantage point

During event sub said not to have anyone come in the back or things would get worse

Kushner suggests cruiser for PA. That was done.
- Commands made
- aid offered.
- Taken over by a negotiator

Kushner held position until relieved by TAC

~~Capt.~~ Lt. Ron Manzo w/ Crystal Lattimeron

- was in office. Heard Radio traffic of a Domdo, guy w/gun, suicide by cop.
- got printout of event at PCA.
- headed to scene
- arrived + saw cruisers, Lt. Fish + Joca, man standing in a doorway of a townhouse.
2 uniformed officers w/ handguns drawn, but pointed down, saw Ofc. Neil to left of the townhouse, he seemed to be controlling radio (Neil).
- went to Fish, asked about a Command Post
  - asked about # of officers
  - where positioned.
  - Did we escalate too quickly?
    - Fish - No gun, etc.

- Sees subj w/ his hands on top of screen door.
  - unknown why hands up.
- Couldn't hear anything from house area.
- wondered why officers in yard / no cover
- sees subject arms coming down to about his shoulders, hears a loud pop, subject's shirt ruffles., subject goes back, grabs chest, subject into house, doors closed.

(2)

- NOTIFIED OF a 357, 9 mm, shotgun, 1 Rifle, so Manzo moved the command post back.

- unified Command set up with FBI.

- later finds out daycare on Brown side of place.

- Later finds out Barnes + Torres were the officers in front of the house.

- Blonde female lady w/ fish. May have had a patch (DHS ?)
- father of subject + close friend of subject there
-

(13)

7807

Flanagan

015 P72093 08-29-13

7907 Pebble Brook Ct

Advised by Sweeney that 015 in Station 7 area.

Arrive onscene @ 1625 hours.
Staging @ Magic Leaf + Pebble Brook

Per Lt. Holland · Officer Adam Torres discharged weapon.
Per Lt. Mango.
Officers responded to townhouse - confronted subject out front said he wasn't going w/ them. Went to his waist removed something and placed on ground. Subject later @ door went toward waist. Officer discharged round - saw shirt movement @ chest, but over retreated in house. Subject said he would shoot/kill officers if they came in. Numerous weapons inside of house

Per Holland
~~Three~~ Four officer witnesses
Adam Torres - shooter
Dave Parker
Rodney Barnes
Ben Kushner
David Neal
Hanudias
Quarto
Mango

Per Mango

Disp to Don Dis

Boyfriend alcoholic, threw stuff outside

Officers arrive @ 1450 hours.

Officer Davis meets guy out front, guy is agitated.

Guy turns to go inside turns, puts gun on table to right just inside

I gonna kill you guys if you come inside. This is for you guys.

Has hands up on screen door

Jocca + Fish also on scene

Guys hands start to go down then one round is fired. Guy ~~do~~ goes down closes door.

K-99 in back of house @ time of shooting.

Per ~~Sh~~ Capt. Perez. - subject is 10-61 remaining @ scene.

Girlfriend Laura Hannington w/ Registration
Father also on scene

Per Girlfriend
JOHN GEER
7907 Pebble Brook Ct.
[redacted]
[redacted] w/m [redacted]

DON GEER - father John Geer
[redacted]

Maura Hannington

Int: Don Geer 08-29-13
Hanagan vehicle @ scene 1720

Donald Edward Geer

[redacted]

Agreed to recorded statement.
Advised son didn't sustain injuries. Knew he had been shot.
Agreed to recorded statement.
John called about business issues moving furniture out w/ wife.
He was upset. Got angry w/ father and hung up.
Mama called back to father. He upset. She called pd. said he was gonna shoot pd if they came.
~~Mama &~~ Father came to house. 3 officers faced front door.
John @ door w/ screen door open. hand door fully open, screen on foot open. hands on top of door.
Standing in middle of road looking down toward house about 50-75 yards.

Can't hear conversation between John and officers.

Didn't see him w/ a gun @ any time.

@ scene for 15-30 minutes before shooting

Don't know which officers shot.

John brought hands down to side - went inside and shut main door.

Jeff Stewart w/ Don @ time of shooting.

They've been having problems for year

John had drinking problem, mean, mean to kids.

Likely if he had been drinking today

He found today she had signed new lease.

Kids to go w/ her. ~~He~~

Two handguns - shotgun, rifle or two.

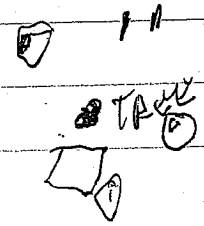
He has gun cabinet on stairway to basement, first floor.

No known medical or mental health problems

Never sought help for drinking

Self employed cabinet sales

Drawn by Don Geles



No other incidents of violence in the pst. Does have temper. Squeezed father's hand once.

Father didn't want any services VSS or chaplain @ this time.

Offered father seat in Lt Hall cruiser - waiting for daughter in law to finish w/ Detective Farrell.

Det. Rodney Barnes
West Springfield Station
Conference Room

08-29-13
1940 hours

Rodney ~~Ma~~ Mechele Barnes #316949
[redacted]
[redacted] (H) [redacted] (C)
B/M [redacted]
Explained role of CIO - agreed to speak
Aug 31, 1998
Academy - Mt Vernon, ~~Springfield~~ West Springfield in 2000.
Hostage Negotiator, Crisis Intervention,
Qualified ~~Beretta~~ P226, Taser, Pepper ball, Shotgun
SRO for 7 years @ West Springfield H.
Last day of shift - days A.
740 B, 4325 Blue Unmarked - no bar light or decals.
Black boots, dark blue bdu's, Grey short sleeve patches on sleeve, Black vest outside of seam in badge & name, radio on vest,
Utility.
Mace, P226, handcuffs, handcuffs, flashlights, ~~pen~~, Asp, taser, double mag - appears to be 12 & 1.
P226 - 11 + 1 in chamber.
Right handed

Normal night sleep - roughly six hours.

HBP - taken everyday.
Flonese for allegers.
Fyrtec for allegers } took this morning
Closamine - for joint pain.
Two advil this morning -
No impairment.
Doesn't drink or do any other drugs.

Roll call @ 0530 hours.
In Navy for 10 years - Electronics
Corpus Christy - 1996-97
- Witness to shooting
Dom Vio - guy had knife - shot him.
Didn't ~~shot~~ see shooting.

Hit the street about 0600 hours.
Complaint in Lorton w/ 1670A. turned her over to stepfather.

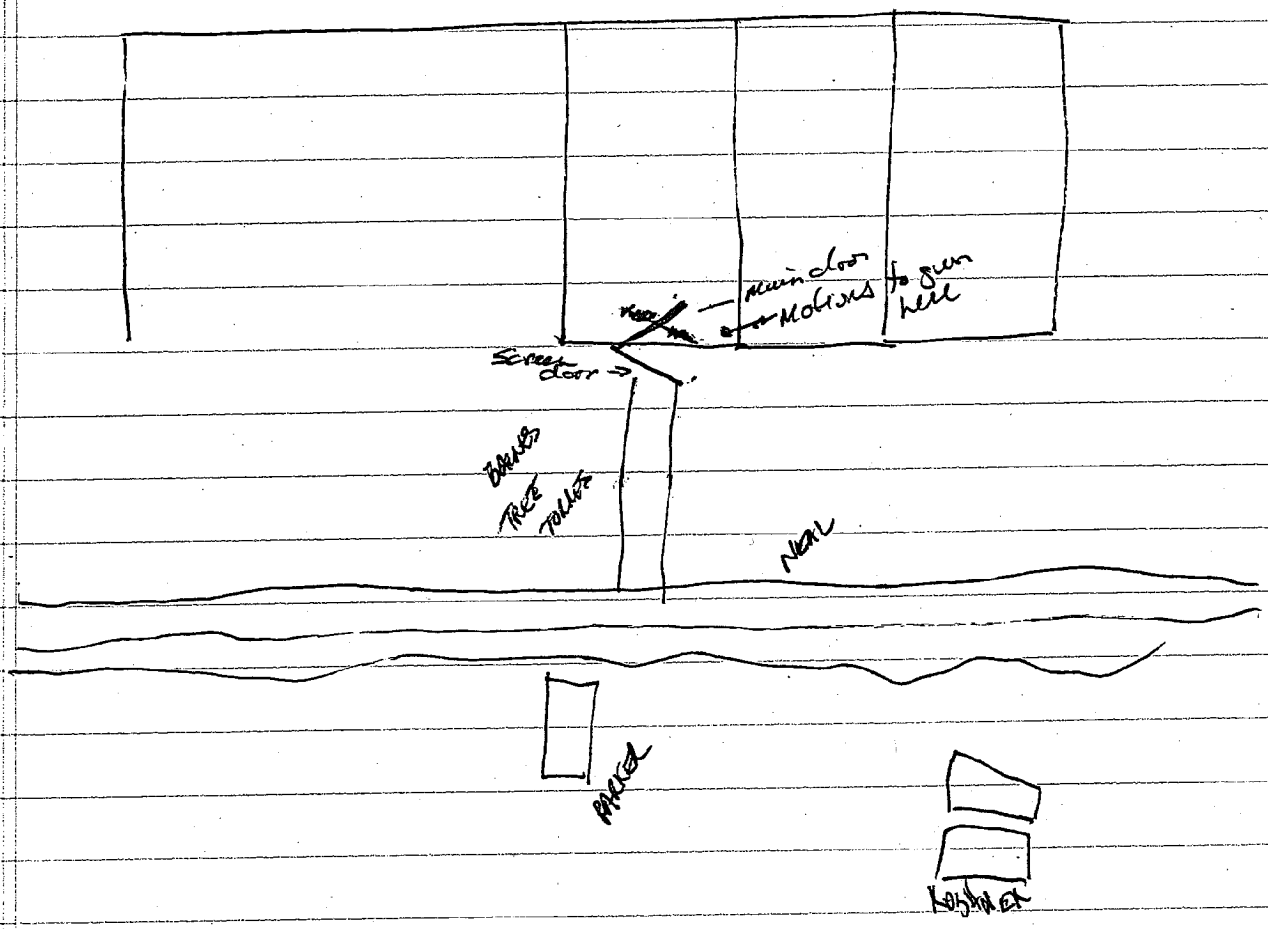
Taped statement @ 1918 hours.

Disp charlie units to Don Dis.
Boufriend thru stuff out locked out wife.
Torres said guy has a gun. Guy had no problem shooting them.
Barnes marked in route by radio.
About 3 minutes of code 3.
Channel held.
Came down Pebble saw Torres cruiser & guy w/ hand ups.
Grabbed Torres sheeld helmet.
They had him @ gun point. Neal & Torres.
Torres to left - Neal on side.
Hard door - yellow open
Screen door white - hands up on door.

Went thru event...

Sketch by Flanaga - directed by Barnes

Maybe 3rd or 4th from right



Neal not in front @ time of shooting

H. Fish

Break for bathroom. @ 2021 hours

Relieved by TAC
Briefly talked to Parker.
Told Neal to just tell the truth - he was worried about talking to IA.
Keds were a couple doors down. One tried to come out.

Completed taped interview.

Det: Kunstel. 08-29-13
West Springfield Station Conference Room 2108 hours

Kunstel, Matthew "Kyle" 368280
[redacted]
[redacted] (H) [redacted]
w/a [redacted]
Explained CoB role - agreed to speak
K-9 10 -
09-11-2000 Hire.
Academy West Springfield - Bike Team, K-9
almost 2 years.
3 months in Paris.
Pizza
Max out w/ Kyle
No Military
No previous shooting.

K-9 10 designator.

Self Dispatched to Dom Dis.
Subj. possibly armed
Weapons in house
Girlfriend or acquaintance said
prey to suicide by cop.
Officer talking to him - no come in
back of house or things would escalate.

Men @ door said he had gun to left.

Rifles in house - shotgun.

Came from Burke. Parked @ top of Pebble Brook

Kunstel cover back - Riccio in front.

Kunstel & Max go behind townhouses on right.

Dannenau & Lingenfelter - took cover

30 yards deep in woods.

Tree for cover

Officers talking to him @ front.

Kunstel to handle challenges if he came out back.

15-20 minutes on scene - heard a single gunshot followed by officer - announced shots fired.

Radio traf said suspect back in house - closed door.

No comm's but said he was moving in house.

He grabbed stomach.

Advised OIS. No officer hit

Kept cover for 20 min.

Relieved by Riccio.

Kunstel to front - dog in car

Took cover out front. Maintained tel
The manned door w/ that vehicle.
The when it saw body called for
rescue.
Couldn't hear any conversations out front.
Saw Barnes out front he said Jones took
shots.
Never saw subject — no movement.
He had previously spoke to friend about
suicide by cop.

08-29-13

@ 2250 hours briefed Ray Morrogh.

Briefed w/ Farrell, Hinson, Griffith, Holland
Capt Lee, Lt Thompson, Bibeault.

Discussed Don Vio search warrant v. consent
search for residence.

Update Ray Morrogh - consent for residence
given by Maura Harrington in writing to
Farrell.

Responded back to scene @ 0030 hours.
Observed front yard + positions (approximate of
Barnes + Torres - per Barnes).
Entered townhouse thru back sliding glass
door - wearing booties.

@ 0205 hours spoke to Tom Bennett @ PCC
ref getting all radio + cad traffic expedited.

To Do:

Radio traffic } Request to Lt. Bennett @ 0205 hours
CAD traffic
Int: Jones
Canvass? Stallings

Autopsy

08.30.13

0800

Dr. Posthumus
Nancy Deanes
Farrell, Flanagan, Griffith
CS Smith

GSW to chest left of midline
Acute bruising on dorsal right hand - knuckles of pinky and ring finger.
Bruising upper right arm near shoulder.
GSW to back left of midline
Trajectory is slightly upward and to right.
Path - strikes ribs, heart, lung spleen.

Shirt has hole-defect in front slightly offline from chest GSW. No visible hole in back of shirt.

Brief.
CIB

0830-B
1230 hours

Capt Lee, Capt Day, Lt Thompson, Lt. Holland, Major Barrett, Maj Arn, Lt Cory
IAB Pernat, Forrest
CIB Flanagan, Farrell, Bibeault, Griffith, Hinson, Chambers

Follow up on canvass of neighborhood.

Canvass

08-31-13
1630 hours

Brief - Farrell

[redacted] - No answer

[redacted] - Zoe ~~Fitzsimmonds~~ Fitzsimmonds
[redacted]

Laurena Montenegro

Neither home @ time.
Came home around 2100 hours.

[redacted] Malika ~~Der~~ DerDerer
Fatima Slitine } speaks Arabic
[redacted]
Husband overseas @ time.

[redacted] - Kim Ryan v Mitchell Ryan
[redacted]

Came ~~out~~ home about 1515 hours.
Husband not home yet.
Stopped @ bottom toward circle.
Saw one officer in her yard,
unsure which officer. Second officer toward
right of Johnson door as he faced John's
house. Little less than half way to door
Parked in top of circle - first spot.
Can see event thru rear view mirror.
Saw John w John w arms up
the hole time - officers pointing guns @
him.
Saw officer and his dog to left of
John's row in parking area.
My car 10-15 minutes
Looked down to text heard gun shot.
Can't hear what's being said
Don't recall the officer's posi
Has one photo prior to shooting -
photo is taken of rear view mirror
showing John sideways w/ two officers @ 1530 hours.

No video of incident.

After shoot see John go back into house and shut door - main door.

Both officers go to her porch - guns pointed to John's house.

Moved car up neighborhood - cops stopped - then left, her out of area.

Saw him hold top of door & also palms open but hands up.

Never saw him w/ his hands down by his side ~~w~~.

Don't know what happened when I looked down.

Never heard domestics @ house.

Mitchell - normal fussing outside - but not of concern.

Saw two neighbors in yard who may have seen. Man and woman - she was on television.

Father & friend w/ police cars toward bottom of hill.

[redacted]

Sent photo to Flanagan email

[redacted] Already done by Bond on Aug 29, 2013

1800 Ms. [redacted] next page

05-31-13

[redacted]

Darrell & Cheryl Henderson [redacted]

Cheryl home w/ young son.
First believed a prankster when saw ~~some~~ all the police.
First saw John on the lawn appeared John thru mirror on mattress.
Wife and daughters outside.
Wife walking toward house on sidewalk from area [redacted] thought he was renovating because of his background.
No fighting for what she saw.
Children between 03- and 1907.
Got on phone w/ mortgage company for 45 minutes.
Looked out door saw a lot of cop cars outfront.
Heard gunshot which playing on Ipad.
Before shot only saw cruisers- one park in parking spot- two in street one was an unmarked.
Saw officer w/ rifle by his Silver Car.

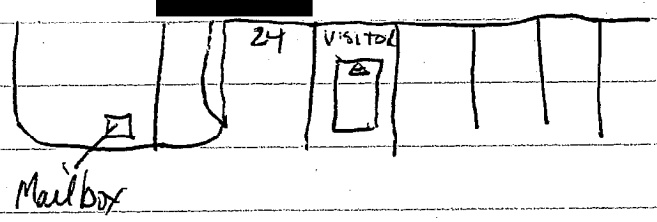
Can hear megaphone
for one cop we can get
you the help you need

Dont hear any conversation before shot.
No pictures and videos.

Typical couple spat here or there.
Knew folks talked to him about softball.
Never physical.

Danell arrived home @ 1450 hours
stopped by police on Maple leaf.

Showed [redacted] spot where CAV was parked



09-01-13

Dispatched to what?
What was CAD info - read?
What was radio disp

Radio traffic enroute
sideband?

Plan w/ Neal upon arrival
Info from Maura once on scene
- suicide by cop? left
- shoot cops?

Officers position
- cover, conceal
- threat - one or multiple guns
- ready gun, left or right, two hand grip.
Negotiation between Neal - fake / perception of
- compliant v non compliant

He moved his hand down to his waist
I jerked my wrist
after Shot. I'm sorry. He moved his hand down to his waist.
Did you see it. No
I did have an argument w/ his wife before work

Jones line of sight v. other witnesses.

Sleep/work the night before
Fatigue a factor? How long out front.
~~Sat~~ Sunlight - reflection on clothes or not,
any obstruction of view.

Did you ever see gun or guns?

Police demeanor
- words, compliance, attitude, body movement.

Det. Adam Jones
CIS-Cold Case

09.02.13
1700 hours

John Carroll
Farrell, Flanagan

Explained Cold Case Homicide working on criminal investigation.
Don't have to talk to us. Have same rights as anyone else.
No questions. ok to talk with detectives
Had a couple sleep cycles.
No meds that would effect our ability to recall.

Asked to see photo of subject

Adam Daniel Jones #~~#~~3681, 301888
[redacted]
Academy Aug 16, 2006
No prior MIL or LE
Bachelor in Admin of justice 12/2005
Training:
Shield, Tazer, Mace, AED, CIT, S/W
Patrol whole career - no specialty assignments.
West Springfield

Agreed to taped statement @
1709 hours.

Went over bio information

Eves A side - 1830 hours to 0200 hours
Last week worked Wed/Thurs
No overtime or court.
Normal shift on wed,
Got to station on thursday @ about
800 hours.
Get dressed - go to roll call.
Don't recall the sleep the night before.
Photographed in same uniform as incident.
Black boots, dark blue pants, shirt, badge
pins, A.D. Jones, patches "Fairfax County Police"
rifle? Short sleeve shirt. Duty vest.
Belt: same as incident.
OC, flashlight, weapon, cuffs, gloves, cuffs,
radio, baton, tazer, magazines
Sig Sauer 40 cal P226
- 12+1
Magazine 12 in each

Cant recall meal that day.
Had Tacs Bell on way to work.
No unusual @ roll call that he recalls.
Signed on after 1400 hours.
740 C
740 is Loiton area
Not usual area for Torres
Torres is floater unit for two months.
Worked 740 before
#4617 silver unmarked - police package lights and sirens crown vic.
No events prior to this event.
Vest doesn't protect from rifle round unsure about shotgun.

Disp to Don Dis. involved estranged husband throwing items out of house. Subject owned a firearm
Arrived w/ Neal.
Got out cruiser saw individual yelling @ people.
Tried to get his attention - he walked

away and closed screen hel

I have a gun and will use it if I need to because you guy have guns.

Tooke Drew gun took cover behind tree

Took gun in holste from parts - eventually put it by feet.

Showed us the gun

Neal talking to him.

~~I~~ Got on radio and announced guy had a gun.

Jocca on radio - shield.

Shield in my car.

Girl screaming.

Barnes arrived.

Shield in ~~still~~ cover still - put against tree.

Barnes started talking to him.

Neal went to family members.

Guy was calm. I had my gun on him for a long time.

He said he wasn't comfortable w/ me so he wanted me off his property

He had his arms on the door molding raised.

Every once in a while he would put his right hand down and scratch his nose - he would say he was scratching his nose.

He wanted us to put guns down.

Wouldn't but lowered the gun.

He looks young he needs to calm.

Barnes asked him to step out

jerked his right hand three times.

Back and forth went on for some time.

He wanted a drink. Trying to get him outside.

He wanted Rodney to go in with him.

He opened screen door slightly put his hands up on molding

He said we would be comfortable if he went inside & closed door.

Friend yelling from behind - come out - talk to them - John - He'll get this.

More talk of thirst.

In a quick motion he brought both of his hands down to his waist. I pulled.

the trigger one time.
Hit him - he yelled fuck then
retreated inside.
Heard some movement inside - got on
PA but he didn't respond.
Eventually called to Concord Gate
down the street.

Drop over radio
Can't recall in radio transmission.
Read the CAD event
No updates to CAD.

Parked right in front of his house facing
his door in the street.
Neal in front of Torres
See D, yelling @ 3 people - he looks
@ us and walks towards house
Neal - sir we want to talk to you.
He went in same house as complainant
Don't recall people appearance, was 2 females
and a male,
white shirt light colored shorts.

I have a gun & will use it if I need to as any you guys do.

Officers walking up to house.

He reached behind his back. I was standing in front of screen door, reached w/ left hand to rear of back and showed them the gun.

He puts the gun up by his shoulder in his left hand. Held it up for few seconds then put it by his feet. Brown holster.

He leans over and puts it by his feet. Couldn't see weapon.

Jones took his weapon out and moved forward three feet as he was reaching behind his back. Thought the threat was real.

Me in front yard.

Neal - gun out - by side.

Hadn't spoken to complainant yet.

Jones handled radio traffic

Subject advised. Threatened use of weapon standing @ gunpoint.

Mic on shoulder being used

Two hands on weapon but used

left to operate mic for radio.
Focca - direct - request shield.
Torres said he had shield.

described position on tree distance

Rodney is to Torres left side - diagonal
Torres had direct view of door.
Rodney on other side of tree.
Neal is to 16 feet to Torres right side
no cover/concealment.
Can't recall who directed Neal to complainant.
Don't recall if Neal updated Torres
after meeting w/ complainant.
Neal never came back and talked to
Torres Barnes.

Say going to nose before scratching.

Don't recall further updates on radio.
Didn't check LOT.
No comm's between Torres & Δ_1.
Rodney handling comm's.
Kushner Parker taking cover behind cars in
parking lot.

After placing gun ~~on floor~~ down he put
his hands on top of door.
He would jerk his right hand - across
90° toward his nose

Then would comment to off Torres to calm he looked young

Why didn't he tell me first he was going to scratch his nose

Made Torres uncomfortable

Happened 3 times @ least

Wasn't sure if he had another gun on him.

Opens door, then puts hands on top of screen door.

One other time he said he wanted to scratch his nose and lowered his hand really slowly.

Long time on scene he shooting - heard later it was 48 minutes.

@ time of shot his hands were on top of door - quick motion drops his hands from top of door. Hands didn't make it to his waist. Maybe to his rib cage.

Didn't know if had another gun.

Thought it was a credible threat to me and other officers.

Rodney asking him to come outside - he didn't comply.

He wanted me to put my gun on the ground

Went to lower gun to his leg area
He said he could see bullet in chamber.
He never came outside
Dont recall discussion of arrest or not.
He said I seemed nervous I would raise ~~to~~ my gun everytime he would move his hands.
Make sure no violence has taken place. Offer counseling, cooling off if no crime. Usually someone leaves.
Had he not gone inside would have talked to everyone
Not uncommon for Don Dis to Don Vis or vice versa.
Looks like argument on arrival.
saw furniture.
Concerned about possibility of weapons inside
Had training on emotional people, suicide
Bathe deal w/ him ~~inside~~. outside.
~~Dont recall drop splitting ch~~

Requested break @ 1809 hours

Back on recorder @ 1814 hours

Don't recall splitting channels didn't have to switch.

Kasehes had shotgun.

Don't recall other civilian.

A neighbor did come out @ some point.

In the same position w/ gun on or ready gun the whole time from the beginning.

Agreed it was fatiguing.

No water.

Didn't use shield because it still had cover on. Concern to take eyes off D, to take out shield.

You don't take a tazer to a gunfight. Plus he was behind a screen door.

Can clearly see him. Screen door, horizontal bar @ upper thigh or waist. Screen on top - screen or glass on bottom.

White shirt - shorts - can't recall if shirt was tucked in

Recall any statements you made
"I can't believe I just shot him"
"Shit I just shot him" - @ side of house

I saw Rodney face - he looked shocked
who just shot him.

I've never shot any body before
I meant to pull the trigger.
I hope the guy comes out.
Not an accidental shooting

It was @ least a few minutes
before being relieved.

3 @ CP detective asked what charges.
Don Amos transported

Fired one round.

Told him what I had observed - no specific
chase

Flanagan asking question - Farrell taking notes.

difference is that he brought his hands to fas down.

Didn't think it was working. He was playing around Rodney asked him several times to come outside.

Always a possibility of someone having more than one weapon.

No vision problems

Try to find out how mentally @ the time.

Right would only come down to hot face but difference was both hand to ribs cage

Completed @ 1905 hours

Brief
CA Office

09-03-13
1115 hours

Ray Monogh, Casey Lingan, Bob McClain
H. Holland, Farrell, Flanagan

Farrell updated on Torres interview.

Review of Jeffrey Stewart Recording (Bibeault/Kim)

Was Gee ever on phone while cops present?

Slowly sliding hands down door.

Hands about half way down door

They fired on shot.

He turned and spun-closed door.

John never admits he was wrong,
concerned about him because today he
did blame himself for domestic/life
problems. Jeffrey concerned about suicide
by cop.

Jeffrey staring right @ John @
the time of the shooting.

Thought the cops were fearing for
their lives. They were doing their jobs.

John is dead because of what he
did when police got there.

He didn't jerk his hands down.

09-03-13

Review of Officer Erit Hanidias (Bond/Bishop)

Heard Torres on radio saying that subject threatened to use a gun.

Pulled up complaint on CAD.

Hanidias is 970C.

After shot - asked Torres what happened?

"Yea I shot him" Torres

Hanidias didn't see shooting, in break between buildings.

Helped get wife out by rear of townhouses.

Neil on PA giving subject commands to come out.

On radio heard a couple times that subject had a gun and threatened to use it.

Heard something about he wants to commit suicide.

@ one point Torres said he had two handguns, a shotgun, and a semi-automatic rifle in the house.

Doesn't recall Torres saying anything else

Review Hamdias (Cont)

Couldn't hear negotiations from his position.

Torres said he has a gun (Radio)

Neil said he may have put gun on floor or may still have a gun on him. (Radio)

It was said over + over again that there were multiple guns in the house

09.04.13

Review of Officer David Neil Recording. (Hanson/Cochrane)

Neil BOC
Torres waiting for me up the street.
Male & female talking.
Backed into Parking spot.
Male walked to door w/ purpose.
Knew there was some guns in the house
Sir can you stay outside
Nope not gonna do it.
Told him there for domestic wanted to talk to him.
He said he had a gun
He said gun he had a gun in his lower back.
There no need for a gun.
I may need to defend myself from you guys. You guys have guns.
Torres got on radio advised what was going.
I not stepping outside because then I'll be drunk in public
~~the~~ Trying to calm situation down.
He had something black in his

hand could have been a weapon.
Jones had him @ gunpoint, Neal
gun by side.
Offered to put Neil gun down but
Jones had to stay on.
Barnes arrived w/ shield and helmet.
Went to Complainant.
She told him she wanted to move out.
She told him she signed the lease today.
Earlier on phone he said he 4
seconds for shooting himself in the head,
then said 30 seconds.
Said he had gun w/ him would end
up w/ a bullet in by end of day.
Suicide by Cop.
Put kids in basement.
Concerned about tying up radio.
Responded to Lt. ~~Fleer~~ advised that
Complainant said John is antigovernment and
would not give up until he got his way.
By cruiser beyond island of woods. Heard
gunshot and saw Jones and Rodney move
to left of house. Heard "shots fired" on radio.
Instructed by Lt. Focca to get cruiser
and use PA to call guy out.
Drove Kushner cruiser to front of house

Used cruiser as cover - announced there to help. Have ambulance.

Relieved by negotiator.

Back to day care provider - talked to daughters.

TAC arrived - breached door.

Talking to subject for 4 minutes.

Just here to talk. Here on domestic

Keep your hands where I can see him. Didn't want him to go inside and become a barricade.

Behind screen door - top screen, lower glass.

Partially concealed left arm by door. Difficult to see what he set down.

Neil draws weapon when guy says he has a gun.

Thought I had enough time to raise and fire - I had to too. Also knew that Jones had gun on him.

He was not coming outside.

Girlfriend had showed her semi auto rifle earlier that day.

None of us are safe @ 300 yards. Took cover behind engine block.

09-04-13

Review Anthony Quarto Recording (Hinson/Cochrane)

Arrived on scene pretty late into event.

Positioned w/ K-9 Riccio by island

I know my rights

@ one point told subject to move back he had video camera.

Lot of foliage

Heard gunshot - heard Torres and/or guy scream.

Saw smoke by where Torres was standing.

Dam Dis. - but en route to alarm.

Heard that guy had gun and Neil said he use it if he had to.

Heard suspect yelling back and forth with citizen by Fish + Foca.

Look like subject had his hands on his head - standing inside his door.

Subject wearing white shirt.

Quarto far away. Didn't know where gun was.

Not comfortable taking a shot from his distance from the subject.

Weapon holstered.

Two people screamed after shot.

(2)

Det: Adam Torres 09-04-13
CB Cold Case 1258 hours

John Carroll
Farrell, Flanagan

Had questions about article in paper when father was told gun was close to him.

Explained father was given ~~that~~ information because detective knew it to be fact @ that time.

Agreed to taped statement.

Stopped right outside neighborhood. Outside of view of residence.

Second officer arrived respond in together after 30 seconds.

Dont formulate a plan - didn't talk about. Just a regular dispatch. No discussion about call.

Two hand grip except when using radio.

Right hand on handle. fingers on barrell. Left on top of right

Every once in awhile I put my fingers on trigger.

When he jerked his hand down the first time I put my hand on trigger.

2 or 3 other times mostly when he moved his hands

Don't recall fingers on the trigger any other time.

Don't recall doing anything to trigger (ie taking slack out).

Fingers off trigger when his hands went back up.

No commands from Jones @ time of shot.

Not injured @ all during incident.

My arms were starting to hurt a little bit ~~the~~ for being out there for a long time.

Don't remember saying anything about wrist hurting or wrist actually hurting.

Statements to Barnes.
If he said ~~so~~ I said something about wife than I did.

Rodney I'm sorry about that.
I remember seeing Rodneys face like he couldn't believe. Try to calm him down. He was talking to the guy for a long time.
Not saying sorry about accidently shooting the guy. Absolutely justified.
Cant recall if finger is on trigger or on the barrell just before his hands move.

On phone w/ wife for few minutes.
On phone prior to being dispatched.
Terminate call when sitting outside neighborhood.
She was upset he had to go.
She stressed over school work, work, and staying home over kids 4 + 2 yrs
Had discussions w/ wife like this before and handled job. Hasn't had problem in the past.

Tell her I am going on call and hung up.
Tones somewhat upset when hung up.
Being upset didn't effect how handled call.
Its lingering but not my focus of call.
Lingering - just argued w/ her now have to go on call where others.
I have to handle call.
Didn't shoot Gen because angry w/ wife.
Shoot Gen because of threatening gesture.
Commented... just a thought that came
Can't believe I shot someone. Hoping the guy would come out and get help.
Thinking about Rodney.
Wanted to talk to wife. Wanted to her nothing in particular. This is what happened. Is she ok
Ask Cat if he could call
Call [redacted] wife
Call was call to call.

Flanagan talked about pain in arms.
Described fatigue in bicep area

Don't know where he put that gun down or if had another gun on him.
He stress of being for a long time and his hands jerking down

Explained memory and articulating and being comfortable telling officers what he recalls.
Carroll issue ~~that~~ Jones advised him wouldn't have drawn guns. - Carroll
He mentioned he had gun and thats why we drew our guns. Jones

Explained wanted to talk to wife about call as it pertains his state of mind @ time of shooting.

~~Wanted to consult w/ John Carroll~~
Carroll wanted to talk to Jones in private
Flanagan/Farrell out of room @ 1338 hours

Spoke to Jones again advised that talking to his wife was necessary to clarify the conversation he had with his wife on the phone enroute to the call. Determine whether or not it played a role in the event or not. With regards to state of mind.

Jones said that it definitely did not. ~~[illegible]~~ Not why he shot.

Jones doesn't see why detectives need to speak to her.

Took another break - Jones in large CIB conference room.

Jones met Carroll again. Then went upstairs to planned meeting w/ Major Kleire.

Farrell spoke to John Carroll. Carroll will call Farrell if arrangements can be made ~~wife~~ with wife.

09-04-13
1930 hours

Review of Dave Parker Recording (Bibeault/Cochrane)

Parker 741B
Kushner X700

Heard Neil on radio male involved had a gun and wasn't afraid to use it.
Respond lights and siren to call.
Neil said he was talking to subject thru screen door (radio)
Parked behind blue unmarked maybe Barnes car.
obtained rifle quietly to front of house, wanted to draw position.
Back right bumper of maroon bumper, which was parked head in.
Barnes fantastic job establishing reports.
Guy arms tired, want to hang on door.
He recognized Parker.
Barnes wanted him to come outside, he wouldn't.
Wanted PD to put
He said if he closed the door yet would be much worse for us because we

wouldn't know what he was doing.
Said he had a 357 in holster next to him. Gestured to left.
White t-Shirt, white shorts.
Said he was gonna scratch his nose and did. then put his hands back up.
Neil talked to comp.
Came back said had multiple guns
Barnes continued to ask him to come out.
If anyone comes in the back this going to escalate or get worse
Parker relayed that on radio.
I've got the upper hand now cuz I know my rights you cant come in here or be on my property if I close the door then I got food for weeks. Take you forever to get in here.
Going on as far as reports.
Continued to say he was gonna close the door and get water.
Sub; moved left hand off the sill of the ~~a~~ door. Heard a bang. Saw black mark just below sternum. He hollered.
He had access to long gun-run up

stair - ~~ran~~ Parker ran to car for better
cover from long gun.
Jones and Barnes to house
Jones shot
who the fuck shot? ~~[illegible]~~ Barnes
said Jones.
Complete surprise he ~~[illegible]~~ wasn't doing one
of these quick grabs - offensive movements
or anything.
Said he was going in to get a
glass of water.
May have been Kastner who said ~~[illegible]~~ Jones shot.
Parker asked why - don't remember if
anyone responded to why.
Still active event.
Bunch of stuff in front yard - wife moving out
I don't want to die - subject said it
several times.
Per reel on radio - wife thought
suicide by cop.
Wanted to get this resolved before kids
came home from school - subject - concerned
how it would look to neighbors.
Conflicting statements by subject w/
regards to his intent/actions.

Parker behind van
Parker gun still on safety.

Interview Review of St. Fish Recording (Bond Bullup)

Q station when Dom Vio call comes out.

Later heard mention of gun and guy will use it.

Responded to scene arrived just before Focca

Focca giving direction while enroute.

Guy in house w/ hands on head and has gun

Barnes communicating with guy. Guy had hands on top of door.

Has were always up when Fish saw him.

Barnes + Torres had good cover - containment.

Father arrived in truck. Focca spoke to father.

Friend arrived yelled down to John.

Heard shot - guy grabbed his side stumbled back inside + closed door.

09-05-13
1240 hours

Spoke to Eric Daniel @ DISC ref radio traffic.

All recordings relative to ~~[illegible]~~ Domestic/OIS plus other transmissions during event time are captured on CD.

Start times are different because recording picks up first transmission after event is entered.

09-05-13

Review John Lees Cellphone Report from Det. Baylis.

Notes on Lantern Report.

09-06-13

John Lees Phone Review

Need phone orders for.

[redacted] } Calls

[redacted] } Text messages

Text to Rodger Jolly @ 0730 hours indicates "ripped drunk" last night.

Text to Maura @ 1324 hours to continue conversation before she signs

Several calls to Maura over the next couple minutes. All less than a minute.

Call from Maura @ 1330 hours for 1 min 9 seconds.

Five calls to Mama starting @ 1331 hours to 1339 hours. Four calls less than a minute. Last call @ 1339 hours is four minutes.

@ 1342 hours missed call from Don - Anne Gees.

@ 1404 hours call from Jeff for 5 seconds.
@ 1414 hours call to Jeff for 8 minutes.
@ 1423 hours Call to Mama, 21 seconds
@ 1423 hours call to Mama, 7 minutes
@ 1425 hours missed call from [redacted]
@ 1437 hours text from Jeff. - Kids need place to sleep
@ 1438 hours call to Jeff for 2 minutes, 29 sec.
@ 1441 hours call to [redacted] for 38 seconds
@ 1459 hours call from Thad - missed
@ 1546 hours missed call from Thad.

Family Meeting 08-12-13
Geer Residence [redacted] 0930 hours

Don Geer
Ann Geer
Maura Harrington
Flanagan Farrell.

Farrell gave inventory of items taken from home.
Advised Kimber weapon still in police custody from DUI case.
Would like Kimber back. Farrell advised Maura to check w/ office & court to determine status of weapon.
Autopsy report will take 60-90 days.
Chief said it would take two months for Commonwealth to decide.
Asked about suitcase -
Maura said he threw suitcase downstairs.
Asked about screen
- screen from door.
Concern to get phone back
Can't say right now, important part of investigation.
No time soon.

Talked about getting number forwarded thru Maria's phone

You have no right to guns

We have information that he had long guns earlier in the day.

Anne wanted guns back to sell them.

Guns are kicking around in PD stations and being damaged.

Wanted to know if handgun in holster was loaded? Anne

Can't discuss facts of case @ this point.

Chief can't say you can't say, why are we doing these meetings? Anne

When patrol officers arrive do officers have recording devices.

Dept doesn't issue, some officers have their own - none did that day.

Canvassed neighborhood - still maybe a couple people but not aware of video of actual incident.

Anne wanted to know if shot came from one of three officers out first or from woods.

Shot from out front. Farrell.
Farrell advised investigation will take time.
Farrell ~~assistance~~ offered assistance as far as VSS service.
Who writes press release? Lots wrong. Wonder why they said I said he was was wrong. – Maura. Have to go read it. Farrell
Why did it take so long to get him out? Anne
Preservation of evidence. Farrell
We send his body in case even w/ embalming we know it was because of a lack of case
Wanted to know if bullet hit lung and if he suffered for a long time. Was going to call ME investigator to see if she could tell her. Knows from watching NCIS how bad autopsy's are and if hit lung he wouldn't have survived long.

Left residence @ 1000 hours.

Cat. Danielle Torres 29-13-12
Farrell's Vehicle. 0924 hours
Deakin Donats Pilot.

Danielle Torres
Adam doing good.
Nanny - works for different families @ their residences.
Nanny's + Tutors

Explained CAB role - investigation of criminal violations vs. IA administration rules/reg's.
Info is presented to CA
OK

Danielle Candice Torres
[redacted] (c) no (H) phone
Married 6 years
Zimbabwe (born)
Came to U.S. 2007
Studying forensic entymology, biotech

Met Adam thru work
Two kids, Chloe & McKenna 2.5 yo

Started records @ 0930 hours

Wife of Adam Jones
We were having disagreement about finances and care of children
We fold everyday.
We were talking general went to disagreement.
Wife called him
Balancing budget, enrolling 2nd child in school.
She needs time for school
Conversation led to disagreement
Usually 2-3 minutes
He said on his way to domestic.
I heard he said he was @ call.
We were in heated conversation and he had to go to work.
Continuous issue of ~~fran~~ finances
Didn't argue that morning.
Routine morning that day. Nothing unusual, No arguing.

Cant recall of talked before that call.

Always call him after roll call, unless dis busy.

Typically speak to him on phone during shift.

Normal conversation are far as arguing. she described it as a 25 out 5.

She was upset.

He was "work mode" level headed

You have to work will pick this up later.

Have been similar argument on phone before.

No cussing or swearing

No comment from Dolan about effecting job

He called and said id shot somebody and wanted her to know he would be unavailable.

Didnt mention argument

Checked on her clothes

Never said argument effected his w/ shooting.

He came home that night and went to bed.

He felt the man was reaching for his weapon so he shot him.

Didn't say he was angry w/ the man.

She doesn't feel the argument had anything to do w/ argument.

Best person under stress, never seen him loose control.

~~Tatt~~ Doesn't raise voice, she is more emotional she gets frustrated because he sits back and listens.

[redacted] call for Adam

Adam is talking to services that are available to him and she is aware that ~~they~~ are available to her also, but not necessary now.

OK to call her again if detectives have more questions

Completed @ 0948 hours

09-25-13
1100 hours

Review of Ben Kusher Interview (Bibeault/Bahore)

Cruiser to Cruiser w/ Parker @ time the call was ~~dispatched~~ updated on radio.

Guy had gun @ door and walking to use it, to shoot officers.

Used car as cover - changed from buck shot to slug.

D, standing @ front screen/glass door - behind door - varying degrees of agit.

D, was very agitated, confrontation to Barnes. Barnes trying to get him outside to speak w/ officers.

D, mentioned several times he had a gun.

Radio - multiple guns - possible suicide by cop.

D, said he had a gun real close - tucked to his left.

He had his hands up. Holding on to top of door.

Agitated, yelling and screaming, demanding to put guns down, ask you to get off property.

Threatening to go in and get onto.

Barnes said want to see you. Trying to.

get him to come out and sit on step.

Det. Ben Kushner 09-25-13
MB Cold Case 1505 hours

Farell / Flanagan

Read transcript of August 29 interview @ West Springfield District Station.

Explained role of CIB vs. IAB

Recorded @ 1522 hours

11 years of job
Station 7 days.
Nothing new to add to transcript.

Only information came from CAD + radio traffic briefing on scene.
Heard update on scene - don't recall any updates from officer face to face.
Took position of light cover - covering for officer in the yard.
He was very agitated - you no right to be here, I've done nothing wrong. I could go inside and there's nothing you could do about it.
Concerned about him going inside, had weapons, agitate, had a .357, girlfriend and

and perhaps had a long gun. Wouldn't know what he was going to do. Get a weapon or come out w/ weapon.

Can't hear everything he said but not

Didn't hear Jones speaking.

He was standing w/ hands up and twis fingers rolled over top.

He was getting more frustrated.

He said he was thirsty - Barnes offered water.

He was figgety. Moving around in doorway. Movement in threshold - maybe steps side to side.

Not darting side to side but clearly he was agitated.

Looking @ him @ the time of shooting.

His hands were between the top of the door and face area

Thinking we were about to loose him. He was gonna go back in house.

Rodney doing really good talking to him.

No interaction w/ Jones after shooting.

After shooting Kushner & Parker repositioned.

Flanagan questioning. Farrell taking notes.

Completed @ 1558 hours.

Det: Dave Parker 09/25/13
CAB / Cold Case 1559 hours

Farrell / Flanagan

Read transcript from August 29 interview

David Alan Parker
16 ~~yrs~~ years on job
PFC
West Springfield Days

Explained role of CAB v. IAB.
No questions.

Recorder started @ 1605 hours

Nothing new to add
Heard information over radio - Neil @ domestic said guy had gun and wasn't afraid to use it.
All info is from radio + CAD up to taking cover @ van.
Didn't hear Jones make any statements
Jones had gun drawn and pointed @ Glen the entire time

Nally saw Jones back-some
concern for crossfire if he went right
Geer was somewhat agitated towards
end
He was being arrogant and appeared
to be trying to control the situation.
Said police wouldn't know what he
was doing if he closed the door.
Friend of Geer yelled to him - Geer
yelled back @ him.
Concern Geer going back in house - guns
and long guns in house. Concerned also
because items thrown out in yard - more
than just arguing.
He didn't raise his voice.
Rapport may have slipped a little when
told him they had to handcuff him.
No other movement by Geer @ the
time of the shot other than already
stated hands.
Ducked after hearing shot. Kusher said
he has long guns in house. Parker felt
he was in bad spot, had to move for
safety.

Don't tell to Jones about the shot.

Saw black spot on shirt then heard bang of gun.

Barnes told Parker that Jones told him over & over that he was going. (when Parker took Jones' spot w/ Barnes).

Didn't hear Jones say anything @ time of shooting.

Completed @ 1620 hours. Recording

No questions to Parker but added...

Its not good. He killed that guy and he didn't need to.

I don't understand why he shot.

He was shifting but had been shifting.

Not a furtive movement but normal shifting

Rodney did an excellent job - thought it was moving toward violation.

If we drove away he still would have come out. Referring to him coming out.

Not heated between Gees + Jones
Gees said he knew me but wrote him a ticket.
Rodney was making some progress but he was making any concessions.
He did say something insulting to Jones but can't remember what it was.
He called Rodney "Rodney" Can't recall what he called Jones. Jones didn't respond.

Completed @ 1632 hours.

Det David Neil
CIB Cold Case

09-25-13
1638 hours

Farrell/Flanagan

Read transcript from August 29 interview - completed @ 1714 hours.

Explained role of CIB vs IAB.

David Neil
2.5 years on job
West Springfield Eves A

Started recorder @ 1714 hours.

Nothing new to add from reading transcript @ this time.
Jones stopped before cul-de-sac.
Neil honks horn and passes Jones.
Out of view of house
Unsure if he had already marked on scene on CAD.
Jones followed him in.
Neil's area
Couldn't see what he was doing in the car.

Don't talk to Torres once the on scene.

Guy walked away real quick.

Initially seemed to be just a domestic dispute.

Information is based on radio + CAD traffic - nothing relayed between Torres + Neil.

Demonstrated how Geer threw his hands up in the air when police arrived.

He faced and walked toward house

Asked him to stay outside + talk - "Nope not gonna do it."

Dog said guns in house

He was going to home of purpose

Concerned Neil.

Don't recall Torres saying anything to Geer.

Torres on radio talking about gun.

He kept his hands by head, defiant but not screaming.

Both Neil + Geer calm.

Had gun by side trying to keep him calm.

He comply - come outside.

Maybe he destroyed her property - but don't know what I have trying to talk to him.

He seemed upset @ our presence

Not a heated exchange

Saw Torres had gun on him but didn't really focus on Torres.

Guy was focused on her.

You guys put your guns away and all come outside.

Guy was upset w/ Torres - wanted to talk to me. Maybe because was my gun was by my side.

In contact, Torres is cover

Feel safe w/ gun by side w/ Torres covering. May have gone to low ready if no cover officer.

~~Offer~~ Offer to holster but he still would come outside.

He mentioned fear of being D.P.

Asked people, possibly girlfriend, to go inside to neighbor's house

Barnes speaking to Geer.

Calm tone

Spoke to complainant - broadcast on radio.

No face to face update to Barnes or Jones.

She didn't a suitcase. She said something about throwing a bed.

Don't recall her saying anything about him throwing ~~for~~ anything @ her or hitting her. Would have broadcast that on radio.

Gules didn't say anything about he hit by Gen.

@ time of shot behind cruiser talking to Joca

Can't see the shot.

No interaction w/ Jones after shot.

Lady said there was an assault rifle in house. Took cover.

Lt ? said to bring cruiser around for PA. Gave commands to come out.

Plainclothes guy took over PA.

Don't speak to Jones.

Thameson asking questions / Farrell taking notes.

Recorder stopped @ 1747 hours

Completed @ 1958 hours.

Lt. Chief ~~Roessler~~ Edwin Roessler 09-26-13
Chief's Office 1300 hours

Farrell / Flanagan

Responded to scene.
Went to station as role of chief.
Support to officers
- met w/ Peer Support? Check on officers
Barnes
Appeared to be pissed
depression by Chief that he wasn't
in agreement with the trigger pull.

With Jones in room @ station
With Peer Support
Cartoons on television
Don't think he knew I was chief
And clicks in hand upon want
to television. You want to watch something else
Assume of he was in shock.
Didn't seem right.
Chief in uniform
He seemed child-like
Counsel still en route to station
In the room 3-4 minutes.

0925B

Normal encounter in to check on welfare of officer.

Seemed disengaged from Chief.

Int: Capt. Joe Hill. 09-26-13
CIB Cold Case 1530 hours

Heard shots fired on radio & person ran back in house
Responded to scene, met w/ Ron Alonzo.
Moved CP back - Set up Unified Command.
More officers arrived able to relieve officers that were involved.
Brought Torres to CP.
Made sure Torres ok.
He seemed calm
Asked him if he needed to call his wife.
He used Capt. Hill phone to call wife. [redacted]
Lt. Thompson with Torres.
Called Torres back to CP by radio.
May have walked to CP w/ Quartro and Neil - not sure
Dave Kuhas may have been w/ Torres but not sure.
Didn't ask him any questions about

shootings.

Jones seemed professional calm collected

Contrasted by Barnes emotional & vocal.

On phone just a few minutes.

Public safety general observations

Asked the other officers about making phone calls

HINSON

AQ

① of 3

-HINSON

2013-2410240
OIS 2013-2410242

8/29/2013

DOM DIS E132412019 E132412211

S-1948
E-2016

[redacted]

1936 ONS START VEHICLE #4620

CANCELLED / + THEN TO SCENE

DISP DOMESTIC DISPUTE ⇒ ROUTED FROM ALARM CALL

OFFICER ANTHONY QUARTO - 10 MONTHS

- GUY W/ GUN

- OFC NEIL VOICED "GUY SAID USE IF HAVE TO"

- DIDN'T HAVE LONG WEAPON OUT.

- HANDGUN IN HOLSTER.

- SHOTGUN IN CRUISER.

731 B [redacted] #307649

ARRIVE W K907 (RICCIO)

- I HIT ON SCENE PARK BEHIND RICCIO SUBURBAN

BOTH WALK BEHIND TH'S OFC + PLAN TO ACCOMPANY HIM

- HANDS AS ACOMPAN K9 KUNSTER

OPPOSITE US ↳ RIGHT + BEHIND ISLAND

- THOUGHT TH W/ IED @ CALDERA LANDSCAPE

- HEARD SUSPECT YELLING BACK WITH ANOTHER CITZ (BY LT GSH + JOCA)

- SAW JOCA + HEARD SHOUTING

IED TH BUT BEHIND LANDSCAPE ISLAND.

- LEFT OF HOUSE BEHIND ISLAND THINK SUSPECT'S DAD

VO HAD NOT BEEN ON FOOT AND THINK SHOT.

SAW TORRES + BARNES = THROUGH CONCRETE

SCREEN LIKE CONCRETE, MOST THINGS UNCLEAR

25-50 YDS GOOD DISTANCE AWAY

BARNES/TORRES SCARE ZI SUSPECT

"I KNOW MY RIGHTS"

APPROX 5'8-9" M/F BUT UNSURE AGAIN AMER. SHORT DRESS HEAVY SET

CITZ OUT + TOLD RICCIO } → PROB TH BEHIND + LEFT OF ME; UNSURE UNIT.

↳ VIDEO CAMERA

↳ ADVISE INSIDE FOR SAFETY

BACK TO K907 @ TREES + HEARD GUNSHOT

↳ COULDN'T SEE DETAIL.

AFTER SCREAMING/YELL ?

SAW SMOKE NEAR WHERE TORRES STAND

THEN HE RAN LEFT + TOOK COVER TOGETHER.

BARNES RAN LEFT TO COVER W/ TORRES.

HEARD SUSP SCREAM + CALL BACK INTO DOOR.

↳ 2 PEOPLE

SAW SUBJECT W/ HANDS BEHIND HEAD + SAYING "RIGHTS....."

↳ BEHIND SCREEN DOOR

POSS WHITE SHIRT

- I DIDN'T KNOW WHERE GUN WAS.

- STAY IN DOORWAY I THINK, BUT I SCANNING AREA.

(2) OF 3 AQ

2

- HINSON

- RICCIO WENT TO FISH & JOCA
- I MOVED UP TO HIS SPOT & COULD SEE DOOR.
  - ↳ DOOR OPENS IN & I COULD SEE IF SUSP COMES OUT AGAIN.
- FEW HOUSES DOWN PARKER W/ RIFLE & HANDIES
- NEIL DROVE CRUISER IEO ISLAND & PA CALL OUT
- DISP CALL HOUSE & NO ANSWER
- BARNES HEAR NOISES INSIDE & YELL; UNSURE RADIO OR YELL
- ~~PA~~ HOST. NEG. ARRIVE & ON PA
- CMD POST SET UP & CMD THERE
- INVOLVED OFC'S SUMMONED TO COMMAND BUS.
- PARKER TOOK TORRES SPOT

1 GUNSHOT

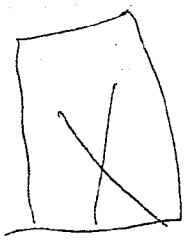
- ERIC HANDIES ALONE & EVENT SENT TO GET WIFE.
- NEIL & I EVENTUALLY MOVE UP. TO W/ PARKER BARNES ARE.
- NEIL LEFT & ME & HANDIES WAITING FOR SUSP TO COME OUT; WORK OUT PLAN IF ENGAGE.
- TAC CAME & WAVE US OFF; SAID STAY OUT OF VIEW(?)
- WE WENT BACK TO ISLAND ME, BARNES, NEIL, HANADIAS, & PARKER.
- TAC ASSUMED CONTROL
  - ↳ ROBOT
  - TRUCK
  - ENTRY
- ADVISED SUSP DOWN
- FOUND OUT LATER DEAD.

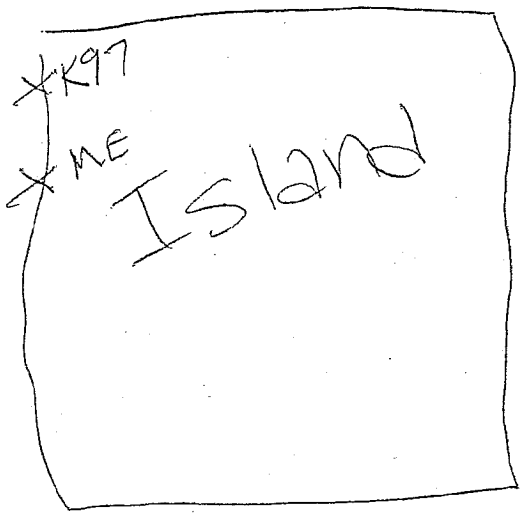
3 of 3 AQ

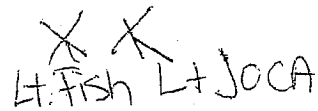
- HINSON

A. G. Quarto

8/29/13
INITIAL DEPLOYMENT
DET. J. HINSON







1 of 4

- HINSON

2013-241 0240

OIS 2013-241 0242

8/29/2013

S-2032

E-2110

OFFICER DAVID A. NEIL [redacted]

730C #

~~MARCH 2~~

2 YRS ON NOV 2013

CAR # 3321

MARKED CRUISER / FULL UNIFORM

LATELY MY AREA SINCE DONAHUE TO DV DET.

GWRT

TORRES SILV. UNMARKED

ARRIVE TOGETH

M & F TALK IN YARD

M DID HAND GEST LIKE NOT HAPPY TO SEE PD

M WALK TO DOOR W/ PURPOSE

- KNEW GUNS IN HOUSE OR ONSCENE

- ASKED TO STAY OUT HE REFUSED & WENT INSIDE & CLOSE SCREEN DOOR

- SAID I HAVE GUN IN LOWER BACK & MIGHT NEED TO DEFEND SELF AGAINST YOU.

"KNOW MY RIGHTS" "PRIV PROP" & IF OUTSIDE YOU'LL GET ME

REACH BEHIND BACK

BLK OBJECT & SAT BESIDE HIM UNK OBJECT

- I HAVE GUN DRAWN & @ SIDE

- TORRES @ G.POINT

- NEGO W/ HIM & HE WANTS OUR GUNS OUT

- BARNES SHIELD & HELMET. W/ TORRES

- JOCA DID ANYONE TALK TO COMPL.

- I HOLSTER & 2-3 DOORS DOWN & TALK TO G/F

- ADVISED SUBJ & HER TOGETHER 24 YRS & RECENT RELAPSE ON ALCHOL.

↳ G/F MOVING & SIGN LEASE ⇒ W/ 2 DAUGHTERS HIMSELF

- G/F SAID HE WAS 45 SEC - 30 SEC TO SHOT HEAD

2 of 4

- HINSON

G/F
- "HAD GUN" + "PROB HAVE HOLES IN HIM BY END DAY"
- IN HOME DAYCARE SO ~~#~~ I MOVED KIDS TO BASEMENT.
- JOCA (LT) SAID KEEP PEOPLE THERE.
- I GOT INFO FROM COMPL & EXIT LONG WAY
- ADVISE JOCA G/F SAID SUBJ ANTI GOVT & WOULDN'T STOP UNLESS GET WAY
- ISLAND W/ WOODS
  - HEARD GS & SAW TORRES/BARNES RUN TO SIDE HOUSE
  - JOCA ADV TO MOVE CRUISER (BEN KUSHNER'S MAYBE) & TURNED SIDEWAY TO HAVE ENG BLOCK COVER
  - GIVE SURROUND COMMANDS 9X & HOST NEG. COME & TAKE OVER.
  - STOOD IN WOODLINE W/ OFC QUARTO
  - JOCA TO ERIC HANADIES TO GET G/F } EH MOVE G/F
  - FISH TOLD ME TO HELP } I SPOKE TO DRUGGIES

CALM
AGREE NOT TO LEAVE { OLDEST SIT / YOUNGEST LAY STAIR
⇓
SO. COUNTY

- TAC ARRIVE & DID THEIR THING
  - TANK THING; PUSH DOOR OPEN
  - FIND GUY

LT BLASKA XPORT ME, PARKER, HANADIES, QUARTO TO STAT.

- SAW SUBJ OUTSIDE & INSIDE
- SCREEN 1/2 WAY UP & GLASS ⇒ SEE THROUGH

DN
3 OF 4
— HINSON

- SAID HAD GUN IN LOWER BACK
  ↳ I'M RIGHT + TORRES LEFT — 6-8"
    ↳ HIS LEFT ARM + OBJECT PARTIALLY OBSCURED + APPEARED

SAT IT ON FLOOR
  ↳ HE ALMOST AGAINST SCREEN + REACH DOWN HIS TO LEFT
- I TOLD TO KEEP HANDS WHERE I SEE

- MY GUN OUT AFTER HE ANNOUNCE HIS GUN
  ↳ TORRES GOES GP
- I CONFIDENT IN ABILITY TO SHOOT IF THREAT
  ↳ TRY TALK DOWN + KNEW PEOPLE COMING
    ↳ BARNES HOST. NEG TRAINING
  ↳ IT WAS DOMESTIC + WANTED TO TALK HIM DOWN.
- I WAS NERVOUS WHEN HE RAPIDLY WALKED TO DOOR + THEN ~~[illegible]~~ WHEN HE SAID ABOUT GUN.
- SUBJ REFUSED TO COME OUT

HEARD SHOT + LOOK UP
  ↳ RODNEY / TORRES RETREAT LEFT SIDE HOUSE.
- SUBJ BACK UP + DOOR CLOSE.
- SHOTS FIRED + I TOOK COVER.

SHOT 1X
- G/F TOLD ME SUBJ SHOWED HER SEMI AUTO RIFLE
  ↳ KNOW NOT SAFE @ 300 YDS
- COVER BEHIND ENGINE BLOCK OF CRUISER I MOVED.
- BARNES HEARD NOISES INSIDE.

B4 MOVING CAR
- I WANT TO CAD + PUT IN HIS T# + CELL IN CASE. NAME, DOB, PHONE #, OL #.

DN
4 OF 4
— HINSON

— JOCA TOLD ME TO LOOK I/LEAPS FOR PRIORS.

— ~~MOVED CAR~~
— HOST NEG. TOOK OVER PA

— JOCA JOIN ME, PARKER, BARNES, HANDLES, QUARTO
BEHIND COVER
↳ JOCA DIRECT SINGLE FILE TO COMP BUS
& ADVISE WHO I WAS & THEY BROUGHT US
HERE AFTER STOP 7-11 FOR FOOD.
— DIRECTED TO NOT ~~DIDN'T~~ TALK.

— DIDN'T SEE GUN IF LOWER BACK
— WHITE SHIRT UNSURE PANTS.

MY AREA

DEAMEANOR?

G/F SAID 3 HAND GUNS, SHOT GUN, SEMI AUTO RIFLE

— ↳ VOICED OVER RADIO

— WOULDN'T EVEN ACKNOWLEDGE US AFTER SEEING US
↳ BRISK WALK TO DO
↳ UNSURE IF GUN BEHIND DOOR
↳ I HAD NO COVER; SITTING DUCK.

1 of 3

- HINSON

VEHICLE #5391

2013-2410240 DOM DIS
2013-2410242 OIS

8/29/13
S-2123
E-2144

MPO MICHAEL RICCIO FULL UNIFORM + PATCH BALLCAP

K907 + K910 - SHARE COUNTY VIA
↳ PFC "KYLE" MATHEW KUNSTEL → TRANSITION TO SWAT GEAR POST SHOOTING.
↳

SELF. INIT. AFTER LUNCH @ SPARTANS

PREV. CALLOUT WITH ROBBERY + LATE LUNCH

- BELIEVE LT JOCA ASKED FOR SHIELD + BOTH RESPOND.

- LISTEN RADIO - 1 OFC W/RAPPORT W/SUSP. THROUGH SCREEN
  - SUSP THREATS VIOL. + WEAPON CLOSE
  ↳ W/COVER OFC

731 CORB - SAID GOING BEHIND FOR PERI.

- I GOT ON RADIO + ADVISE HOLD FOR K9 FOR REAR

- 731 PEEBLE BROOK + UNSURE SIDE → HE ADVISE RT

- ONS + BRIEF UP W/ K910
  ↳ PLAN TO KEEP DOGS OUTSIDE

KYLE KUNSTEL RIGHT BEHIND TH' + I LEFT BEHINDS

- CUL DESAC W/ COME OUT TOP LEFT OF SQUARE AREA @ END

- I JOIN QUARTO

- ADVISE JOCA + FISH ~~&~~ WE SET

- I SET ON LEFT ISLAND COVER + CONCEAL DOG.

- SUBJ IN DOOR WAY TAN SHORT SLEEVE SHIRTS + SHIRT
  ↳ DOOR OPEN R TO L

MY RESPON IF TOWARDS ME OR
DOOR PART OPEN + LOOKED LIKE HANDS ON DOOR JAMB/CAM
OFC ENGAGE + I OFC @ GUNPOINT
OTHER COVER OFFICER

- SAW DOOR MOVEMENT + HEARD SHOT; UNSURE IF FROM IN OR OUT

- 2 OFFICERS 1 FOTH TO COVER

MR
2 of 3
- HINSON

- RADIO TRAFFIC HEAVY
- QUANTO STAY & I GO TO JOCA & TALK TACTICS TO APPROACH
- K910 STILL BEHIND HOUSE.
- ONCE SCENE STABIL I GO TO MY CAR & PUT DOG INSIDE & MOVE DOWN TO SCENE
- GOT KEYS KYLE KUNSTEL & MOVE HIS DOWN KOMAC - DOG
  30 MIN SHIFTS TO REST DOG.
- HELD POSITION IN WOODS BEHIND HOME 8° CLOCK UNTIL TAC MADE ENTRY. OFFICERS W/ PISTOL & SHOTGUN.
- INIT. W/ JUST DOG SIDEARM.
- NEVER UNHOLSTER WEAPON TODAY

- I COULDN'T SEE FACE, ARM UP ⇒ SAW CHEST DOWN & PART LEGS BECAUSE OF FOILAGE.
- APPEARED SWAYING IN DOOR DURING TALK
- HANDS UP & SWAY BACK & FORTH
- DOOR APPEARED 1½ TO 2 FT OPEN.
- I WAS LOOKING FOR SUBJ POINTS/AVENUES ESCAPE & MINDING DOG WHILE WATCHING DOOR,
- 50 YDS AWAY.
- UNSURE WHO SHOT; OFC OR SUBJ.

RADIO TRAFFIC WAS TIED UP INIT. & UNSURE EXACT WHAT HAPPENED / STATUS POST GUNSHOT.
- RADIO GUNS IN HOUSE, GUN CLOSE & WOULD USE IT IF OFC'S APPROACH BACK.

MR

3 of 3

- HINSON

- THIS LEAD US TO RESPOND IN FIRST PLACE

8/29/13 NOTES POST INTERVIEW

- HINSON

2013-2410240 DOM DIS
2013-2410242 OIS

SUBJECTS

~~COMPL DAD~~ → JEFFREY STEWART | BOBBY - N/A

FRIEND & FORMER RESIDENT OF AREA

[redacted]

CELL [redacted]

FARRELL & CARA GETTING CONSENT (TRYING) FROM COMPL.

COMPL?

G/F - MAURA HARRINGTON

2013-2410240 DOM DIS
2013-2410242 OIS

-HINSON
8/29/13

2346 - FARRELL ADVISED LIMITED WRITTEN CONSENT
↳ TO OIS
- WATCH FOR CAT

30
8/[illegible]/13 CONSENT BEGIN INITIAL LATER

IN
0000 HRS CSS - SMITH DET E. STALLINGS
- SHARP
- SZUMINSKI
- LT. LONGERBEAM

LT. B. HOLLAND
LT. M. OWENS
DET. C. GRIFFITH
DET. J. FARRELL
DET. C. FLANAGAN
INV.
ME: BRIDGET + ASSIST
2X METRO FUNERAL

OUT
0330 HRS END SHIFT

Police Involved Shooting
Case 2013-2410242

Lt. Paul Thompson
Assistant Commander
Major Crimes Division

On 08-29-2013 I responded to 7907 Pebble Brook Court in reference to an officer involved shooting. Upon reaching the scene I coordinated immediately with Captain Joseph R. Hill (Commander - West Springfield District Station). This contact occurred in the cul-de-sac at the top of a grade away from the involved residence. At that time I learned that PFC Adam D. Torres had been identified as a DIRECTLY involved officer and that there were potentially two to three other police officer witnesses. One of those officers was identified as PFC Rodney M. Barnes. I was also informed at that time that the suspect who had been shot had barricaded himself inside of his residence (townhouse) and the previously mentioned officers were still part of the active perimeter.

Captain Hill and I discussed this issue and agreed that the involved officers should be removed from the perimeter as soon as they could be replaced with supporting officers and/or responding SWAT officers. This occurred rather quickly and I was soon placed in contact with PFC Torres. I then identified myself and position to him. At that time I noticed that he was in full patrol uniform and that his service weapon was secured in his holster on his right side. The weapon had been de-cocked. When asked, PFC Torres confirmed that he had discharged his weapon and said he had fired one round at the suspect. He also informed me that no other officers had discharged their weapons in his presence. PFC Torres was not noticeably upset at this time nor was he exhibiting any signs of anger or irrationality.

I then directed PFC Torres to leave his service weapon secured in his holster (as is) and to not manipulate it further. He was then instructed to remain on the scene pending the outcome of the barricade situation as he was still a source of information to arriving SWAT personnel. I also briefly explained to him that peer support personnel would be on scene shortly and that they would tend to his needs (per SOP). (This occurred shortly thereafter). I also briefly explained that he would be transported to the West Springfield District Station as soon as possible.

PFC Torres did request to make a phone call to his wife and when asked why he stated that he wanted to tell her he was all right in case she saw the incident on the news. Captain Hill and I conferred on the matter and agreed that he should be allowed to make the phone call. PFC Torres did so and spoke with his wife at length on his cell phone. At one point during the call I asked PFC Torres what they were discussing as I did not want him to discuss the incident with her. He simply stated he was not discussing the case and that he merely wanted to hear her voice. While I was not present with PFC Torres during this entire conversation due to other matters that needed my attention, he was not left alone as peer support personnel had arrived and

were assigned to him. 2LT Jayson Carson attended to this matter in the appropriate fashion.

I did observe PFC Torres being debriefed by hostage/barricade/negotiator personnel (Second Lieutenant Lance Schaible) during this time period.

After what I thought was a brief period of time I learned that SWAT had made entry into the involved residence and determined that the suspect who had been shot was deceased. This information was relayed to me by Captain Hill.

I made contact with PFC Barnes in the cul-de-sac shortly thereafter and noted that he was already with peer support personnel. PFC Barnes was visibly agitated and perspiring. He exclaimed at one point, "I was just talking to him when he was shot." Due to his agitated state I did not question PFC Barnes further regarding the incident and ensured that arrangements were being made to transport him to the West Springfield District Station.

I then remained on scene after both officers were transported coordinating further investigative responses by Major Crimes Division personnel. Eventually I responded to the station and continued coordinating efforts at that location as well.

Pebble Brook Court Addresses Left to Canvass

[redacted] possibly vacant

need Arabic interpreter

[redacted] possibly vacant

~~residence not on main circle but female usually walks dog in the area (not home during canvass)~~

NEIL – Pirnat – Hinson – Cochrane

730C

Car 3321

I responded to scene – Torres – waiting down street from location – I honked at him

Observed male and female in front yard

Male made gesture like oh great cops are here

Male walked right to the door with a purpose

I knew guns were possible present

I was uncomfortable

Sir can you stay outise

Nope not gonna do it

We need to talk to you

I have a gun

Where

Lower back

I might need a gun to defend myself from you guys

I have a right

I know my rights

I am not stepping outside because I will be drunk in public

Reached behind back had something black and placed it down – unsure if weapon

I had gun drawn to side

Torres at gun point

He said but guns away and we will talk I said I'd put mine away

Barnes came on scene with shield

I told Torres I'd talk to complainant

Got info from compl

She advised that she wanted to leave – stop drinking for awhile – she said that she was moving out – wanted to talk to about lease – throwing stuff out – moving out with daughters – any suicidal statements – she said today he said he was 45 seconds from shooting self in head – he said he had gun and would end up with bullet in his self – I took all the kids to basement – LT told me to keep people in house – interviewed girl – I walked outside and met with JOCA and advised that the subject was anti government and would not give up until he got his way.

I was outside near island of woods – using cover – Fish pulled everyohne back to command post

Heard shots fired on radio

I was told to take cruiser to front of house and drove it around – I wanted PA directed towards house and asked him to come out – said we are there to help you – negotiatior took over

JOCA told Hanidias to get girlfriend – me Erit around back – talked to girlfriend and daughters

TAC arrived and did there thing and brought tank thing down with pole –

When I first pulled up he was next to girlfriend – went inside and stood in door frame – "keep hands up" I didn't want a barricade – I didn't want him to close door.

Behind a screen door. Screen half – glass half. Could see through the door well.

HE said I have a gun. Where? Lower back.

I don't recall if it was before or after he removed object.

I was to right and doorframe partially obscured. I saw something black.

He appeared to set it down on the floor – kneeled down – it was black and 8 inches long.

He was up against the screen – and kneeled down. He had both hands up.

I kept telling him keep your hands where I can see them.

Compl was girlfriend –

My gun came out when he said I have a gun

Why do you need a gun – I might need to defend myself – I had gun to side – I was trying to distract him – I was trying to talk him down – I knew Rodney was on the way – I let Rodney take over – I wanted to keep things calm – I know domestics are dangerous

Sir please stay outside – I felt something wasn't right – I didn't point at him because Torres was pointing... I f I holster my gun will you walk out with hands up – he refused – he was not coming out for me...

I just heard shot – looked up at house – Rodney and torres were retreating – I saw the subj behind the screen – saw shirt back up and door close. Shots fired and I was getting cover.

Woman said he showed rifle and said it was semi automatic – I knew we weren't safe at 300 yards.

I went down to a knee and hid behind engine block

I put his info in CAD so it would all be there and then drove car around – JOCA told me to see if he had any priors.

He knew we were police – I was in marked car – brisk walk straight to the door... I didn't know if he had a gun behind door... I had no cover ..

HE had his hands up and I figured I could shoot him before he could shoot me.

I felt like a sitting duck. It was happening so fast – so I held my ground in confidence in my ability to shoot.

CAD map showed where house should be. Motioned like "great police are here"

Sir can you stay outside for me. He said nope not gonna do it.

Once he said he had a gun – I asked family to go in. I didn't want them out there. I did best I could based on the situation. Figured I would mediate the call – I was planning it out before I got there.

It went to hell quick. Trying to relay information. I knew he made suicidal threats.... Thinking about TDO/ECO. I was trying to get that info out.

I know you want paper to get in the house.

Nolan Welle

[redacted]

We never talked that day - he was kitchen designer for our house

He called at some point in the afternoon – we were down in Williamsburg

No one was on the other end of the call – nobody hung up – quiet on the other end.

Did not talk that day to him.

Contractor called a couple days later and told me what happened

Knew him through work – he is a cabinent designer

Had come over a few times with Mark my general contractor

Contractor used him and had used him in the past

He talked a lot about his daughters – one was active in softball – trying to figure out college

He was on the road a lot with daughter – hard time reaching him

Less than 5 meetings

Mark Leon's number #[redacted]

OFFICERS INVOLVED WITH JOHN GEER CASE:

JOHN FARRELL

CHRISTOPHER FLANAGAN

JERMEY HINSON

CARA GRIFFITH

BRYAN HOLLAND

JAMES SMITH

SUSAN SHARP

WILLIAM SZUMINSKI

ADAM TORRES

RONDEY BARNES

DAVID NEIL

DAVID KRULL

BENAJMIN KUSHNER

DAVID PARKER

MICHAEL RICCIO

D. LIGENFELTER

M. DANNEMAN

MATT OWENS

CARTER LONGERBEAM

PAUL THOMPSON

K. HORAN

SHAWN BARRETT

ERIC DEANE

WHITE

E. STALLINGS

J. KELLAM

ROBERT BOND

FRED CHAMBERS

DAVENPORT

ELTRINGHAM

JOESPH HILL

RANDAZZO

CAUDLEL

G.L. HAUGH

GUN LEE

COLONEL EDWIN ROESSLER

KUNSTEL

RON MANZO

ERIT HANIDIAS

FISH

QUARTO

JOCA

RYAN ROWSON

J. SORRENTINO

L. SCHIABLE

THOMAS EGGERS

LANCE GUCKENBERGER

DANIEL BIBEAULT

CHANTAL COCHRANE

EUGENE KIM

COLIN SMIT

BLAKE ALLBRITTON

SEAN BRODERICK

STEWART NOTES:

Talked to him this morning – planned on golfing

Spoke to him on phone – spoke to him at door when police arrived

Called at 1 – said he'd call back

He called back around 2 – said he threw Maura's stuff out

Talked on phone – tried to get him to be peaceful

Said he'd come over and help move stuff back in

HE said let me think 5 minutes

He said police were there

He said if the police come in the house I am going to shoot them

Next time you hear about me I might have a bullet in my chest

I offered to take maura's stuff and take it to dads

If police come in I am shooting them

I told him not to get any guns out

Maura said he was carrying gun

I called his Dad

Maura said police were there with guns out and John was in door.

He told me to shut up and that he wasn't coming out

He was in doorway with hands on top of storm door – door partially opened

Police talking to him 15 minutes

Slowly started sliding his hands down the screen door. Halfway down the door. They fired one shot.

He grabbed himself with right hand – turned and spun – yelled oh shit. Closed door with left hand.

He is a hot head. They've had verbal abuse for years.

He drinks and does irrational things at time.

He called and said we've been talking about her leaving for a month.

I told him to be bigger man and put stuff back in the house. He said this is the problem "Ihavent been bigger man"

He said he just found out about her signing lease.

He has had a falling out with his parents – they removed him from will. There have been things that have crushed him.

We are close friends. He's at odds with his Mom.

Lot of stuff going on lately.

My kids have seen me be uglier thatn ever today.

I think it s beyond that now – the police are here.

Police have guns – and John is in door per Maura.

I wonder if this could've been defused or if he wanted suicide by police

80 -100 yards

Assume officer by trees shot him – had most direct line of fire.

Heard one shot

He's at front door – hands on top of storm

Didn't hear any commands at time of shot

They were talking prior to – could see words but couldn't hear voices.

4 officers with guns drawn – I never spoke with them

They let me try and talk to him from where they stopped me.

"John what are you doing – this isn't the way to end this – lets resolve this – come out and talk to the officers" Shut up.

Officers told me to be quiet

I told officers that he has multiple guns

Maura said he was walking around with one.

I called him and told him to put gun down- we are beyond that now – goodbye

Hand were on top and as if he was getting tired of holding them – started sliding down – chestish level – pow – turned and closed door with left hand.

He spun and shut entrance door

Yelled shit – hunched over - grabbed side

John drinks daily – captain morgan and coke – scotch – functioning alcoholic – more belligerent when drunk – going on for years

Years ago he would smoke pot once in awhile – no meds – no medical problems Jeff knew of

Wasnt very open to friends - no psychiatric issues.

Never involved in any traumatic incident

Not military

No one else from 'hood was out

I was staring at him when shot was fired – I didn't want to see it end with things getting shot

He was in door with hands up – but he must have had his mind made up that he wasn't coming out

I am pissed at him and glad no one else is hurt.

Maura said she shouldn't have called police

He had a lot going for him.

They're fearing for their life – they are gonna shoot him.

15 minutes from arrival to shooting.

They told me not to talk to him anymore after he told me to show up.

This roads been being paved for a long time – this is the day he drove down it.

The police being called is not the reason John is dead.

He wasn't being reasonable.

Jeff Stewart[redacted]

Clear view of his body/unobstructed

Very slow movement – it all happened kinda quickly – he was starting to relax his hands… he didn't jerk like he was going for something.

Didn't notice any glare – I don't know if they would have had any glare

Noticeably bent over - I realized it wasn't going well.

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M. HARRINGTON (girlfriend)

D. GEER (father)

A. TORRES (Involved officer)

J. STEWART (friend of decedent)

R. BARNES (officer – negotiator)

D. NEIL (officer – 1st responder)

KUSHNER (cover officer)

HAYLEA GEER (daughter of decedent)

D. PARKER (cover officer)

KUNSTEL (officer rear containment)

MANZO (supervisory officer)

LINGENFELTER (officer rear containment)

HANIDIAS (officer rear containment)

FISH (supervisory officer)

QUARTO (officer perimeter)

JOCA (supervisory officer)

ESHELMAN (citizen witness)

D. TORRES (wife of A. Torres)

SCENE PICTURES

NBC BROADCAST

PICTURES FROM ESHLEMAN's PHONE

JP FARRELL 9/19/2013

October 29, 2013

TABLE OF CONTENTS:

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RADIO TRACK 4

RADIO TRACK 5

RADIO TRACK 3 (SHOTS FIRED)

LYDIA GIFFORD (neighbor)

REPORT – (missing supplements from crime scene, hinson, paul Thompson)

TIMELINE

CHUCK PETERS interview

FARRELL NOTES

LAB FILE

VCCPA COMPLAINT

COMPUTER FORENSICS

HINSON NOTES

PORPERTY INFO

OFFICER NOTES 1/2

OFFICER NOTES 2/2

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GEER PHONE CONTACTS

MEDRANO

BAYLISS FILE

GEER TEXTS

GRIFFITH NOTES

TAC AFTER ACTION REPORT

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RADIO TRACK 3 (SHOTS FIRED)

LYDIA GIFFORD (neighbor)

The following is a timeline of events regarding the investigation into the death of John Geer:

On January 15, 2014 I called Officer Torres and advised him that an announcement would be made regarding another officer involved shooting that occurred after the one he was involved in. I advised him that the officers involved in that case had been cleared.

On January 15, 2014 Detective Flanagan advised me that he had spoken with Commonwealth Attorney Ray Morrogh. Mr. Morrogh advised Detective Flanagan that he was planning on having the case reviewed federally. and that he advised him that he w – Meet with in person and advise Torres that it appears that the case will end up being reviewed federally

1/31/14 – Meet with Torres and explain that the case had been TOT'd to the Feds and that an unrelated press story is in the works according to inquiries received by pio.

1/31/2014 - Meet with Ray Morrogh. He advised me that on 1/30 case file was tot'd to Dept of Justice. Not sure who will investigate but believes maybe FBI. Directed by the Department not to advise the Geer family over my objections.

2/3/2014 – sick and on leave. I learn from Flanagan that I am authorized to update the family

2/4/2014

Call Maura Harrington. Advised her that the case would be reviewed federally.

Called Geer's. On speaker phone with the Geer family. Explained Mr. Morrogh's decision to have the case reviewed federally. Explained that I did not know who would be assigned to work case federally. Geer accused Department of erasing video. Did not discuss specifics of case.

2/5/2014

Meet with Ray Morrogh – advise him of family's desire to meet. Will consult with Ray Morrogh.

Call from [redacted] - called back @ 1629 hours

Mike Lieberman – Kelly Hauck [redacted]

2/7/2013

Spoke with Ann Geer on phone and advised her still no update from US Attorney's office

2/10

Met with Matt Owens provided him with Geer timelines and recording from Chuck Peters Interview.

2/21 – spoke with attorney – told them no update

2/27 – Call Maura – left message at 1439. Call Geer's father – he asked that I call back.

4/2 – Meet with FBI agent [redacted] and [redacted]

4/8 – Meet with AUSA [redacted] to check case file. Provided with missing documentation. Need to provide point of view/scene pictures.

4/15 – Torres asks to meet requests case status – told him case was under review and that no further updates were available at this time.

The purpose of this supplement is to provide a timeline of the investigation into John Geer's death since the last supplement which outlined the police investigation from the initial assignment through December 3, 2013.

On December 4th, 2013 Detective Flanagan and I met with Commonwealth Attorney Ray Morrogh. I provided Mr. Morrogh with a copy of the police report, a time line, and the transcript of the interview with Assistant Commonwealth Attorney Charles Peters. During the meeting with Mr. Morrogh he indicated that he was in need of Officer Torres internal affairs file for his investigation.

I notified Lt. Holland who spoke with Captain Gun Lee regarding the issue. Around 1400 hours Chief of Police Colonel Roessler met with Detective Flanagan, Lt. Holland, Captain Lee, and I. Colonel Roessler indicated [redacted]

On December 4, 2013 I was provided a synopsis regarding 1st Lieutenant Paul Thompson's involvement in the case.

On December 11, 2013 I proved IA Lt. Matt Owens with a list of officers involved in the investigation.

On December 16, 2013 Crime Analyst Kara White provided me with a timeline regarding the investigation.

On December 23, 2013 I received [redacted] from County Attorney [redacted].

On January 15, 2014 I met with Officer Adam Torres to advise him that officers involved in an unrelated police shooting had been cleared. I advised him that his case was still be reviewed and that no determination had been made regarding his actions.

On January 17, 2014 I met with Officer Adam Torres and advised him that his case was being referred to federal law enforcement for further review. I told him that I did not know exactly who would be reviewing the case.

On January 31, 2014 I met with the Commonwealth Attorney Ray Morrogh. He advised me that the case had been turned over to the Department of Justice. I advised my chain of command. Officer Torres was advised that the case was formally turned over to the Department of Justice.

On February 4, 2014 I advised the family of John Geer that the case was being reviewed federally. I explained to them that the investigation would focus on the actions of the officer and the subsequent investigation.

On February 5, 2014 I received a phone call from Mike Liberman. Mr. Liberman advised me that he was representing the Geer family and wanted to speak about the investigation. I referred him to the Commonwealth Attorney's Office. I advised Ray Morrogh of the phone call.

On February 6, 2014 an internal email was sent from the Chief of Police Edwin Roesseler advising the department of the Commonwealth Attorney's Office request for federal assistance.

On February 7, 2014 I spoke with Ann Geer and updated her that I still did not have a federal point of contact.

On February 10, 2014 I met with IA LT. Matt Owend and provided him with additional documentation.

On February 21, 2014 I spoke with an attorney from the Geer family and advised them that I still did not have an update.

On February 27, 2014 I spoke with Mr. Don Geer regarding the investigation.

On March 4, 2014 I interviewed Tac Team Officer Anthony Depoto reference the post shooting response. (A copy of the transcript is included in the case file.)

On March 4, 2014 I interviewed Tac Team Officer Jey Phillips reference the post shooting response. (A copy of the transcript is included in the case file.)

On March 4, 2014 I interviewed Tac Team Officer Lee Northrup reference the post shooting response. (A copy of the transcript is included in the case file.)

On March 6, 2014 I interviewed Tac Team Officer Lance Guckenberger reference the post shooting response. (A copy of the transcript is included in the case file.)

On March 13, 2014 I met with IA investigators Matt Owens and Todd Billeb regarding the investigation.

On March 21, 2014 Commonwealth Attorney Ray Morrogh called Ann Geer to speak with her regarding the case status.

On March 27, 2014 I interviewed Tac Team Officer Walter Fasci reference the post shooting response. (A copy of the transcript is included in the case file.)

On April 2, 2014 I met with FBI Special Agents [redacted] and [redacted] at the FBI Manassas Headquarters in order to brief them on my investigation.

On April 8, 2014 I met with AUSA [redacted] in order to brief him on my investigation.

On April 15, 2014 I met with Officer Adam Torres per his request. I updated him on the case status and advised him that I had met with the individuals who were reviewing the investigation.

On April 17, 2014 I interviewed Tac Team Officer Steven Carroll reference the post shooting response. (A copy of the transcript is included in the case file.)

On April 18, 2014 [redacted] directed me to contact Officer Barnes, Neil, Kushner and Parker to arrange interviews. I subsequently contacted the officers.

On April 18, 2014 I interviewed MPO Paul Dehaven the Tac Team Medic reference the post shooting response. (A copy of the transcript is included in the case file.)

On April 23, 2014 MPO Carroll provided me a copy of the TAC team after action report. I forwarded it to [redacted]

On April 23, 2014 I interviewed Tac Team Sgt. Peter Massaro reference the post shooting response. (A copy of the transcript is included in the case file.)

On April 29, 2014 I forwarded Special Agent [redacted] a copy of the Fairfax County Police Department Use of Force General Order.

On May 2, 2014 I forwarded a copy of the Standard Operating Procedures manual to [redacted] and Special Agent [redacted] I contacted Lt. Bauer, Lt. Joca, and Lt. Fish in order to schedule interviews with the US Attorney's Office.

On May 12, 2014 I provided [redacted] from the County Attorney's Office [redacted]

On May 15, 2014 Lt. Fish responded to CIB to review the transcript of his interview.

On May 21, 2014 Lt. Joca and Captain Manzo responded to CIB to review their transcripts.

On June 13, 2014 I met with Lt. Justin Palenscar to review the documents pertaining to the case that [redacted]

On June 17, 2014 I met with Lt. Justin Palenscar and took custody of documents [redacted].

On June 17, 2014 I met with Special Agent [redacted] at the Fairfax County Criminal Justice Academy in order to review Officer Torres's training file.

On June 24, 2014 I provided [redacted] from the US Attorney's Office with the documentation [redacted]

On September 17, 2014 I was advised by Officer Torres that a suspicious person had arrived at his home. Detective Fortiz from the Intelligence Unit was able to identify the man as [redacted] and confirm that his intentions were to sell a filtration unit and that they were not connected to Officer Torres's involvement in the officer involved shooting. Officer Torres's address has been entered into the location of interest file for the jurisdiction in which he resides.

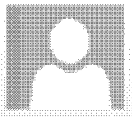
To Ray Morrogh on 12/4/2013

REPORT – (missing supplements from crime scene, hinson, paul Thompson)

TIMELINE

CHUCK PETERS interview

Torres, Adam D.



Torres, Adam D.
Available - Video Capable

Only Fairfax County Government employees or representatives may use this information technology resource. Use constitutes consent to monitoring of system acti
may result in disciplinary action or criminal prosecution.

Thursday, November 14, 2013

Torres, Adam D.	are you available?
Farrell, John	Sure - you want to come up here?

Last message received on 11/14/2013 at 10:43 AM.

Employee [View]

Agency: FCPD Dept EIN: 301888

Last: TORRES First: ADAM Middle: D Suffix:

Wk phone: ([redacted] Ext. [redacted] Mobile: ( ) -

Hm phone: ([redacted] Pager: ( ) -

Ir. Connect: TeleStaff:

Address: [redacted]

City: [redacted] State: [redacted] Zip: [redacted]

Origin: 2000 Squad/unit: 2333

Bureau: 2300 Division: 2330

Contact: [redacted] Relation:

Address: [redacted] Medical alert:

Work phone: ([redacted] Ext.

Home phone: ([redacted]

Next | Reset | Option | View | Exit Srch

Name Photograph

[redacted]

New Case # 2012-0800221 Kidd, Mark

New Case # 2012-0450005 Norton, Paul

On Thursday August 29, 2013 I was at home when I received a message around 1545 hours alerting me to the fact that an officer involved shooting had occurred. I responded to 7907 Pebble Brook Court arriving on scene at 1658 hours. I parked well away from the scene due to the amount of police personnel and equipment on scene. I noted that the weather was warm and it was sunny. (According to the US DEPARMENT OF COMMERCE – NATIONAL CLIMATIC DATA CENTER the high temperature that day was 72 degrees.)

When I arrived on scene I was directed by 2nd LT. Bryan Holland to assume investigative responsibility for the investigation. I noted that the scene appeared well preserved and that inner and outer perimeters were taped off. I did not initially enter the scene.

I was advised that the following officers were involved in the incident:

Officer Adam Torres
Officer David Neal
Officer David Parker
Officer Rodney Barnes
Officer Erit Hanidias
Officer Anthony Quarto
Captain Ron Manzo
Officer Riccio
Lt. Fish
Lt. Joca

I learned that the individual who had been shot by the responding officers had been identified as JOHN GEER and that the decedent's father, DON GEER and the decedent's live-in girlfriend MAURA HARRINGTON were on scene. John Geer and Maura Harrington's two children were also present and at a neighbor's residence.

I directed Detective Flanagan to interview Don Geer and notify him that John Geer had passed. I interviewed Maura Harrington.

At 1723 hours I interviewed Maura Harrington in an unmarked police vehicle parked in the cul de sac.

Maura Harrington
W/F [redacted]
Cell [redacted]
Hom [redacted]
7907 Pebble Brook Court, Lorton Virginia

Maura Harrington advised that she had been with Mr. Geer for 24 years and that they had two children. The children are named Haylea and Morgan. Mrs. Harrington stated that her relationship with Mr. Geer has been worsening over time. Mr. Geer is an alcoholic and often blows up without warning. In February of this year, Mrs. Harrington decided to leave him. Mr. Geer said that he would stop drinking in order to work on things.

On Monday August 26th, 2013 Mrs. Harrington and Mr. Geer had a 5 hour conversation about her plans to move out as she was considering signing a lease and leaving. On Tuesday she signed the lease. On this date he sent her a text message stating that they needed to finish talking about the lease. Mrs. Harrington called him and advised that she had already signed the lease. He told her "fuck you" and that he was throwing her "shit" out. Mrs. Harrington then received a phone call from her oldest daughter who asked her what was going on. During the phone conversation Mrs. Harrington could hear her youngest daughter in the background crying and trying to stop Mr. Geer from throwing the items out. Mrs. Harrington instructed her daughters to go to a neighbor's house and she responded to her residence.

When Mrs. Harrington arrived home around 2pm she saw that her daughters were outside. As she parked her car she noticed that Mr. Geer was carrying a headboard outside. He then went inside and came back outside and threw a mirror down. Mrs. Harrington followed him inside and said to him "what the hell John", "you've got to stop this" as Mr. Geer went back upstairs. Mrs. Harrington was standing on the steps as she said this. Mr. Geer then threw a suitcase over the railing and it hit Mrs. Harrington in the head.

I asked Maura Harrington if Mr. Geer knew she was there. She replied "Yeah, I mean I was talking to him."

Mrs. Harrington screamed and her daughter Morgan came running in the house. Mrs. Harrington then called 911. She left the residence with her daughters and waited outside. Mr. Geer came outside and was very calm. He started talking to his daughters and told them that he loved them and that he was not mad at them. He told them that he had an agreement with Mrs. Harrington and that she had gone back on it. Mr. Geer then went back in the house when a UPS truck drove by. He then came back outside and returned inside when the police cruisers pulled up. Prior to going in he told the girls that he was not coming out.

According to Mrs. Harrington the officers arrived on scene and the first one said "Sir do not go inside sir." Mr. Geer responded something to the effect of that he was going inside anyway. He went inside and then he said that he was not coming out and that he had a gun.

Mrs. Harrington stated that when she told Mr. Geer that she had called the police he told her to let them know that he would be waiting there with a semiautomatic and she observed him with a weapon that looked like a rifle.

Mr. Geer stood in the front entrance way behind the screen door. Mrs. Harrington stated that the door contained half a plate of glass and a screen on the top half. Mr. Geer was talking through the door and he stated that he was not coming out. He told the officers that he had a gun because they had guns and that their hands were on guns. He stated that he had a right to protect himself and that he would put his gun down if they put theirs down. Mrs. Harrington did not see him with a gun in his hands but thought that it was tucked behind his back in his pants. Mrs. Harrington thought he had the gun behind his back because she could see it was not in his hands and she thought she saw him tuck something in his back earlier.

Mrs. Harrington stated that one officer was talking to Mr. Geer and a taller officer was standing near a tree in their front yard with his gun out. Another officer showed up with a shield. While Mr. Geer and the officers were talking Mrs. Harrington could hear him saying "No" and "I don't need to come out."

Mrs. Harrington went over to her neighbor Lydia Gifford's house and was speaking with an officer when she heard two pops that sounded like gunshots to her. The officers moved from the front of the house and "hugged" up against the townhouses.

Mrs. Harrington advised that Mr. Geer owned 2 or 3 handguns. When he told her to tell the police that he had a semi-automatic she observed him with a long gun. She stated that he had that gun inside the house but that he did not bring it outside.

I asked Mrs. Harrington if he had ever threatened her with a gun and she stated that there was an incident that had occurred years ago. Mrs. Harrington stated that Mr. Geer had threatened to shoot her. She did not recall if he pointed a gun at her at that time. He had been physically abusive in the past but stated that he is more emotionally abusive now.

Mrs. Harrington did not believe Mr. Geer to be under the influence of any intoxicants or medication. She did not know him to be suffering from any mental or physical problems. She stated that he was having problems with his family and that he had not spoken to his mother in three years. Mrs. Harrington felt that he was depressed and stated that his behavior scares her and the kids.

Mrs. Harrington stated that while she was coming home to the residence and talking with Mr. Geer on the phone he stated that he was 45 seconds from putting a gun to his head because he had nothing left. Maura Harrington stated that Mr. Geer told her that he had just found out that him mother had completely cut him out of her will.

According to Mrs. Harrington, Mr. Geer was wearing shorts and a t-shirt at the time of the altercation with the police.

The interview was recorded and transcribed.

I directed Detective Robert Bond to assist Maura Harrington with making a death notification to her children. I also requested that he interview the children and the neighbor they were staying with. Antoinette Zappala and Nichelle Staten from Mobile Crisis were on scene to assist the family of the decedent.

At 1853 hours I arrived at West Springfield Station. I learned that all the involved and witness officers were in separate rooms. I introduced myself to each officer individually and explained that they would be photographed and interviewed. Detective Sharp from Crime Scene photographed the officers.

I learned that Officer Torres was meeting with his attorney John Carroll.

At 1942 hours I spoke with Mr. Carroll who advised me that Officer Torres would not be making a statement at that time. Detective Griffith and I met with Officer Torres and Mr. Carroll and explained the investigative process. I determined that Mr. Torres had used his assigned duty weapon during the incident. I determined that it was a SIG SAUER 226 (serial number U809956). Detective Sharp photographed Officer Torres and his duty belt. She determined that his firearm contained 11 rounds in the magazine and one round in the chamber. Based on Detective Sharp's observations the condition of Officer Torres's weapon was consistent with it having been loaded to capacity, having one round chambered and having one round expended. She determined that Officer Torres was not carrying a back-up weapon at the time of the incident.

At 2234 hours I contacted the father of the decedent and asked if I could meet with him and Maura Harrington. I responded to his residence at [redacted] I spoke with the Geer/Harrington family and explained my role in the investigation. Maura Harrington gave me consent to search the residence at 7907 Pebble Brook Court and signed a consent form.

At 0010 hours I entered the residence at 7907 Pebble Brook Court. The following police personnel were on scene:

Detective Smith
Detective Szuminski
Detective Sharp
Lt. Owens
Detective Hinson
Detective Stallings
Detective Hinson
Detective Griffith

I noted that the body of Mr. Geer was in the foyer and that he was lying on his back. Mr. Geer was wearing a white short sleeved shirt and white shorts. There was a significant amount of blood staining the front of his shirt and pants. His right arm was by his side and his left arm was extended out towards the stair railing. I noted that rescue had left medical pads attached to his right shin and lower left bicep. The glass in the storm door was shattered. I observed a gun in a holster on the landing adjacent to the front door. The majority of the blood was contained to the front foyer area of the house. It did not appear that Mr. Geer moved far from the front door after being struck by the bullet. The scene was photographed by Crime Scene detectives and evidence was collected. The search of the residence was completed at 0330 hours. The residence was secured.

Mr. Geer was transported by Metropolitan Funeral Home to the Medical Examiner's office. Detective Griffith followed to maintain chain of custody.

On August 30, 2013 I attended the autopsy of John Geer. The autopsy was conducted by Dr. J. Posthumous. Detective Flanagan, Smith, and Griffith were also in attendance. I noted a bruise (acute) on Mr. Geer's right hand. His fingernails were clipped and collected. Mr. Geer was wearing a white t-shirt with black lettering, shorts, underwear and a belt.

Examination of Mr. Geer's shirt revealed that the bullet did not appear to have exited the shirt. No corresponding hole could be located, however the shirt was blood soaked and inspection of it was somewhat difficult.

Measurements were taken of the injury to Mr. Geer and noted by Dr. Posthumus. No measurement could be taken of Mr. Geer's wingspan due to rigor mortis.

During the inspection of Mr. Geer's body it was noted that the 6th rib was broken on the left side, the bottom of Mr. Geer's heart was perforated by the round and the spleen and left lung

had been hit. The wound track moved in a slight upward trajectory and from the midline towards his left side.

The medical examiners officer maintained custody of the clothing and evidence.

I notified Mrs. Harrington that the autopsy had been conducted and that arrangements could be made to recover Mr. Geer. I also requested that Detectives from the Crime Scene Unit be allowed to conduct additional measurements and to take additional photos at the scene. Mrs. Harrington consented and advised that detectives could reach out to her father Paul Harrington [redacted] in order to make arrangements.

At 1134 hours I spoke with John Carroll who advised me that Officer Adam Torres would be available to meet on Sunday September 1st.

Upon returning to CIB a major case briefing was conducted. The following detectives/supervisors/ and officers attended:

Lt. Day
Det. Flanagan
Lt. Holland
Sgt. Pirnat
Det. Bibeault
Lt. Thompson
Sgt. Forrest
Sgt. Scianna
Lt. Cory
Det. Griffith
Det. Hinson
Major Arnn
Major Barrett
Captain Lee

Upon conclusion of the briefing I responded to Pebble Brook Court at 1556 hours where I met with Det. Szuminski and Det. Hardy. Detective Flanagan was also on scene and had spoked with Paul Harrington (Maura Harrington's father). I observed that they had gridded off the yard in measured increments and photographed the angle of view from each spot back towards the threshold of the doorway. I walked the scene and observed the changes in lighting conditions and angle of view. I looked at the doorway from each position in order to have a first-hand

view of what the photographs documented. Detective Hardy later used a computer program to "stitch" the photographs together to create a panoramic overview of what the scene looked like. A disc of the photographs and the panoramic picture are contained in the case file.

At 1612 hours Mrs. Harrington arrived and I spoke with her. She advised me that she had taken pictures of the scene as the event was unfolding and agreed to email them to me. Mrs. Harrington stated that initially two officers arrived and then a third officer arrived. She stated that she observed John Geer in the doorway with his hands out to the side. She stated that the officers drew their weapons when Mr. Geer said that he had a gun behind him. She believed that she saw John big up a long barreled revolver before the police arrived on scene. Prior to police arrival she saw him in the doorway with a "long gun." Mrs. Harrington inquired about a handgun that had been previously seized by officers pursuant to a DWI arrest. I later determined that the gun was still in police custody having been seized incident to arrest by Officer Cerna.

On August 31, 2013 detectives from the Major Crimes Division responded to Pebble Brook Court to conduct a follow up canvass. The following detectives assisted:

Flanagan
Bond
Griffith
Allbritton
Chambers
Kroll
Brodrick
Hinson
Lt. Holland

The purpose of the canvass was to locate any and all potential witnesses and determine if any other citizens had recorded the event in order to obtain a copy of the recording for the case file. During the canvass Detective Hinson received information that the residents of [redacted] may have recorded a portion of the event. I responded to the location and met and spoke with:

Will Horton
W/M, [redacted]

Erica Epps

[redacted]

Mariam Bamba
B/F, [redacted]

I learned that Ms. Bamba had recently acquired a new video camera and had taken footage of the incident. Ms. Bamba stated that she was unable to download or permanently save footage due to her lack of familiarity with the device. Ms. Bamba stated that she had allowed News Channel 4 to record footage from her camera. This was accomplished by them actually playing the footage and recording it with their cameras while it played on her device. Ms. Bamba stated that she was not recording at the time of the shooting. She stated that the police had sent her back to her residence and that she was inside when she heard the shot.

Will Horton who also resides in the residence advised that he left his house around 2:30 pm or 3 pm and observed 4 police cars. He saw three officers in front of the residence where the shooting occurred. He stated that there was a male wearing a white shirt and white shorts with his hands pressed against the glass. One officer was off set to the left and one was to the right. Mr. Horton left and drove up the road and was talking to a neighbor when he heard a shot. Mr. Horton called Ms. Epps and told her what was going on.

Ms. Epps stated that Mr. Horton called her and advised that there was a police standoff in the neighborhood. She told her daughter Mariam who went outside and began videotaping. Mariam was back inside at the time the shot was fired.

Ms. Bamba stated that she was sleeping when her mother Ms. Epps advised her that the police were in the neighborhood. Ms. Bamba went outside with her video camera, a Panasonic HC-V100M. Ms. Bamba was videotaping the event when an officer directed her to go back inside the house. Ms. Bamba was back inside the house and heard a gunshot a few seconds later.

Ms. Epps stated that prior to the shooting that she had observed the subject with two hands up in the air. She heard a friend of his calling out "John come out." Ms. Epps stated that she only heard one shot. Prior to the shot there was a dialog between the police and the subject. Ms. Epps stated that the event went on for 35-40 minutes.

Ms. Epps stated that she was interviewed by the press on the date of the incident and that Shomari Stone from News Channel 4 had recorded Ms. Bamba's recording and edited out Ms. Bamba's voice before playing it on the news. Ms. Epps stated that the actual shooting was not

recorded. Ms. Bamba allowed us to view the device in an attempt to see if the recording was preserved on the hard drive. It was not. She allowed us to take the memory card. In spite of being forensically analyzed the video was never recovered from the memory card or from the device. A copy of the aired news footage is included in the case file. The Fairfax County Public Information Office contacted News Channel 4 who advised that none of the unaired footage was preserved.

On September 1, 2013 I received a phone call from Anne Geer from [redacted]. She stated that she needed her son's social security number, a list of his phone contacts, and wanted his guns returned. I provided Mrs. Geer with John's social security number at 1120 hours. I advised her that I would search the phone's contacts only with a court order or with Maura Harrington's consent. I spoke with Mrs. Harrington who provided consent and the password [redacted] for the phone. I responded to crime scene and retrieved the phone from Detective JR Smith and brought it back to CIB while I waited for Computer Forensics to arrive.

At 1310 hours I spoke with Officer Rodney Barnes via telephone in order to introduce myself and check and see how he was dealing with the incident. We did not speak about the incident however I told him that I may have more questions for him in the future.

At 1730 hours I met with Detective Bayliss who retrieved the contacts from the phone electronically. I printed them out and scanned copy to send electronically to Mrs. Geer at [redacted]

On September 2, 2103 at 1658 hours Detective Flanagan and I met with Officer Adam Torres and Mr. John Carroll (counsel). I explained to Officer Torres that I was conducting a criminal investigation into the death of Mr. Geer. I explained to him that the interview would be recorded. Officer Torres indicated that he understood that he was not obligated to talk. He stated that he had slept the night before.

Prior to beginning the recording, Officer Torres provided me with his cell phone number and his date of birth. Officer Torres's employee identification numbers are 3681 and 301888. He is 30 years old and has been on the police department since 2006. He graduated the academy on August 16, 2006. Prior to that he did not have any law enforcement or military experience. He graduated from George Mason University in December of 2005 with a Bachelor's of Arts in Administration of Justice. He has attended in-service training at the academy and has been assigned to West Spring Field Patrol for his whole career. Officer Torres advised that he was not under any medications or intoxicants that would impair his ability to recount what occurred

on August 29th 2013. Officer Torres advised that he had slept for 9 hours the night before the interview.

Officer Torres indicated that in addition to the basic academy training, he had received specialized training over the course of his career. He indicated that he was rifle slug qualified, ballistic shield qualified, pepperball gun qualified, taser qualified and bean sock qualified. He stated that he had specialized training in crisis intervention, accident investigation, and search warrants.

Officer Torres stated that he was assigned to the West Springfield District Station evening shift on the A side rotation. A typical evening shift begins with roll call at 1330 hours, and concludes at 0100. The week of August 29, 2013 Officer Torres was scheduled for shifts on Wednesday August 28th and Thursday August 29th. He was scheduled off on the preceding Monday and Tuesday as well as the following Friday, Saturday, and Sunday. On Wednesday August 28th, Officer Torres worked his regularly scheduled shift from 1330 until 0100. On Thursday August 29th he reported for duty as scheduled. Officer Torres believed that he arrived at the station around 1300 hours. Once at the station he socialized, got dressed into his duty uniform and attended roll call. Officer Torres did not recall anything unique about roll call. He did not recall how much slept he had the night before. Officer Torres ate prior to arriving at work to start his shift. Officer Torres stated that after the shooting his uniform was photographed. He stated that the condition of his uniform at that time of the photographs was the same as when the shooting occurred. Officer Torres described his uniform in the following manner:

Black boots
Dark blue pants
Duty belt
Short sleeve gray uniform shirt with a badge/pens/name tag/FPD pins

Officer Torres stated that the uniform shirt has patches on the sleeves that say Fairfax County Police. He was wearing a bullet proof vest and a blue t-shirt underneath.

Officer Torres stated that his duty belt was photographed after the shooting. He stated that his belt was in the same condition in the photographs as it was at the time of the shooting. He described the belt as containing the following items:

OC spray
Duty weapon
Handcuffs

Glove pouch
Handcuffs
Radio
Baton
Taser
Duty magazines

Officer Torres indicated that he carries a Sig Sauer 40 caliber, model 226. At the time of the incident his weapon was loaded to capacity with 12 rounds in the magazine and one round in the chamber. He was carrying two additional magazines with 12 rounds in each magazine. Officer Torres is a right handed shooter.

Directing Officer Torres's attention to the event he provided the following sequence of events: Officer Torres was assigned to work patrol area 740. His designator was 740C. Officer Torres does not have an assigned patrol area and for the last two months has been a "floater" unit. Some members of the squad have assigned patrol areas. For the last two months Officer Torres has been assigned to cover whatever areas are open based on the squads needs. He was operating cruiser 4617. Cruiser 4617 is a silver unmarked Ford Crown Victoria. The vehicle is equipped with a police package containing sirens and lights. Officer Torres marked in service after 1400 hours. Officer Torres recalled that it was warm and sunny.

Officer Torres stated that he was dispatched to the call. He indicated that it involved an estranged husband who was throwing items out of a house. Officer Torres arrived on scene with Officer Neil and he saw a couple of people in the yard. He also observed furniture in the front yard. The subject later identified as John Geer (and who will be referred to as Mr. Geer for clarity) was yelling at someone. Officers Torres and Neil tried to get Mr. Geer's attention but he started walking away. Mr. Geer entered his residence via the front door and closed the screen door and then remained inside the door in view of the officers.

Officer Torres then recalls Mr. Geer stating "I have a gun, I will use it if I need to because you guys have guns." Mr. Geer then reached behind his back and pulled out a holstered firearm and displayed it to the officers. Officer Torres moved towards a tree in the front yard and drew his weapon. Officer Neil was talking to Mr. Geer. Officer Torres stated that he did not recall exactly when but that Mr. Geer "eventually put the gun down by his feet." Mr. Geer continued making statements that he had a gun and that he would use it if needed. Officer Torres communicated over the radio that Mr. Geer was armed and making threats.

Officer Torres heard Lt. Joca acknowledge his radio traffic and direct a responding unit to respond to the scene with a ballistic shield. Officer Torres advised that he had a shield in his cruiser and that he would need an officer to bring it up to him. Officer Torres heard a scream from a neighboring house which he believed was associated with one of the persons Mr. Geer had been with in the front yard. Officer Rodney Barnes then arrived on scene and may have brought Officer Torres's shield up to the scene. Officer Torres did not recall who brought the shield up however he associated its arrival with Officer Barnes's arrival. The shield was still in its cover and Officer Torres directed the person who brought it up to lean it up against the tree.

Officer Barnes advised that he was a trained negotiator and advised that he would try to communicate with Mr. Geer. Officer Neil was directed to interview Mr. Geer's family members.

Officer Torres stated that Mr. Geer was very calm and that he remained calm throughout the incident. Officer Torres held Mr. Geer at gunpoint for an extended period of time which he believed bothered Mr. Geer. Mr. Geer told Officer Barnes that he wanted Officer Torres to leave his property. Officer Barnes explained to Mr. Geer that Officer Torres needed to stay due to the threat. Mr. Geer stated that he wanted to talk to Officer Barnes by himself. Mr. Geer was in the doorway inside the door with his hands raised up. His hands were at times on top of the door molding. Mr. Geer's hands primarily remained up and visible throughout the incident however Officer Torres stated that periodically Mr. Geer would "jerk down his right hand down by his face really fast" from the top of the door. Mr. Geer would then scratch his nose and tell Officer Torres to calm down. Mr. Geer would say that he was just scratching his nose. Officer Torres stated that this occurred several times.

Mr. Geer asked Officer Barnes to instruct Officer Torres to put his gun down on the ground. Officer Barnes advised him that Officer Torres was not going to put his gun down. Mr. Geer then requested that Officer Torres lower his gun. Officer Barnes asked Officer Torres to lower his gun a bit. Officer Torres complied and stated that throughout the incident he lowered his gun a "couple of times." Officer Torres stated that he raised the gun back up every time Mr. Geer jerked his hand down. Mr. Geer would then look at Officer Torres and state that Officer Torres looked young and that he needed to calm down.

Officer Barnes continued negotiating with Mr. Geer, requesting that he step out of the house and move away from the gun. Officer Torres thought that the gun was down by Mr. Geer's feet. Officer Barnes told Mr. Geer that they just wanted to talk to him outside and asked him to come out and sit down. Mr. Geer responded that he was not going to do it. Officer Torres stated that the incident went on for "quite some time" and Mr. Geer began to complain of thirst. Officer Barnes informed Mr. Geer that if he came outside that they would provide him

with a drink. Mr. Geer stated that he would not come outside and that he was going inside the house to get a drink. Mr. Geer requested that Officer Barnes come inside and that Officer Torres stay outside. Officer Barnes advised him that they would not do that.

Mr. Geer's hands remained on the top of the door molding and he eventually opened up the screen door slightly. Mr. Geer placed his hands on top of the screen door. He continued complaining of thirst and said that they would be in trouble if he went inside and closed the door. Officer Torres was unsure what Mr. Geer meant by that.

Officer Torres recalled someone calling out to Mr. Geer during the incident. He stated that someone yelled out Mr. Geer's name "John." The subject was trying to convince Mr. Geer to come outside. Mr. Geer replied "No I got this."

Mr. Geer continued complaining of thirst and then with a "quick motion he brought both of his hands down really quick near his waist." Officer Torres fired one round and struck Mr. Geer under his right rib cage. Mr. Geer grabbed his wound, yelled "fuck" and then closed the door. Officer Torres and Barnes moved to the house to the left of Mr. Geer's. Officer Torres got on the radio and advised that a shot was fired and that the man retreated into the house.

As officers maintained their position they could hear Mr. Geer moving inside the home. Announcements were made in order to persuade Mr. Geer to come outside. Officer Torres could hear some movement inside the home for a period of time after the shooting. Ultimately Officer Torres was summoned by and directed to leave the scene.

Upon concluding his initial narrative, Officer Torres provided the following information in response to questions by Detective Flanagan and I.

Officer Torres indicated that he was initially dispatched via radio and a corresponding CAD (computer aided dispatch) event. He stated that he heard the radio dispatch and read the corresponding CAD transmission. He stated that the information was the same. He stated that he did not receive any updates while en route to the call. Officer Torres advised that he and Officer Neil responded to the scene together. Officer Neil drove in in front of Officer Torres. Officer Neil parked in a parking spot and Officer Torres parked in the street facing the residence. Officer Torres did not recall the exact address but stated that it was on Pebble Brook Court. As the officers approached the residence, Mr. Geer looked at them and walked back towards his house while Officer Neil called out sir, sir, sir please come back, we want to talk to you.

Officer Torres believed that the citizens that Mr. Geer was interacting with were two females and a male. Mr. Geer was wearing a white shirt and light colored shorts. Once Mr. Geer went in the residence he made the statement "I have a gun and I will use it if I need to because you guys have guns." At the time he made the statement Officer Neil and Torres were in front of the house. Mr. Geer then reached behind his back which prompted Officer Torres to draw his weapon and move for cover near the tree. Officer Torres recalled Mr. Geer reaching behind his back with his left hand and pulling out the holstered weapon. Mr. Geer held the weapon up, shoulder high, and displayed it to the officers and then placed it down by his feet. Officer Torres thought that Mr. Geer had the gun held up for a few seconds. Officer Torres thought that the holster was brown but he was unable to describe the gun. When Mr. Geer put it down he leaned over and then came back up with his hands free of any objects. Officer Torres could not see exactly where the gun was placed.

Officer Torres felt threatened because of Mr. Geer's statement regarding use of the gun and then the fact that he subsequently produced one. Officer Torres was unsure of Officer Neil's initial response but did look over at Officer Neil at one point and noted that his gun was out by his side. Officer Torres broadcasted that information utilizing his shoulder microphone attachment on his radio. In order to operate the radio Officer Torres transitioned the grip on his firearm from the two hand grip he utilized when he drew it to a one handed grip in order to operate the radio. Officer Torres maintained his position next to the tree in the front yard from that point until the shooting occurred. When Officer Barnes arrived on scene he assumed a position on the other side of the tree, diagonal to Officer Torres. Officer Barnes was closer to the front of the house then Officer Torres was. Officer Neil was to Officer Torres's right about 10 feet away from him. Officer Neil did not have any cover or concealment.

Once Officer Neil left to meet with the complainant, Officer Torres did not recall if Officer Neil provided any updates reference his investigation. Officer Torres recalled a high volume of radio traffic but did not remember any specific information from Officer Neil. Officer Torres did not recall any other information provided over the radio after he responded to the call. Officer Torres stated that he did not check location of interest or any information about weapons prior to his arrival at the residence.

Officer Torres stated that throughout the incident he did not talk to Mr. Geer or give him any commands. He stated that all the communication with Mr. Geer consisted of statements that Mr. Geer directed towards him. Officer Torres denied responding to any of the statements that Mr. Geer made. Officer Torres affirmed that he was in a role as a cover officer. He stated that subsequent officers arrived on scene to provide additional cover. He stated that those officers

included Officer Parker and Officer Kushner. He knew this because at some point he heard a noise behind him and glanced around.

Officer Torres was further questioned regarding the positioning of Mr. Geer's hands. He stated that after Mr. Geer displayed the weapon he moved his hands to the top of the door. Officer Torres did not recall if Mr. Geer's hands moved prior to the arrival of Officer Barnes. Officer Torres was asked what he remembered about the hand movements. He stated "he would jerk his hand down, um, he did it a couple of times with his right hand, he jerked it down really quick." Officer Torres stated that Mr. Geer would jerk his hand to face level and then move his hand over toward his face and say "I'm just going to scratch my nose." Mr. Geer would then scratch his nose and put his hand back up on the door frame. Officer Torres stated that the statement about scratching his nose would occur after the hand was jerked down to his face. Officer Torres stated that this caused him to feel uncomfortable. He felt uncomfortable because he did not know if Mr. Geer had another weapon. He didn't understand why Mr. Geer wouldn't tell him first what he was going to do and why he incorporated a fast movement. Officer Torres stated that Mr. Geer did that at least three times. Officer Torres stated that prior to the shooting there was one occasion when Mr. Geer warned that he was going to scratch his nose and did lower his hands slowly.

Officer Torres stated that there was a time when Mr. Geer opened the screen door. He stated that Mr. Geer said that he wanted to open the door. Officer Torres did not recall how Mr. Geer opened the door but recalled Mr. Geer placing his hands back at the top of the door after he opened it. There was nothing significant about the way Mr. Geer opened the door.

Officer Torres stated that at the time of the shooting he had been on scene for a long time. He later heard that it was forty minutes and felt that that was consistent with his estimate.

At the time of the shot, Mr. Geer's hands were on top of the screen door and the door was partially opened. Mr. Geer "brought both hands down in a quick motion towards his waist" and Officer Torres fired a shot through the screen door and hit him. The speed of the movement was comparable to the other occasions when Mr. Geer jerked his hand down to scratch his nose. Officer Torres demonstrated the motion holding his hands above his head and quickly pulling them down towards his waist in a linear fashion along the same plane. Officer Torres did not think that Mr. Geer's hands made it all the way down to his waist. He felt that they made it past his rib cage. Mr. Geer did not warn Officer Torres that he was going to move his hands.

Officer Torres stated that he never gave Mr. Geer commands not to jerk his hands down or make any quick movements however he stated that Officer Barnes warned Mr. Geer that when he brought his hands down like that, that Officer Torres was going to bring his gun back up.

Officer Torres was questioned as to why he shot Mr. Geer. Officer Torres stated " I didn't know if he had a, another weapon on him, um, I thought there was just a, you know, through talking with him and, his previous statement is him having a gun and, just thought that was uh, a credible threat towards myself and Rodney [Officer Barnes] and, whoever else was out there, um, just all his movements."

Officer Torres described his duty to investigate the domestic incident in order to determine if a crime had occurred. He stated that in the past he has been dispatched to domestic disputes only to find out that they are domestic violence cases. When he arrived on scene he observed what looked like an argument and he observed furniture outside of the residence which corroborated information he received in the call for service. Officer Torres wanted to talk to Mr. Geer outside and resolve the issue there. He was concerned that going into the residence could result in an ambush or the possibility that Mr. Geer could access weapons inside the home. He was also concerned for the potential of an emotional subject going in the residence and becoming suicidal. Officer Torres stated that if Mr. Geer had stayed and talked with the officers outside that they may have allowed him to go inside as long as the officers would have been in each other's line of sight. The goal was to separate the parties in order to interview them and deescalate the situation. Once the situation is stable and the individuals are compliant the decision would be made to move people to alternate locations. This did not occur with Mr. Geer since he never complied with Officer Neil's initial request to talk and continued back to the residence.

At 1809 hours Officer Torres requested a break. The recording was paused. At 1814 hours the recording was started again.

Officer Torres stated that he was unsure if there were any citizens present at the time of the shooting. He was aware of the man who called out to Mr. Geer. Officer Torres knew that Officer Kushner was present, armed with a shotgun and Officer Parker was equipped with either a rifle or a shotgun. Throughout the incident from shortly after his arrival until after the shooting Officer Torres's weapon was drawn. There were times when Officer Torres would lower his weapon to a "ready gun" position however once Mr. Geer would move his hands, Officer Torres would return to a position of pointing his weapon directly at Mr. Geer.

Officer Torres stated that it was warm out and agreed that the interaction was fatiguing. He was not provided relief at any point during the incident until he was sent back to the command post. His decision not to utilize the shield was based on not wanting to take his eyes off Mr. Geer for the period of time that it would take to remove the cover from the shield. Officer Torres did not deploy his taser because he felt it would be tactically unsound to use a taser in a situation involving a firearm. Additionally Mr. Geer was positioned behind a screen door. There were no obstructions in his line of sight.

The nature of the screen door afforded a clear view of Mr. Geer. Officer Torres recalled the door having a screen on the upper portion, a horizontal bar in the middle, and a glass or screen portion of the lower part of the door. Officer Torres's line of sight was obstructed only be the horizontal bar. He recalled that Mr. Geer was wearing shorts and a shirt. He did not recall if the shirt was tucked in. Mr. Geer was positioned directly in the doorway at the time of the shot. His body was facing Officer Torres. Officer Torres is right handed and at the time he fired the shot he was holding his firearm in a two handed grip.

When questioned regarding statements he made after the shooting, Officer Torres replied " I said I can't believe I just shot him, or things like, uh shit I just shot the guy, and that's when, it was just to Rodney [Officer Barnes], I know Rodney was there, we, we went to the side of the house." When asked why he said that, Officer Torres replied "Um, I remember, cause when, when I shot him I um, I saw Rodney's face and Rodney was just in shock, and then he just, he had a shocked look on his face and he was just, like who just shot him." Officer Torres stated that he purposefully pulled the trigger and that his statement was not reflective of him having accidentally discharged his weapon. When asked specifically if the shooting was the result of an accidental discharge, Officer Torres replied that "it was not accidental."

Officer Torres stated that he also told Officer Barnes that he hoped the guy came out. Officer Torres expressed concern that either Mr. Geer would come back outside with a gun or alternatively that he would bleed out inside the residence. Officer Torres felt that it would have been unsafe to attempt entry into the residence at that point in order to provide aid. For a short time after the shooting Officer Torres recalled hearing movements inside the residence. He described it as a thumping noise that lasted for a second or two and then started up several seconds later. This occurred for a couple of cycles. Officer Barnes was calling out to Mr. Geer but never received any response.

Officer Torres was asked if he made a statement after the shooting regarding having argued with his wife. Officer Torres advised that while he was en route to the call he was on the phone with his wife. He told her that he was arriving on scene of a domestic call and that he needed

to concentrate on the call. Officer Torres stated that the phone conversation lasted a few minutes. He stated that the argument revolved around a disagreement he and his wife have been having regarding their schedules and time spent with the children. His wife is trying to balance child care with her studies and is dissatisfied with the amount of time Officer Torres is able to spend with them. The phone call ended when he told her that he had to go. Officer Torres did not recall who called who. After the shooting Officer Torres called his wife to let her know what had occurred.

Officer Torres was asked why he made that statement about the argument with his wife during the aftermath of the shooting. He stated that "a lot of thoughts were going through my head and, I um, I was wondering if the guy died, I was wondering um, it's just a lot of things just came up, um, for a split second, I just though um, whether it was just out of anger that this happened, um, but it wasn't out of anger, there was just something that happened right before hand, um, um, I, you know, we were just, I don't know, I just said it." Officer Torres did not recall specifically making the statement to Officer Barnes about the argument with his wife but felt that if Officer Barnes said that he made a statement to that effect that it was true. He felt that he would have made that statement right after the shooting because after he was sent back to the command bus he did not have any further contact with Officer Barnes.

Officer Torres was then asked if he was angry when he was down at the scene. He stated that he was not. Officer Torres was asked about his thoughts during the incident. He stated that he was hoping that Mr. Geer would come out of the door and he was wondering what he would do. Officer Torres offered that the argument with his wife was "still lingering in the back of my mind" but he was more concerned about Mr. Geer coming out the door and sitting down and talking with the officers.

Officer Torres did not recall ever having interacted with Mr. Geer or having responded to his residence to investigate a domestic complaint. He did not recall having ever met Mr. Geer's girlfriend Maura Harrington either. Officer Torres denied having had any reason to be angry with Mr. Geer. Throughout the entire incident, Officer Torres never spoke with Mr. Geer. Officer Torres did not respond to any of the comments that Mr. Geer directed at him.

Officer Torres stated that he discharged his weapon because Mr. Geer made what he believed to be a threatening move. Officer Torres did not know if Mr. Geer had another firearm on his person and he had previously mentioned firearms. At the time of the shot Mr. Geer jerked his hands down near his waist where Officer Torres believed he may have had another firearm. He did not want Mr. Geer to take out another firearm. Officer Torres was asked about the shot he fired and asked to explain the difference between the prior movements by Mr. Geer and the

movements at the time of the shot. Officer Torres stated that Mr. Geer "brought his hands down too far." The other difference was that at the time the shot was fired, Mr. Geer brought both hands down in contrast to on the previous occasions in which he had only jerked one hand down.

Officer Torres felt that by the time the shooting occurred that Mr. Geer had been toying with the officers. He did not feel that the negotiations were having success. Officer Barnes had asked him to step out of the house several times and Mr. Geer had not complied. Mr. Geer had stated that he was going to go back inside the house and close the door but he remained in the threshold.

The interview was terminated at 1903 hours. It was transcribed by Administrative Assistant Brenda Winter.

On September 3, 2013 Detective Flanagan and I met with the Commonwealth Attorney Raymond Morrogh, Deputy Commonwealth Attorney Casey Lingan, Deputy Commonwealth Attorney Robert Mclain and Lieutenant Holland.

At 1430 hours I met with Detectives Flanagan, Hinson, and Griffith and Lieutenant Holland in the Cold Case office. Lt. Holland advised me that the Chief of Police Colonel Roessler would be meeting with the family of Mr. Geer. The Board of Supervisors was also requesting that they briefed on the case.

I contacted Lt. Larkin from the [redacted] and ran a location of interest on Officer Torres's home residence. I determined that he had not been involved in any significant calls for service. No domestic disputes or violence type case had been reported from his residence.

On September 4, 2013 at 1303 hours Detective Flanagan and I met with Officer Torres and his attorney John Carroll for a follow up interview. Officer Torres stated that he did not have anything to add to his previous statement. In response to questioning, Officer Torres indicated that on the day of the shooting he was operating an unmarked cruiser. He initially staged outside of the neighborhood beyond the view of the residence. Officer Torres indicated that he staged for about 30 seconds or so until Officer Neil arrived. Prior to approaching the residence, Officer Torres and Officer Neil did not have an opportunity to discuss the call. Officer Torres stated that his assumption was that the call was a "regular domestic dispute."

Officer Torres was asked to describe his grip on his firearm throughout the incident. He stated that he had his right hand on the "handle" of the gun and his finger was on the barrel. His left hand was on top of his right. When asked if this was the grip the whole time, Officer Torres stated that "every once in a while I put my finger on the trigger." Officer Torres stated that he put his finger on the trigger in response to Mr. Geer jerking his hands down. Officer Torres did not specifically recall ever putting his finger on the trigger in response to anything else. Officer Torres denied applying any pressure to the trigger on the prior occasions. Officer Torres removed his finger from the trigger and placed it back on the barrel of the gun when Mr. Geer's hands would go back up to the top of the door.

Officer Torres did not say anything or give any commands at the time of the shot. Officer Torres denied being injured. He did complain that his arms started to hurt a little bit. Officer Torres did not recall complaining about pain in his wrist.

Officer Torres was asked if he recalled saying "I'm sorry" to Officer Barnes about the shooting. He stated that he said something along the lines of "hey Rodney [Officer Barnes], I'm sorry about that." Officer Torres was asked what he was thinking at the time he said that. Officer Torres stated that he remembered looking at Officer Barnes's face after pulling the trigger. Officer Torres noted that Officer Barnes had a shocked look on his face and he was breathing heavily. Officer Torres felt the need to try and calm Officer Barnes down because he had been talking to Mr. Geer almost the entire time. Officer Torres was asked if he was apologizing because the shooting was accidental or if he was apologizing because he felt that the shooting was not justified. Officer Torres replied "No it was justified, I, I, I have no, I have no doubt about that at all, um, I don't feel sor, I don't feel sorry for shooting the guy at all, um, um, if I was saying I'm sorry to anybody, it was just to Rodney because of his, um, his reaction to everything."

Officer Torres was questioned about his state of mind during the incident. He stated that prior to being dispatched he was on the phone with his wife. The phone call continued for a few minutes up until the point Officer Torres arrived and staged in Mr. Geer's neighborhood. Officer Torres told his wife that he was going to a call and that he could no longer talk to her. Officer Torres advised that his wife was upset by that.

Officer Torres and his wife are married and living together. They have two children aged 4 and 2. His wife is "stressed" over school work and trying to balance obligations at home. She was complaining about Officer Torres's lack of involvement with the children. Officer Torres stated that he and his wife have had similar type arguments in the past over the phone while he was on duty. He stated that these conversations have not impeded his ability to perform his job.

He stated that this is an issue that has been going on for a while in his relationship with his wife. He stated that the phone call ended when he told her that he was going on a call and then he hung up.

Officer Torres was asked to describe his state of mind at the end of the call. He was asked "Were you pretty upset or were you pretty heated when, at the conclusion of the phone call?" He replied "Somewhat heated, yeah, wasn't, I wasn't irate, but uh, upset." Officer Torres was asked how this influenced his handling of the call for service and he stated that it did not. Officer Torres stated that the incident was "lingering" in his mind while he was dealing with Mr. Geer however it was not his main focus. When asked to describe what he meant by lingering, Officer Torres replied "It, it's you know, you just have an argument with your wife over something, you know you're a little upset, and you just, now you're heading towards a domestic, and now you have to worry about what other people are arguing about, um, um, the, I'm focused on what I need to do, not I mean, I can, I can deal with um, talking to my wife later, um, she needs to understand that I have a job also, I need to do it."

Officer Torres denied shooting Mr. Geer because he was angry at his wife. He denied thinking about being angry at his wife at the time he pulled the trigger. Officer Torres stated that he shot Mr. Geer in response to him making a threatening gesture. He did not know why he made the comment he made after the shooting, describing it as a thought that popped into his head.

Officer Torres was asked about other thoughts he had. He stated that he couldn't believe that he had shot somebody. He thought about his arms hurting and he hoped that Mr. Geer would come out for medical attention. He worried about Officer Barnes. He remembered wanting to talk to his wife. He stated that he was no longer thinking about the argument and that he wanted to talk to her in order to restore normalcy. After the shooting, Officer Torres returned to the command bus and asked his Captain if he could call his wife. He called her cell phone and spoke with her.

Officer Torres was asked to describe the pain in his arms. He stated that he the stress from holding his firearm up for an extended period of time caused discomfort from his shoulder to his elbow. He noted that the area of his biceps/triceps felt sore. The only relief during the event was the times that Officer Barnes directed him to lower his weapon. Although Officer Torres was aware of the physical discomfort he denied that it affected his performance. Officer Torres may have stretched his wrist out after the shot was fired. He transferred his firearm to his left hand and stretched his fingers out. Officer Torres stated that he was not injured.

Officer Torres was asked if he had anything to add prior to concluding the second interview. He stated "I don't know where he put that gun down, I know he put it by his feet somewhere, um, I don't know if he had another gun on him or another weapon, un, so, you know the stress of, I, I guess almost an hour after, after being there, and he's got his, and he's jerking his arms down several times and then he, he, or his hand down several times and then that last uh, that's when he brings both his hands down um, past his rib cage um, um, I, I just felt like he was going for something."

Officer Torres stated that he would not have normally drawn his gun to handle a domestic dispute. He was concerned because Mr. Geer had stated "I have a gun and will use it, if I need to since you guys have guns." Then Mr. Geer proceeded to put his hands behind his back. In response to that Officer Torres drew his weapon. Officer Torres did not know if Mr. Geer had multiple firearms on his person and Mr. Geer was not cooperating with the officers' requests to come outside. Officer Torres wanted Mr. Geer away from the gun.

The interview was concluded at 1333 hours. It was transcribed by Administrative Assistant Brenda Winter.

Upon concluding the formal recorded statement I told Officer Torres that I would need to speak to his wife regarding their argument. Officer Torres disagreed with my assessment that the phone call with his wife could be in any way related to his handling of the event. I explained to Officer Torres that I needed to understand his state of mind at the time of the event and that his wife might be able to provide insight. Officer Torres insisted that the events were unrelated and appeared frustrated. John Carroll, Officer Torres's attorney requested that he be able to consult with his client in private. Detective Flanagan and I left the room. After a short consultation Officer Torres asked to take a break and went to the bathroom.

After a short break I met with Officer Torres in the CIB waiting area. Officer Torres still appeared to be agitated and I asked him if he needed a few minutes to himself. He indicated that he did and I brought him to the CIB conference room. Shortly thereafter we returned to the Cold Case Office and I explained again to Officer Torres that I would need to speak to his wife. I told him that I would prefer to arrange a date and time that was convenient for her however if he declined to set up an appointment that I would make other arrangements. John Carroll, Officer Torres's lawyer indicated that they would take it under advisement and contact me later to coordinate a meeting or to express a lack of interest in meeting.

Upon concluding the interview Officer Torres and John Carroll met with the Patrol Bureau Major.

On September 5, 2013 I spoke with Maura Harrington via telephone. She advised me that Mr. Geer's phone numbe[redacted] was in her name through a Verizon account. She stated that she did not need any information from his phone although she was concerned about text messages that were being sent as he primarily ran his business through his cell phone. I asked Mrs. Harrington if she would allow me to search his phone consensually. She declined allowing a full search of the phone however she consented to a search of the call logs and text messages to and from the Mr. Geer's phone on the date of the event.

John Geer's phone was forensically analyzed however the only information that was taken from the phone were the call logs and text messages from his phone on August 29, 2013. The timeline for the phone is contained in a written report in the case file. The following phone activity is of note:

13:24: Message to Maura. We need to continue our conversation finish before you sign. Do you have time tonight?

13:27: Call to Maura. (39 seconds)

13:28: Call to Maura. (22 seconds)

13:29: Call to Maura. (36 seconds)

13:29: Call to Maura. (21 seconds)

13:30: Call to [redacted] (cancelled)

13:30: Call to Maura. (1 minute 9 seconds)

13:31 Call to Maura. (27 seconds)

13:38 Call to Maura. (3 seconds)

13:38 Call to Maura. (4 seconds)

13:39 Call to [redacted] (cancelled) (Maura Harrington – work)

13:39 Call to [redacted] (3 minutes 59 seconds)

14:04 Call from Jeff Cell (5 seconds)

14:14 Call to Jeff Cell (8 minutes 21 seconds)

14:23 Call to Maura (21 seconds)

14:23 Call to Maura (7 minutes 10 seconds)

14:25 Call from [redacted] (missed)

14:37 Message from Jeff Cell. 5 minutes are up.. Your kids need a place to sleep. What's the plan ?

14:38 Call to Jeff Cell. (2 minutes 29 seconds)

14:41 Call to [redacted] (38 seconds)

14:59 Call from Thad (missed)

15:46 Call from Thad (missed)

16:01 Message from Jeff Cell: John!!! End this now and get to a hospital.. It is not you time to go.

There were other text messages and calls logged for the 29th of August and they are contained in the report in the case file. The information from phone logs, records and police dispatch records and radio traffic were incorporated into a timeline which is maintained in the case file.

On September 5, 2013 at 1122 hours John Carroll advised me that Officer Torres would be available to meet the next week in order to arrange an interview with his wife.

On September 10, 2013 I spoke with Maura Harrington via telephone. She advised me that Mr. Geer's daughters were doing better and that the school system was aware of what had occurred and offered support for the children. She advised me that she planned on staying at the residence on Pebble Brook Court.

On September 11, 2013 I spoke with Officer Torres's wife Danielle Torres via telephone. She advised me that she would be able to meet on Friday September 13, 2013.

On September 12, 2013 Detective Flanagan and I met with the Geer family at [redacted]. They were provided an update on what to expect from the investigation. They were also provided a receipt detailing the property that had been taken from the residence by the police department.

On September 13, 2013 Detective Flanagan and I met with Danielle Torres in [redacted] Mrs. Torres met with us in a parking lot off Route 234 near Rolling Road. The interview was conducted in my Chevy Impala. I explained to Mrs. Torres that I was conducting a criminal investigation into the officer involved shooting. She agreed to make a recorded statement. Mrs. Torres advised me that she and Officer Torres had been married for 6 years. They have two children. Mr. Torres recalled speaking to Mr. Torres on the phone on the day of the shooting. They were having a disagreement over finances and the care of their children. Mrs. Torres described the disagreement as a general conversation. She stated that they talk everyday while he is at work and that she likes to "keep tabs" on him due to the stressful nature of his job. She worries if long periods of time pass and she does not hear from him. Mrs. Torres initiated the phone call that day. She did not recall anything specific about the conversation. According to Mrs. Torres, the Torres's are a young family and are on a tight budget. They are trying to balance finances and the children's school enrollment with Mrs. Torres's academic schedule as she is studying forensic entomology.

Mrs. Torres described the discussion as something that arose out of a general phone conversation. She thought that the conversation may have been a few minutes in duration. Typically they do not speak for a long period of time when he is at work. Officer Torres advised Mrs. Torres that he was en route to a domestic dispute call. Mrs. Torres stated that she hung up when he told her that he was on scene. When asked if Mrs. Torres hung up on Officer Torres, she replied "A bit of both. I hung up on him because he said he was at, you know we were in a heated discussion about our finances, he said he had arrived on the scene, he had to go so I hung up." Later in the interview Mrs. Torres explained that it was not a mutual hang up but that she was frustrated with him. She did not attempt to call him back after the hang up.

Mrs. Torres stated that the argument over finances is a routine stressor in the marriage. It has been going on for several years. Mrs. Torres described that day as a typical morning. She saw Officer Torres in the morning but did not recall anything unique about the morning. There was no arguing between her and her husband. He probably left for work around noon. She did not recall if they spoke while he drove into work. Mrs. Torres routinely speaks with Officer Torres after roll call to check in with him and to see if he is expecting anything unusual that day. The

only times she does not call is if she is busy with her daughters. It would be out of the norm for them not to talk during a shift.

Mrs. Torres stated that initially they were talking and ended up arguing. She stated that on a scale from 1 to 5 that the argument was about a 2.5. She stated that she was upset during the conversation. She stated that Officer Torres is level headed and does not overreact to during their arguments. She stated that it takes him a while to digest things and that he does not get upset right then and there. Upon concluding the phone call Mrs. Torres described Officer Torres as being in work mode. Mrs. Torres indicated that she and her husband have had similar type arguments over the phone during his work shift in the past. The tone and nature of those arguments were no different than the tone and nature of the call on this date. Officer Torres did not complain that he was unable to perform his duties or that the discussion impaired his ability to do his job.

Mrs. Torres learned about the shooting when Officer Torres called her. He told her that he was involved in a shooting and that he shot somebody. He told her that he would not be available for the next couple of hours and that he just wanted to tell her and she was the first person he wanted to speak to. He did not reference the earlier argument in the phone call and he did not blame her for the shooting. They spoke again later when he called her from the station. He called to check on Mrs. Torres and make sure that she was ok. He did not reference the argument during that phone call either. Mrs. Torres thought that Officer Torres came home that night around 11 pm. They did not talk about what happened that night. Since the incident they have spoken about what occurred. According to Mrs. Torres, Officer Torres told her about the whole incident from start to finish. Mrs. Torres was asked if Officer Torres told her why he shot the man. Mrs. Torres replied "Because there was movement. He felt like the man was reaching for his weapon and so he shot him." Mrs. Torres was asked if her husband said he was angry with the man or angry with her. She replied "no." Mrs. Torres was asked if she believed that he her husband being angry with her or the argument contributed to the shooting and she said no.

Mrs. Torres described Officer Torres as a level headed, stable person. He does not overreact to things and does well under stress. She stated that she has never seen him lose control and that "it takes a lot to push his buttons."

The interview was concluded at 0946 hours. It was later transcribed and is contained in the case file.

On September 13, 2013 Detective Flanagan and I met with Commonwealth Attorney Raymond Morrogh, and Deputy Commonwealth Attorney Casey Lingan and updated them on the status of the investigation. I was directed by them to meet with Assistant Commonwealth Attorney Charles "Chuck" Peters regarding an incident that occurred involving Officer Torres. ACA Peters was called into the meeting and provided a synopsis of the incident. The details of the incident were documented in a later formal interview with ACA Peters that was recorded.

On September 24, 2013 I called Officer Torres and spoke with him. The purpose of the call was to check on his well-being and safety. Nothing related to the facts of the case was discussed. Officer Torres expressed concerns about being charged criminally and I advised him that the case investigation was not complete and it would be unfair for me to speculate on how the case would ultimately be resolved.

On September 25, 2013 at 1505 hours Detective Flanagan and I met with Officer Benjamin Kushner to conduct a follow up interview regarding the case. Officer Kushner had been originally interviewed by Detective Jeremy Hinson (see his supplement). The transcript from the original interview is contained in the case file. Officer Kushner was advised that the purpose of the interview was to clarify some of the information he had initially provided. I reminded him that I was the lead detective conducting the criminal portion of the investigation. Officer Kushner was given the opportunity to review his original transcript. Officer Kushner was asked if he had anything to add to his original statement but declined indicating that he had not remembered anything else.

Officer Kushner indicated that all the information he knew about the call either was received over the CAD or the radio. He was not briefed when he arrived on scene. He knew based on radio traffic and CAD traffic that Mr. Geer had made threats against the officers. Upon arriving Officer Kushner armed himself with a shotgun and took cover behind a red minivan or SUV. Officer Kushner was behind a vehicle that was perpendicular to the residence. Officer Kushner was in line with Officer Parker who had taken up position behind a vehicle that was parked in the row in front of Mr. Geer's residence.

In Officer Kushner's original statement he described Mr. Geer warning the officers that if her were to go back in the residence that they would be "in a spot." Officer Kushner was asked to explain what he perceived by that. He stated that from the time he arrived on scene that Mr. Geer was very agitated. Officer Kushner stated that Mr. Geer had his arms up and Officer Barnes was trying to get him to come out, sit on the front porch and talk. Mr. Geer kept reiterating that the officers had no right to be there and that they had to go away and put their

guns down. Mr. Geer complained that the officers were making him uncomfortable. Mr. Geer stated that he could go inside and that the officers would not be able to do anything about it. He said that he would be able to stay inside for an extended period of time. He continued on saying that he had plenty of stuff and that he knew that the police would cut his power off.

Officer Kushner was concerned that Mr. Geer would go back inside the house. His concern was based on what he learned from the radio traffic. Officer Kushner recalled hearing that the individual had firearms, weapons, and that he would use them against the officers. While on scene Officer Kushner observed that Mr. Geer was agitated and he heard him say that he had a gun in close proximity. Mr. Geer stated that the gun was inside the door and that it was a .357. Officer Kushner had also learned from another officer's updates that Mr. Geer had told his girlfriend that he was considering suicide by cop. Officer Kushner was concerned that if Mr. Geer were to go back in the residence that it would be to the detriment of the safety of the officers. Officer Kushner stated "If he was going to come back out with a weapon at us, or if he was just going to reach inside the door and grab the weapon that he'd indicated that he'd had, or anything along those lines so, I was, very concerned about him going back into the house."

Officer Kushner was also aware that Mr. Geer had access to a "long gun" and was also thinking that if Mr. Geer went back into the residence that they would have to readjust the perimeter. Officer Kushner indicated this to Officer Parker.

Officer Kushner was not able to hear all of the dialogue between Mr. Geer and Officer Barnes however he was able to hear the majority of it. He stated that Mr. Geer was talking in a loud enough tone to hear a good amount of the conversation back and forth. Officer Kushner did not hear Officer Torres speak at all.

Officer Kushner was asked to describe Mr. Geer's movements and demeanor. Officer Kushner stated that Mr. Geer was positioned in the threshold of the door. Mr. Geer was standing between the front door and a glass storm door. He had his hands over the top of the glass door with his fingers curled over the top. Mr. Geer appeared to be frustrated with the officers demanding that they put their guns away. Mr. Geer told the officers that they had no right to be on his property and that he had not broken any laws. He began complaining that he was thirsty and wanted a drink of water and stated that he was going inside. Officer Barnes offered to provide him with water and asked him to come out and have a seat on the front porch. Officer Barnes asked that Mr. Geer stay there and keep talking with him.

Officer Kushner stated that Mr. Geer was fidgety and would periodically move his hands from the top of the door to his face and scratch his nose. He was moving around a bit in the

doorway. The door would sometimes open a little more as Mr. Geer readjusted his position. The totality of Mr. Geer's movements were contained within the threshold of the doorway. Officer Kushner was asked if Mr. Geer made any abrupt or rapid movements. Officer Kushner replied" Yeah, I mean he was fidgety, he didn't make any, I mean he wasn't jerking around and you know, darting from one side to another real fast, but you know he'd be moving around, he was agitated and, it was clear in his body language that he was agitated and he was moving around." Officer Kushner felt that the situation was deteriorating and that Mr. Geer's request for water may have been a ploy to get back inside the residence.

Officer Kushner was looking at Mr. Geer at the time the shot was fired. According to Officer Kushner by that time Mr. Geer had moved his hands down to his face several times. Mr. Geer was increasingly argumentative stating that he was going inside to get water and that they could not stop him. He was becoming agitated and angry. Mr. Geer then moved his hands down the door and they were around the area of Mr. Geer's face when the shot was fired.

After the shot was fired, Officer Kushner did not interact with Officer Torres. Officer Kushner was unaware that Officer Torres had shot. Officer Kushner was armed with a shotgun and was looking over the barrel of the weapon. His focus was on Mr. Geer and he heard the shot and saw a red spot on Mr. Geer's "belly." Mr. Geer then yelled and went in the house. The officers then repositioned. Officer Kushner went behind a large tree in the yard that was next to where he had been standing.

Officer Kushner did not hear Officer Torres say anything after the shooting. Officer Kushner did not note anything about Officer Torres's demeanor during the event. He observed him covering down on Mr. Geer however Officer Kushner's focus was on Mr. Geer and not on Officer Torres. Officer Kushner stated that Officer Barnes was negotiating throughout the event and that he was calm and sincere. Officer Barnes was making a "genuine effort to deescalate the situation."

Officer Kushner described his responsibility in the incident as that of a cover officer. Officer Barnes was responsible for "contact" with Mr. Geer. Officer Kushner stated that the responsibility of the cover officer was to keep everyone safe. Officer Kushner felt that the officers in the front yard were at risk due to Mr. Geer's threats and the fact that there was a weapon next to him by the door. Based on the totality of the circumstances he felt that Mr. Geer was capable of acting upon the threats that he made.

The recording was ended at 1546 hours. The interview was transcribed by Administrative Assistant Brenda Winter.

Upon concluding the recorded portion of the interview, Officer Kushner added, "I didn't want to see the guy die or get hurt but he set the chain of events in motion." Officer Kushner felt that Mr. Geer was "screwing around with Rodney [Officer Barnes]", and that he was working up the nerve to do something. Officer Kushner did not know if Mr. Geer's intention was "copocide" [suicide by cop] or to assault the officers however he did not feel that Mr. Geer was going to comply with any of the requests made by the officers. Officer Kushner advised that he did not shoot Mr. Geer because he did not feel that the threat had risen to the level of having to shoot however he did not disagree with Officer Torres's decision to shoot.

On September 25, 2013 at 1558 hours Detective Flanagan and I met with Officer David Alan Parker to conduct a follow up interview regarding the case. Officer Parker was reminded that we were responsible for the criminal investigation into the officer involved shooting. Officer Parker was provided an opportunity to review his transcript in its entirety. Officer Parker briefly reviewed the statement. Officer Parker did not have anything to add from his initial statement. Officer Parker advised that all information that he had received regarding the call had come from the radio and the CAD. He did not receive a briefing when he arrived on scene. He took a position of cover behind a maroon van. From his position he did not hear Officer Torres make any statements regarding the event. He was able to observe Officer Torres's from his position and stated that he had his gun drawn and pointed at Mr. Geer during the incident. Officer Parker was about 15 feet behind Officer Torres off set to the right. (Officer Torres was slightly to Officer Parker's left). Officer Parker expressed that he was concerned of a possible cross fire situation. He was able to primarily view Officer Torres's side and back.

Officer Parker described Mr. Geer as being somewhat agitated. According to Officer Parker "he came across to me as almost um becoming arrogant that we couldn't come in his house." Mr. Geer seemed to be trying to take control of the situation. Officer Barnes had good rapport with Mr. Geer but he was demanding that the officers move further away. He told Officer Barnes that if they moved away he would be willing to come out. Officer Barnes told him that they couldn't do that and explained how things would proceed to ensure officer safety. Mr. Geer said he was not coming out and then indicated that he was going in to get a glass of water. He said he was thirsty and that if he went in and closed the door that the officers would not know what he was doing. At one point a friend of Mr. Geer shouted out to him in an attempt to get him to comply however that only seemed to take away from the rapport that Officer Barnes had built. Officer Parker stated that the tone of the engagement was conversational. "It wasn't a screaming match by any means."

Officer Parker was concerned about Mr. Geer going back in the house due to the radio report that indicated that long guns were in the house. Officer Parker gave credence to that information due to the fact that other information had been corroborated such as the furniture that he observed thrown about the front yard.

Officer Parker's description of the movement of Mr. Geer's hands was well documented in his initial statement. I asked him if Mr. Geer's body was moving in any way at the time of the shot. He stated that it was not.

Officer Parker stated that he did not see Officer Torres fire the shot. He saw a black spot appear on Mr. Geer's shirt and then heard the crack of the gunfire. Officer Parker's response was "what the fuck." Officer Parker moved from his position to the side of the house and asked who shot. He thought that Officer Kushner told him that it was Officer Torres who shot. Officer Barnes then confirmed that Officer Torres had shot. According to Officer Parker, Officer Barnes told him that Officer Torres said over and over again that he was sorry. There was never an opportunity during the post-shooting aftermath where Officer Parker had a chance to observe Officer Torres's demeanor or speak to him directly about what had occurred.

When asked if he had anything to add, Officer Parker stated "No I think it's pretty clear."

The recording was concluded at 1619 hours. The interview was transcribed by Administrative Assistant Karol Quinn.

After turning off the recorder Officer Parker stated "It's not good. He killed that guy and he didn't need to." Officer Parker went on to say that he didn't understand why Officer Torres shot. Mr. Geer was shifting but he had been shifting throughout the incident. He described Mr. Geer's movements as normal shifting and not "furtive" movements. Officer Parker thought that Officer Barnes was doing an excellent job negotiating and that Mr. Geer would have come out and that the event was moving towards resolution. However Officer Parker also added that he felt that if they would have backed away or even driven away upon Mr. Geer's request that he still would not have complied. Ultimately Officer Parker was never able to articulate or provide specific examples of how Mr. Geer was complying at any point.

Officer Parker also added that at some point Mr. Geer said something insulting to Officer Torres but he couldn't recall what it was. Officer Torres did not respond.

On September 25, 2013 at 1714 hours Detective Flanagan and I met with Officer David Neil to conduct a follow up interview regarding the case. Prior to speaking with Officer Neil he was

provided a copy of his transcript which he reviewed. Officer Neil was reminded that we were responsible for the criminal investigation and was given an opportunity to add to his previous statement. He did not have anything to add.

Officer Neil stated that when he arrived on scene Officer Torres was already in the neighborhood out of sight of the Geer residence. When Officer Neil observed the silver unmarked (Officer Torres's car) he passed him and honked his horn at him to alert him to follow Officer Neil in. Officer Neil did not recall if Officer Torres had already marked on scene. Officer Torres was facing in the direction of the cul-de-sac and Officer Neil approached him from behind and passed him. Officer Torres would've had to been looking in his rearview mirror in order to have seen Officer Neil pull in. Officer Neil was unable to see what Officer Torres was doing in his car.

When Officer Neil and Officer Torres arrived on scene they did not have the opportunity to talk at all. While driving up to the residence he observed a man (later identified as Mr. Geer) and a woman standing in front of the residence. The man made a gesture that Officer Neil interpreted as "oh great the police are here." He described the gesture as the man throwing both of his arms in the air. As he parked and approached the residence the male turned around and started walking away. Officer Neil described his gait as purposeful. Officer Neil called out to him "sir, can you please stay outside for me?." The male replied "no,.... Not gonna do it" and closed the screen door. The male later identified as John Geer did not go "deep into the house." He did not close the outer door, he just remained standing in the door. Officer Neil did not want the subject to retreat into the house because he had recalled the dispatcher saying that there were weapons involved. Officer Neil described his reaction as "natural." He did not see any legitimate purpose for Mr. Geer to go into the residence while he was trying to resolve a domestic dispute.

Officer Neil did not have a chance to formulate a plan with Officer Torres or to discuss the call due to the actions of Mr. Geer however Officer Neil also did not feel that he would have needed to discuss the case due to the quotidian nature of the call. He described his duty to investigate the domestic dispute and determine if a crime had occurred and possibly assist one party in leaving the residence. At the time Officer Neil arrived on scene all the information he had was based on radio traffic, CAD messages and his observations. Officer Neil did not know what Officer Torres knew about the call but he assumed that he had received the same information that Officer Neil had. Officer Neil speculated that Officer Torres may have run other checks on the residence but stated that if he had done so, he did not communicate any of that information to Officer Neil.

Officer Neil did not recall hearing Officer Torres speaking with Mr. Geer at all. He did remember him speaking on the radio after Mr. Geer made the statement about having the gun. Officer Neil handled communication with Mr. Geer until Officer Barnes arrived. When asked to describe the tone of the conversation with Mr. Geer, he stated "It was apparent to me that he wasn't going to do what I ask him to do. I mean, ... But he wasn't yelling. He wasn't screaming." Officer Neil commanded Mr. Geer to keep his hands where he could see them. Mr. Geer kept his hands up by his head. Mr. Geer was adamant that he was not coming outside. He was defiant however he was not out of control. Officer Neil attempted to keep the situation "relaxed" however he was concerned since Mr. Geer had advised them that he had a weapon. Officer Neil had his weapon drawn but it was pointed down by his side.

Officer Neil stated that Mr. Geer was bothered by the police presence and stated that his residence was private property and that he knew his rights. He wanted the officers off his property. Officer Neil stated that Mr. Geer's tone was neither rude nor angry. Officer Neil advised him that they were not going anywhere until they figured the situation out. Officer Neil did not notice focus on Officer Torres during the exchange. However he noted that Officer Torres had cover and he did not. Officer Neil was concerned about the degree to which he was exposed and considered retreating. However once Mr. Geer mentioned the pistol, Officer Neil drew his weapon and pointed it down by his side and remained in his original position. Officer Neil was on the sidewalk directly in front of the residence. Mr. Geer was focused on Officer Neil and appeared more comfortable with Officer Neil when he had his weapon pointed down. Mr. Geer directed the officers to put their guns away stating that he would then come outside. Officer Neil offered to holster his weapon if Mr. Geer would come to him with his hands up. Mr. Geer stated that Officer Torres would also have to holster his weapon. Officer Neil advised him that that would not happen. Mr. Geer appeared bothered that Officer Torres continued to point his weapon at him. Officer Neil tried to keep the attention on himself as he felt that he was building rapport with Mr. Geer.

Officer Neil stated that Officer Torres was the first to draw his weapon and then Officer Neil drew his weapon and kept it down by his side. Officer Neil was the contact officer and felt that by having his gun down it built rapport. Officer Torres was acting as the cover officer. Officer Neil was unsure how he would have handled the situation if he did not have Officer Torres present as a cover officer. Officer Neil felt confident in his shooting ability and felt that he could have drawn from his side and shot Mr. Geer if he needed to. He speculated that he might have deployed at a "ready gun" position or held the gun at chest level pointing down if he had been lacking a cover officer. Officer Neil was focused on gaining voluntary compliance from Mr. Geer. He felt that keeping Mr. Geer calm was his main goal. Officer Neil stated that he wanted to end it amicably. He wanted to be sure that Mr. Geer was unarmed and he wanted him to

come outside. In spite of the fact that Officer Neil offered to holster his weapon and did not point it directly at Mr. Geer, Mr. Geer refused to comply. Officer Neil recalled Mr. Geer saying that he was not stepping outside and that he knew that he would be arrested for drunk in public.

Once Officer Barnes arrived on scene Officer Neil was directed to go interview the complainant. When Officer Neil had initially arrived on scene he observed the complainant and two girls at a neighbor's residence and asked them to go inside. They complied. Officer Neil responded to that address to speak with them. As Officer Neil was walking away he heard Officer Barnes introducing himself to Mr. Geer. Officer Barnes appeared to be using a calm controlled delivery with Mr. Geer. Officer Neil did not hear Officer Torres speak with Mr. Geer at any time.

All the information that Officer Neil disseminated to the other officers was via the radio. He did not communicate anything directly to Officer Barnes or Torres that was not broadcast over the radio.

The complainant advised Officer Neil that Mr. Geer became angry and was throwing her stuff out and around the house. He understood the complainant and Mr. Geer to be in a covered relationship since they lived together and had two children. The complainant did not report that Mr. Geer threw anything at her. The complainant did not report any violence directed at the children. Officer Neil spoke to the children and they did not report any violence by their father.

At the time that the shot was fired Officer Neil was out in the parking lot briefing Lieutenant Joca. Officer Neil did not see the shooting or the events that immediately led up to it. After Officer Neil heard the shot he ducked for cover and knelt down behind a cruiser. He recalled the fact that the complainant had warned him that an assault rifle was in the residence. He was then directed to drive a cruiser near to the residence and make announcements over the PA system. He instructed Mr. Geer to come to the door and that an ambulance was waiting. He thought that he made 8 or 9 announcements. Eventually a plain clothes officer took over the announcements.

Detective Flanagan asked Officer Neil follow up questions regarding the positioning of his weapon and Officer Torres's weapon. Officer Neil advised that he felt that Mr. Geer seemed more comfortable with him because his weapon was not pointed directly at him. Officer Neil felt that if his and Torres's roles were reversed that Mr. Geer would have directed his anger at Officer Neil. Officer Neil felt that his gun being lowered helped deescalate the situation.

Officer Neil felt that although psychologically it may have been comforting to Mr. Geer that he lowered his gun, Officer Neil felt that he was proficient enough to take action from where his gun was positioned if he needed to. Officer Neil felt that if Mr. Geer had reached for a weapon that he would have been able to react in enough time with his gun positioned down by his side. He stated that if Mr. Geer had escalated his movements that he would have completely drawn his gun.

Officer Neil stated that he was unaware of Officer Torres's actions and positioning and attributed some of this to "tunnel vision." He was very focused on Mr. Geer.

The interview was terminated at 17:46 hours and was later transcribed by Administrative Assistant Annemarie Carr.

On September 26th, 2013 phone orders were obtained for the following phone numbers and signed by Judge M. Mutnick:

Officer Adam Torres's cell phone
Danielle Torres's cell phone
John Geer - [redacted]
Maura Harrington - [redacted]
Jeffrey Stewart - [redacted]

And the following phone numbers from John Geer's call/text message log:

[redacted]

As the phone orders were from different companies they arrived at different times. The returns are documented in the case file. The phone numbers from John Geer's call/text message log were identified as follows:

[redacted]

Nolan Welle
Fairfax County Command Bus
REICO (business)
Raymond McNealy

[redacted] Cindy Wrightson

Call detail history and cell site information was obtained for the phones belonging to Jeffrey Stewart, Maura Harrington, John Geer, Officer Torres and his wife Danielle Torres.

The phone records are contained in the case file.

On September 26, 2013 Detective Flanagan and I met with the Chief of Police Colonel Edwin Roessler Jr at 1300 hours to discuss his interaction with Officer Torres following the shooting. Colonel Roessler responded to the shooting and then went to the West Springfield District Station to meet with the officers as a show of support. Colonel Roessler noted that Officer Barnes appeared to be upset and Colonel Roessler's impression was that Officer Barnes was not in agreement with Officer Torres's decision to shoot.

Colonel Roessler met with Officer Torres in a conference room at the police station. Officer Torres was with peer support. The television was on and Officer Torres was watching cartoons. He had the remote control in his hand and asked the Colonel Roessler if he wanted to watch something else. Colonel Roessler was unsure if Officer Torres was in shock but he noted that Officer Torres's behavior was unusual. Officer Torres appeared not to acknowledge Colonel Roessler's position as Chief of Police. Colonel Roessler described Officer Torres as "disengaged" and "childlike" during his brief interaction with him at the station.

On September 26, 2013 at 1530 hours Detective Flanagan and I met with Captain Joe Hill the Commander of the West Springfield District Station. Captain Hill heard radio traffic about the event which indicated that the person had been shot and that they ran back in the house. Captain Hill responded to the scene and set up a command post and a unified command. Once additional officers arrived he directed Officer Torres to respond back to the command post. Officer Torres appeared to be calm. Captain Hill asked Officer Torres if he needed to call his wife. Captain Hill allowed Officer Torres to use his phone to call his wife. Officer Torres was only on the phone for a few minutes. Captain Hill was unsure if any other officers interacted with Officer Torres after the event but thought that Officer Quarto and or Officer Neil may have accompanied Officer Torres back to the command post. Once Lieutenant Paul Thompson arrived on scene he waited with Officer Torres. Captain Hill described Officer Torres's demeanor as professional, calm and collected. Captain Hill contrasted his observations of Officer Torres with Officer Barnes's demeanor which he described as emotional and vocal.

On September 26, 2013 I called the Geer residence, returning a call to Don Geer who had left me a message earlier in the day. I spoke with Ann Geer. Mrs. Geer was very angry and frustrated with the pace of the investigation. Mrs. Geer called into question the integrity of the investigation and was very argumentative. The call was recorded and is maintained on a disc in the file.

On October 1, 2013 I called Maura Harrington in order see how the family was doing. She did not answer.

On October 3, 2013 at 1443 hours I met with Charles "Chuck" Peters and assistant commonwealth attorney regarding an incident that occured involving Officer Torres several months prior. The interview was transcribed.

ACA Peters advised that on March 5, 2013 he was the assigned assistant commonwealth attorney for courtroom 1E. ACA Peters was detailed to the traffic docket. During the course of handling the docket ACA Peters was in the small anteroom outside of the courtroom in the foyer between the courtroom and the main hallway. It was around 1030 or 1100 hours and there were three officers in the room with ACA Peters. ACA Peters believed that one of the officers was Officer Wheeler. Officer Torres was present and began to brief ACA Peters on his case involving a defendant charged with driving while intoxicated. Officer Torres told ACA Peters that the defendant was driving south bound on Rolling Road and that he made a lane change without signaling. Officer Torres stopped him based on the traffic infraction and determined that the subject was intoxicated. Officer Torres continued with field sobriety tests and had the subject perform a preliminary breath test. The subject was transported to the ADC where he is blood alcohol content was measured.

ACA Peters became concerned that the initial stop resulting in the DWI arrest may have been suppressible. ACA Peters concern was based on the fact that the initial lane change did not affect traffic. ACA Peters explained that the code section required a vehicle to signal when changing lanes when it would affect traffic. Officer Torres was unable to articulate how the lane change affected traffic. Officer Torres told ACA Peters that there were no other vehicles present. ACA Peters reviewed the facts again with Officer Torres and expressed his concern that reasonable suspicion did not exist for the stop. Officer Torres insisted that it was a violation of law to change lanes without signaling.

ACA Peters went on to review the other officers' cases with them. Once the room was vacant he called Officer Torres back in and told him that he did not feel that the stop was valid. ACA Peters explained to Officer Torres his reasoning in an attempt to educate him. According to

ACA Peters he tried to avoid being critical in dealing with Officer Torres. ACA Peters did not recall if Officer Torres was already standing or if he stood up. Officer Torres began moving towards the doorway and began cursing. Officer Torres stated something to the effect of ACA Peters being fucked up, the court being fucked up, the hell with his job, and fuck this department. He stated that he was glad he was out of there and he left. One of the officers who was outside of the room came inside to see what was going on. ACA Peters was surprised by Officer Torres's reaction and felt that his outburst would have been loud enough to have been heard by people outside the room and even by people inside the courtroom. ACA Peters never felt threatened by Officer Torres. He described the incident as a "meltdown" and stated that it exceeded any other outburst he had witnessed with other officers or defense attorneys in the course of his career as a commonwealth attorney. Ultimately the criminal case was disposed of via nolle prosequi. ACA Peters advised his supervisors of what occurred. He provided me a copy of his notes from that day. ACA Peters later was contacted by various commanders from the Fairfax County Police Department regarding the incident.

On October 21, 2013 I requested the training records for Officers Torres, Barnes, Kushner, Neil, and Parker. On October 21, 2013 I received an email from the Criminal Justice Academy with Officer Barnes's records. The remaining records were sent on October 23, 2013 electronically. The records are contained in the case file.

According to the training records Officer Torres received his basic law enforcement certificate on August 16, 2006. He has specialized training in crisis intervention including a 40 hour course that he completed in November of 2011. Officer Torres satisfactorily completed and maintained certifications in the Conducted Energy Device (taser), Ballistic Shield, Shotgun (to include slugs and bean bags), and his issued Sig Sauer firearm.

According to the training records Officer Barnes, Kushner, Neil, and Parker also received their basic academy certificates. The below list details some of their training and qualifications:

RIFLE
Parker

BEAN BAG
Kushner

SHOTGUN
Barnes
Kushner

Neil
Parker

SLUG
Kushner

SIG SAUER
Barnes
Kushner
Neil
Parker

CED (TASER)
Barnes
Kushner
Neil
Parker

CRISIS INTERVENTION
Barnes
Kushner

HOSTAGE NEGOTIATIONS
Barnes

LESS LETHAL REFRESHER
Barnes
Parker

BALLISTIC SHIELD
Parker

On October 23, 2013 I met with Officer Torres per his request. Officer Torres had questions about the process and how much longer it would take for the investigation to be resolved. I explained to him that I did not have a timeline and encouraged him to continue taking advantage of department resources for peer support. I explained to him that my duty was to conduct a thorough fair and impartial investigation.

On November 4, 2013 I called Maura Harrington to check on the family. She stated that she was unable to talk at that time and requested that I call back on November 5, 2013 between 10 and 12. On November 5, 2013 at 1100 hours I called Maura Harrington however she did not answer.

On November 8, 2013 I received an email from Officer Torres:

Today I heard what I would consider disturbing news/ rumors concerning my shooting. From one person, who approached me in the cafeteria in the courthouse began asking questions about the shooting. I did not tell him however he told me he heard stories from people at the Mason station that there were/ are ongoing conversations about my "bad shooting" in roll calls and was allegedly heard from the radio on Aug 29. Since I'm not from Mason I wonder how many other stations are getting a hold of their own spin on things especially when those officers weren't at the shooting to witness. From West Springfield Ive heard several stories, all on a negative side. Basically it sounds like my reputation around the county is going downhill. On top of that I've been hearing about the great shooting at Mount Vernon a little while ago. And yes I've heard that I shouldn't be worried about what people say, but I'm not sure what anyone is expecting me to think or do when these accusations are going around and I can't do anything about it.

Worst part is I'm stuck wondering where this investigation is heading and no one can tell me anything. All I can hope is someone give me some insight on what to do or expect other than to hang in there, be patient. If/ when I'm cleared of this shooting, is it even worth going back to patrol to deal with the harassment? I'm very aware this is not a very popular shooting among citizens, so when my name gets released, I'm sure ill get some backlash.

Adam Torres

I responded:

Adam,

Thank you for reaching out and letting me know what happened today. I can't imagine how difficult it must be to have to deal with the rumor mill. I can only represent to you that I have only discussed facts and details of the investigation with my unit and chain of command and the Commonwealth Attorney's office. Unfortunately monday morning quarterbacking seems to be a part of the police culture and often those who know least talk loudest. I do not know what has gone on at other stations roll calls but I have not contributed to those conversations.

You should be able to come to work without feeling "harassed." I would encourage you to promptly report any behavior that you makes you feel unwelcome at work to IA or through your chain of command.

I think it is very important that you continue building a support system. Incident Support Services provides peer support, department psychologists, and referrals. These are the folks that may be able to help you understand what is going on and how to deal with some of the issues that you are dealing with.

I can only promise you that I am committed to conducting a fair complete and impartial investigation. This is a long process and each officer involved shooting investigation is unique. Once the investigation is complete it will be presented to the Commonwealth Attorney for review. It will ultimately be his job to determine if the facts and circumstances surrounding the shooting justified the actions that were taken that day. Unfortunately the investigation is not yet complete and it would be premature and improper for me to make any representations about my findings until that time.

Please continue reaching out as questions arise.

John Farrell

Copies of the email received and sent will be maintained in the case file.

On November 12th, 2013 I received the password protected thumb drive back with the video from the EOD robot. Due to the format I was unable to open the file. A copy was made and provided to Detective J. Sorrentino to format. Once the disc is converted to a file that I am able to play the disc will be maintained in the case file.

On November 14, 2013 I emailed the Rebecca Wood from the medical examiner's office a draft copy of the police report. This draft did not include my supplement as the report had not been finalized.

On November 14, 2013 Officer Torres requested a meeting to discuss the status of the case. Detective Flanagan and I met with him in the Cold Case office in CIB. Officer Torres was concerned in part that I may have misinterpreted his email from the past week and he wanted to make sure I understood that the purpose of the email was solely to communicate his concerns. Officer Torres asked about Mr. Geer's death and wanted to know if I could discuss where Mr. Geer was struck and if Mr. Geer would have died instantly. Officer Torres expressed concern for Mr. Geer's family and asked how they were dealing with their loss. I told Officer Torres that Mr. Geer's family was doing the best that they could to deal with their loss. I told him that Mr. Geer was struck in his torso and that I would not be able to discuss with him the specific nature of the injury nor could I comment on how long Mr. Geer may have lived after being shot. Officer Torres asked if the round penetrated Mr. Geer and if he was found in another part of the house. I told Officer Torres that the round did exit Mr. Geer and that although I could not discuss the specifics of the scene that it was primarily contained within the front part of the house. Officer Torres appeared to be asking the questions out of a general curiosity and concern for Mr. Geer. I encouraged Officer Torres to continue communicating with peer support and that I could not provide a better time table for him as to when the investigation would be completed.

On November 14, 2013 I left a message for Maura Harrington. She called back on November 15, 2013 and left me a message. I returned her call on November 15, 2013 at 1603 hours however she did not answer. At 1733 hours Mrs. Harrington called back. I checked on how she and her family were doing. She advised me that her daughters were still struggling with the loss of their father. She also stated that Anne Geer was still very angry and wanted to know how long her son suffered. I asked Mrs. Harrington to please forward me pictures that she had taken on the day of the event. She stated that she would and provided me with her email, [redacted] Upon concluding the phone call I emailed her so that she could email the pictures to me. She told me that the pictures had been taken soon after the officers arrived. I asked Mrs. Harrington if she there was any information that she or her family had uncovered or any witnesses they had spoken with who had not been interviewed by the police. She did not have any information or request that any investigative steps be taken beyond the police investigation. Mrs. Harrington asked what the investigation revealed so far and what my opinion was on if the shooting was justified. I advised her that I still did not have all the information I needed to complete my investigation. I told her that it would be premature for me to formulate an opinion and that ultimately my opinion would not matter. My job was to thoroughly investigate the circumstance surrounding the use of deadly force and the Commonwealth Attorney's would issue the final ruling on justification or lack thereof.

Mrs. Harrington mentioned that at the time of the shooting she was in the middle level of the Gifford's home. Upon hearing the shot she looked out the door and observed the officers moving to the side of the townhouse. She was able to see the expressions on their faces and interpreted them as though they were surprised by what happened. She described their looks as "oh shit", and felt that they were motivated more by surprise than fear. At that point she was unaware if Mr. Geer had shot at the officer or vice versa. I asked Mrs. Harrington about a broken window in the front of the home and she stated that it predated the altercation and the subsequent police response. Mrs. Harrington emailed me the three pictures of the officers in her front yard that she had taken on the day of the shooting. I was able to identify the officer as Officer Torres, Officer Barnes and Officer Neil. The pictures are contained in the case file.

On November 22, 2013 I attempted to contact two numbers from John Geer's phone log. I spoke with Nolan Welle at [redacted] who agreed to call me back and talk at a later date. I spoke with Mrs. Welle around 1730 hours. The phone call was recorded and will be maintained in the case file.

Nolan Welle

[redacted]

Mrs. Welle advised me that she met Mr. Geer through a contractor named Mark Leon. She provided me with Mr. Leon's cell phone number: [redacted] Mr. Leon was doing work in her home and Mr. Geer was responsible for the cabinet design. She knew that Mr. Leon had used Mr. Geer in the past. She stated that on the day of his death they did not speak. She received a phone call from Mr. Geer some time during the afternoon on that day. She recalled being in Williamsburg. There was no one on the other end of the phone call, it was silent on the other end of the line. She did not hear any noise or commotion in the back ground.

Mrs. Welle stated that the contractor called her a few days later to tell her what happened and then she looked up information online. She only knew Mr. Geer through the work project and may have met with him on 5 occasions or less. She knew that Mr. Geer had daughters and that one was active in softball and that they were beginning to make decisions about which college she would attend. Mrs. Welle knew that Mr. Geer spent a lot of time traveling with his daughter. Mrs. Welle did not have any information about Mr. Geer's domestic situation and denied ever socializing with him outside of the project he was assisting her with.

The second number [redacted] went unanswered. On November 25th, 2013 I called [redacted] and spoke with Elizabeth Hurley via telephone.

Elizabeth Hurley
W/F, [redacted]

Mrs. Hurley stated that she met John Geer in the Outerbanks of North Carolina about six weeks prior to his death. She met him at a bar called the Jolly Rodger where she was hanging out with friends. Mrs. Hurley and Mr. Geer began to communicate regularly through primarily through text messages. They met again in Richmond and were planning to meet the weekend of Mr. Geer's death. Mrs. Hurley sent Mr. Geer text messages on the date of his death but they did not speak. Mrs. Hurley was interested in Mr. Geer and they were involved in a sexual relationship. Mrs. Hurley stated that she was not aware that Mr. Geer was still involved with the mother of his children as he had told her that he was divorced. Mrs. Hurley learned about what happened to Mr. Geer by searching the internet. The phone call was recorded and will be maintained in the case file.

On December 1, 2013 I received a copy of the autopsy report for Mr. Geer in my mailbox. Upon review of the report I noted that Detective Flanagan's name was misspelled and that the time

of the shooting was reported as 15:29 instead of 15:34. On December 2, 2013 I notified the medical examiner's office of the discrepancy.

On December 3, 2013 I called the Geer residence and spoke with Mrs. Geer. I notified her that the autopsy report was complete and instructed her on how she could obtain a copy of the report. Mrs. Geer expressed concern about the integrity of the investigation and subsequent review by the Commonwealth Attorney's Office. Mrs. Geer questioned the timeliness of the investigation and asked for a time frame. I assured her that the process would be as expedient as possible without sacrificing thoroughness.

This will conclude the preliminary portion of the investigation. Subsequent findings, clarifications or additional information will be documented in supplemental reports.

TO: TMOBILE

FAX: [redacted]

PAGES (INCLUDING THIS ONE) - 2

COURT ORDERS FOR FOLLOWING NUMBERS:

[redacted]

Please feel free to contact me at [redacted]

Please send results electronically to [redacted]

Thank you!

V I R G I N I A :

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

COMMONWEALTH OF VIRGINIA		)
		)
IN RE:	TEMPORARY SEALING	)
	OF AN APPLICATION AND	)
	ORDER	)

O R D E R

This day this matter came to be heard, *ex parte*, upon the application by the Attorney for the Commonwealth to temporarily seal the application and court order for Cellco Partnership d/b/a Verizon Wireless ordering the Disclosure of Telephone and Toll Record Information to the Fairfax County Police Department; and

IT APPEARING TO THE COURT that good cause has been shown, it is therefore

ORDERED, that the application and order for the Disclosure of Telephone and Toll Record Information to the Fairfax County Police Department, be sealed for a period of 90 days after issuance.

ENTERED this day of October, 2013.

_____

J U D G E

I ASK FOR THIS:

_____

Assistant Commonwealth's Attorney

V I R G I N I A :

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF TELEPHONE SUBSCRIBER INFORMATION AND TOLL RECORD INFORMATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT

APPLICATION FOR SEALING OF APPLICATION AND ORDER

COMES NOW the Commonwealth, and makes application to the Circuit Court of Fairfax County to seal the application and the court order in the above-styled matter. As cause for the sealing of such affidavit and order, the Commonwealth states as follows:

1. The above-stated information was requested as part of an ongoing investigation into the facts and circumstances surrounding an officer involved shooting, case #2013-2410242.

2. The application contains information that identifies involved parties. Due to the sensitive nature of officer involved shooting investigations and the publicity surrounding these cases the Commonwealth is concerned that the information contained within the application could jeopardize the safety of involved parties.

3. Therefore, the revealing of the application and order may hinder further investigation of the officer involved shooting.

4. The sealing of the application and the order would further the interest of justice by promoting the ongoing investigation and safety and cooperation of the involved parties.

_____

Applicant

COMMONWEALTH OF VIRGINIA

COUNTY OF FAIRFAX, TO-WIT:

This day, October , 2013, the above-named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his knowledge and belief.

Given under my hand this day of October, 2013.

_____

Notary Public

My Commission Expires:

V I R G I N I A :

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

COMMONWEALTH OF VIRGINIA		)
		)
IN RE:	TEMPORARY SEALING	)
	OF AN APPLICATION AND	)
	ORDER	)

O R D E R

This day this matter came to be heard, *ex parte*, upon the application by the Attorney for the Commonwealth to temporarily seal the application and court order for the Disclosure of Telephone and Toll Record Information to the Fairfax County Police Department; and

IT APPEARING TO THE COURT that good cause has been shown, it is therefore

ORDERED, that the application and order for the Disclosure of Telephone and Subscriber Information, Toll Records Including Call Detail for Incoming/Outgoing Calls, Pen Register, GPS, and Cell Site Information to the Fairfax County Police Department, be sealed for a period of 90 days after issuance.

ENTERED this 2nd day of July, 2007.

_____

J U D G E

I ASK FOR THIS:

_____

Assistant Commonwealth's Attorney

V I R G I N I A :

IN THE CIRCUIT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF TELEPHONE SUBSCRIBER INFORMATION, TOLL RECORDS INCLUDING CALL DETAIL FOR INCOMING/OUTGOING CALLS, PEN REGISTER, GPS, AND CELL SITE INFORMATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT

APPLICATION FOR SEALING OF APPLICATION AND ORDER

COMES NOW the Commonwealth, and makes application to the Circuit Court of Fairfax County to seal the application and the court order in the above-styled matter. As cause for the sealing of such affidavit and order, the Commonwealth states as follows:

1. The above-stated information was requested as part of an ongoing murder investigation.

2. The person believed to be responsible for this murder, in violation of § 18.2-32 of the Code of Virginia, is currently being sought by the Fairfax County Police Department.

3. The application contains statements from witnesses, the circumstances of the crime and identifying information of the suspect. The Commonwealth is concerned that if the suspect were to learn of the information contained within the application, he may be a danger to those witnesses cooperating with the Commonwealth. The suspect may also seek to flee from this jurisdiction.

4. Therefore, the revealing of the application and order may hinder further investigation of the murder.

5. The sealing of the application and the order would further the interest of justice by promoting the ongoing investigation and safety and cooperation of the witnesses.

_____

Applicant

COMMONWEALTH OF VIRGINIA

COUNTY OF FAIRFAX, TO-WIT:

This day, August 2, 2007, the above-named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his knowledge and belief.

Given under my hand this 2nd day of August, 2007.

_____

Notary Public

My Commission Expires:

TO: VERIZON WIRELESS

FAX: [redacted]

PAGES (INCLUDING THIS ONE) - 7

COURT ORDERS FOR FOLLOWING NUMBERS:

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

[redacted]

Please feel free to contact me at [redacted]

Please send results electronically to [redacted]

Thank you!

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF CELLULAR TELEPHONE)
SUBSCRIBER INFORMATION RECORDS)

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring AT&T wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the AT&T wireless furnish the Fairfax County Police Department the following information: Subscriber information, for telephone number [redacted] on August 29, 2013.

It is further ORDERED that AT&T wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF CELLULAR TELEPHONE)
SUBSCRIBER INFORMATION RECORDS)

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. According to the decedent's phone log he was in contact [redacted] around the time of the incident.

5. The subscriber information may assist in locating a witness who may be able to provide insight into the mindset of the decedent prior to and at the time of the incident.

6. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information for telephone number [redacted] on August 29, 2013.

Wherefore, the applicant requests this Court to order AT&T wireless to furnish the above-described information to this detective forthwith.

_____
Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this _____day of September, 2013.

Notary Public

My commission expires: _____

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS, SUBSCRIBER INFORMATION, CALL DETAIL RECORDS OF INCOMING/OUTGOING CALLS, AND CELL SITE LOCATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring AT&T wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the AT&T wireless furnish the Fairfax County Police Department the following information: Subscriber information, call detail records of incoming/outgoing records, text detail records (not content) and cell site locations for telephone number [redacted] on August 29, 2013.

It is further ORDERED that AT&T wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS SUBSCRIBER INFORMATION, CALL DETAIL RECORDS AND TEXT DETAIL RECORDS OF INCOMING/OUTGOING CALLS AND TEXTS AND CELL SITE LOCATION, TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. The decedent contacted a friend at his number [redacted] During the conversation the decedent advised the friend that he was involved in a domestic dispute and that if the police responded there that the decedent would end up with a hole in his chest.

5. The subscriber information, call and text detail records, and cell site information pertaining to [redacted] will assist in providing a time line of the events and corroborate information provided by the witness. It may assist in understanding the mindset of the decedent prior to and at the time of the incident.

6. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information, call detail records of incoming/outgoing records, text detail records (not content) and cell site locations for telephone number [redacted] on August 29, 2013.

Wherefore, the applicant requests this Court to order AT&T wireless to furnish the above-described information to this detective forthwith.

_____
Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this _____day of September, 2013.

Notary Public

My commission expires: _____

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF CELLULAR TELEPHONE)
SUBSCRIBER INFORMATION RECORDS)

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring T-MOBILE wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the T-MOBILE wireless furnish the Fairfax County Police Department the following information: Subscriber information, for telephone numbers [redacted] and [redacted] on August 29, 2013.

It is further ORDERED that T-MOBILE wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF CELLULAR TELEPHONE)
SUBSCRIBER INFORMATION RECORDS)

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. According to the decedent's phone log he was in contact, attempted contact, or contact was attempted from the following numbers to the decedents phone [redacted] and [redacted] on the date of the incident.

5. The subscriber information may assist in locating a witness who may be able to provide insight into the mindset of the decedent prior to and at the time of the incident.

6. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information for telephone number [redacted] and [redacted] on August 29, 2013.

Wherefore, the applicant requests this Court to order T-Mobile wireless to furnish the above-described information to this detective forthwith.

_____
Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this _____day of September, 2013.

Notary Public

My commission expires: _____

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS SUBSCRIBER INFORMATION, TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. According to the decedent's phone log there were multiple entries from phone number [redacted] on the day of the incident. Interviewing the owner of [redacted] may assist in understanding the decedent's state of mind at the time of the incident.

5. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information for telephone number [redacted] on August 29, 2013.

Wherefore, the applicant requests this Court to order Cellco Partnership d/b/a Verizon Wireless to furnish the above-described information to this detective forthwith.

_____

Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this ____day of September, 2013.

Notary Public

My commission expires: _____

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF TELEPHONE	)
	SUBSCRIBER INFORMATION	)
	TO THE FAIRFAX COUNTY POLICE	)
	DEPARTMENT	)

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring Cellco Partnership d/b/a Verizon Wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the Cellco Partnership d/b/a Verizon Wireless furnish the Fairfax County Police Department the following information:

Subscriber information for [redacted] on August 29, 2013.

It is further ORDERED that Cellco Partnership d/b/a Verizon Wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS SUBSCRIBER INFORMATION, TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. According to the decedent's phone log he was in contact with phone number [redacted] the day of the incident and presumably the day before based on text messages that were received. The decedent had made suicidal statements prior to the incident involving the police and interviewing the owner of [redacted] may assist in understanding the decedent's state of mind at the time of the incident.

5. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information for telephone number [redacted] on August 29, 2013.

Wherefore, the applicant requests this Court to order Celleo Partnership d/b/a Verizon Wireless to furnish the above-described information to this detective forthwith.

_____

Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this ____day of September, 2013.

Notary Public

My commission expires: _____

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF TELEPHONE	)
	SUBSCRIBER INFORMATION	)
	TO THE FAIRFAX COUNTY POLICE	)
	DEPARTMENT	)

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring Cellco Partnership d/b/a Verizon Wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the Cellco Partnership d/b/a Verizon Wireless furnish the Fairfax County Police Department the following information:

Subscriber information for [redacted] on August 29, 2013.

It is further ORDERED that Cellco Partnership d/b/a Verizon Wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS SUBSCRIBER INFORMATION, CALL DETAIL RECORDS AND TEXT DETAIL RECORDS OF INCOMING/OUTGOING CALLS AND TEXTS AND CELL SITE LOCATION, TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. The phone numbers [redacted] and [redacted] belong to the decedent and his domestic partner who called the police. Their subscriber information, call and text detail records, and cell site information will assist in providing a time line of the events, corroborating information provided by witnesses as well as identify other witnesses. This information may help in understanding the mindset of the decedent at the time of the event as well as in the days preceding the event.

5. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information, call detail records of incoming/outgoing records, text detail records (not content) and cell site locations for telephone numbers [redacted] and [redacted] from August 23, 2013 through August 30, 2013.

Wherefore, the applicant requests this Court to order Cellco Partnership d/b/a Verizon Wireless to furnish the above-described information to this detective forthwith.

_____
Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this _____day of September, 2013.

Notary Public

My commission expires: _____

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS, SUBSCRIBER INFORMATION, CALL DETAIL RECORDS OF INCOMING/OUTGOING CALLS, AND CELL SITE LOCATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring Cellco Partnership d/b/a Verizon Wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the Cellco Partnership d/b/a Verizon Wireless furnish the Fairfax County Police Department the following information: Subscriber information, call detail records of incoming/outgoing records, text detail records (not content) and cell site locations for telephone numbers [redacted] and [redacted] from August 23, 2013 through August 30, 2013.

It is further ORDERED that Cellco Partnership d/b/a Verizon Wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS SUBSCRIBER INFORMATION, CALL DETAIL RECORDS AND TEXT DETAIL RECORDS OF INCOMING/OUTGOING CALLS AND TEXTS AND CELL SITE LOCATION, TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

Your applicant, Detective John Farrell, respectfully represents as follows:

1. That he is an investigative officer, employed by the Fairfax County Police Department.

2. That the Fairfax County Police Department is conducting a criminal investigation into an Officer Involved Shooting and Domestic Dispute that occurred on August 29, 2013; police case #2013-2410242.

3. That information likely to be obtained by this request is relevant to the above described ongoing investigation, which involves an adult male who was shot and killed by a Fairfax County Police officer during an incident at his residence.

4. The phone numbers [redacted] and [redacted] belong to witnesses/participants who either observed or discussed the events relating to the incident. Their subscriber information, call and text detail records, and cell site information will assist in providing a time line of the events, corroborating information provided by witnesses as well as identify other witnesses.

5. Based on the above detailed specific and articulable facts which are relevant to the ongoing criminal investigation the applicant seeks the following: Subscriber information, call detail records of incoming/outgoing records, text detail records (not content) and cell site locations for telephone numbers [redacted] and [redacted] on August 29, 2013.

Wherefore, the applicant requests this Court to order Cellco Partnership d/b/a Verizon Wireless to furnish the above-described information to this detective forthwith.

_____
Detective John Farrell
Applicant

VIRGINIA:

County of Fairfax, to wit:

This day Detective John Farrell, the above named applicant, personally appeared before me and made oath that the information contained in the foregoing application is true and correct to the best of his/her knowledge and belief.

Given under my hand this _____day of September, 2013.

Notary Public

My commission expires: _____

V I R G I N I A:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS, SUBSCRIBER INFORMATION, CALL DETAIL RECORDS OF INCOMING/OUTGOING CALLS, AND CELL SITE LOCATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring Cellco Partnership d/b/a Verizon Wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the Cellco Partnership d/b/a Verizon Wireless furnish the Fairfax County Police Department the following information: Subscriber information, call detail records of incoming/outgoing records, text detail records (not content) and cell site locations for telephone numbers [redacted] and [redacted] on August 29, 2013.

It is further ORDERED that Cellco Partnership d/b/a Verizon Wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this day of September, 2013.

_____
JUDGE

I ASK FOR THIS:

_____
Assistant Commonwealth's Attorney

The linked image cannot be displayed. The file may have been moved, renamed, or deleted. Verify that the link points to the correct file and location.

T-Mobile USA
Law Enforcement Relations Group
4 Sylvan Way
Parsippany, New Jersey 07054
Phone (973) 292-8911
Fax (973) 292-8697

Facsimile Cover Sheet

To:	**FARRELL**	Fax Number:	
From:	**Andrew Searfoss** [redacted]	Voice Number:	
Date:	**Oct 04, 2013**	Subject:	**Subpoena Response**
Pages:	**3 including cover**		**2013-162242**

Message:

The information contained in this facsimile transmission is privileged and confidential. It is intended only for the use of the individual or entity named above. 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 to us at the address listed below via regular U.S. Mail. Thank you.

T-Mobile stick together

T-Mobile USA
Law Enforcement Relations Group
4 Sylvan Way
Parsippany, New Jersey 07054
Phone (973) 292-8911
Fax (973) 292-8697

Date **Oct 04, 2013**

FARRELL

FAIRFAX, VA

Dear FARRELL

This is in response to the Court Order , dated Sep 30, 2013, and served upon T-Mobile USA, Inc. on Oct 04, 2013. This subpoena requests Subscriber Information for the T-Mobile subscriber associated with MSISDN: [redacted]

A search of our subscriber database discloses the following information:

Billing Account Number:	**418746584**
Billing Account Status:	**Opened**
Billing Account Name:	**REICO**
Date of Birth:	**N/A**
Social Security Number:	**N/A**
Company Name:	**REICO**
Address:	[redacted]
Telephone 1:	
Telephone 2:	
IMSI:	[redacted]
Mobile Number:	[redacted]
Mobile Number Name:	**REICO**
Date Account Established:	**08/30/2005**
MSISDN Status:	**Active**
Disconnect Type and Date:	**N/A**
Partner/Brand:	**Post-Paid-Prod / TMUS**
Last Refill Date:	**N/A**
Ported Indicator:	**Port In**

☐ Original materials follow via US Mail.

Should you have any questions regarding this information please feel free to contact me at your convenience. My direct telephone number is: [redacted]

Very truly yours,

Andrew Searfoss
T-Mobile Law Enforcement Relations Group

T-Mobile USA
Law Enforcement Relations Group
4 Sylvan Way
Parsippany, New Jersey 07054
Phone (973) 292-8911
Fax (973) 292-8697

Date **Oct 04, 2013**

FARRELL

FAIRFAX, VA

Dear FARRELL

This is in response to the Court Order , dated Sep 30, 2013, and served upon T-Mobile USA, Inc. on Oct 04, 2013. This subpoena requests Subscriber Information for the T-Mobile subscriber associated with MSISDN:

A search of our subscriber database discloses the following information:

Billing Account Number:	**873977725**
Billing Account Status:	**Opened**
Billing Account Name:	
Date of Birth:	
Social Security Number:	
Company Name:	
Address:	
Telephone 1:	
Telephone 2:	
IMSI:	
Mobile Number:	
Mobile Number Name:	
Date Account Established:	**02/22/2013**
MSISDN Status:	**Active**
Disconnect Type and Date:	**N/A**
Partner/Brand:	**Post-Paid-Prod / TMUS**
Last Refill Date:	**N/A**
Ported Indicator:	**Regular**

☐ Original materials follow via US Mail.

Should you have any questions regarding this information please feel free to contact me at your convenience. My direct telephone number is:

Very truly yours,

Andrew Searfoss
T-Mobile Law Enforcement Relations Group

TO: VERIZON WIRELESS

FAX: [redacted]

PAGES (INCLUDING THIS ONE) - 5

COURT ORDERS FOR FOLLOWING NUMBERS:

[redacted]

Please feel free to contact me at [redacted]

Please send results electronically to [redacted]

Thank you!

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF TELEPHONE SUBSCRIBER INFORMATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring Cellco Partnership d/b/a Verizon Wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the Cellco Partnership d/b/a Verizon Wireless furnish the Fairfax County Police Department the following information:

Subscriber information for [redacted] on August 29, 2013.

It is further ORDERED that Cellco Partnership d/b/a Verizon Wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this 26th day of September, 2013.

JUDGE

M.I. MUTNICK AUG 26 2013

I ASK FOR THIS:

Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE: DISCLOSURE OF TELEPHONE SUBSCRIBER INFORMATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT)

ORDER

THIS MATTER came before the Court this day upon application of Detective John Farrell, for an Order, pursuant to 19.2-70.3 of the Code of Virginia (1950), as amended, requiring Cellco Partnership d/b/a Verizon Wireless to furnish to the Fairfax County Police Department certain subscriber information.

And a showing having been made that the information sought is relevant to a legitimate law enforcement inquiry based on specific and articulable facts it is accordingly ORDERED that the Cellco Partnership d/b/a Verizon Wireless furnish the Fairfax County Police Department the following information:

Subscriber information for [redacted] on August 29, 2013.

It is further ORDERED that Cellco Partnership d/b/a Verizon Wireless, its agents and employees, not discuss the existence of the Order or investigation to the listed subscribers, or to any other person, unless and until otherwise ordered by the Court.

ENTERED this 26th day of September, 2013.

JUDGE

M.I. MUTNICK AUG 26 2013

I ASK FOR THIS:

Assistant Commonwealth's Attorney

VIRGINIA:

IN THE GENERAL DISTRICT COURT OF FAIRFAX COUNTY

IN RE:	DISCLOSURE OF CELLULAR TELEPHONE RECORDS, SUBSCRIBER INFORMATION, CALL DETAIL RECORDS OF INCOMING/OUTGOING CALLS, AND CELL SITE LOCATION TO THE FAIRFAX COUNTY POLICE DEPARTMENT	))))))

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I ASK FOR THIS:

Assistant Commonwealth's Attorney

	A	B	C	D	E	F
1	Searched-Value	Account Number	Last Name	First Name	Middle Name	Business Name
2	[redacted]	[redacted]				FAIRFAX CNTY POLICE DEPARTMENT

	G	H	I	J	K	L	M
1	Addr Line1	Addr Line2	Addr Line3	City	State	Zip Code	Contact Last Name
2	4100 CHAIN BRIDGE RD	ITB-COMMUNICATIONS-STE: 1231		FAIRFAX	VA	22030	15

	N	O	P	Q	R	S	T
1	Contact First Name	Contact Middle Initial	Phone No.1	Phone Type1	Phone No.2	Phone Type2	Addr Line1
2	POLICE TRAILER		[redacted]	H		W	4100 CHAIN BRIDGE RD

	U	V	W	X	Y	Z	AA	AB	AC
1	Addr Line2	Addr Line3	City	State	Zip Code	Country	mtn	Original Set-Up Date	Disconnect Date
2			FAIRFAX	VA	22035	USA	[redacted]	5/1/2013	

	AD
1	Type
2	Postpay

SUBSCRIBER INFORMATION

[redacted] C/T

Financially Liable Party

Name: NOLAN J WELLE
Credit Address: [redacted]

Customer Since: 02/13/2006
Photo ID Type: Photo ID State:
Photo ID Number:
DOB: SSN:

Contact Name:
Contact Home Phone: [redacted] Contact Work Phone: [redacted]
Contact Home Email: [redacted] Contact Work Email:

Billing Party

Account Number: [redacted]
Name: NOLAN J WELLE
Billing Address: [redacted]

Account Status: Active Billing Cycle: 5

User Information

MSISDN: [redacted] IMSI: [redacted]
MSISDN Active: 02/13/2006 - Current IMEI/ESN: [redacted]

Name: NOLAN J WELLE
User Address: [redacted]

Service Start Date: 02/13/2006 Dealer Info: [redacted]
Payment Type: Postpaid
Contact Name:
Contact Home Phone: Contact Work Phone:
Contact Home Email: [redacted] Contact Work Email:

Status Change History

Status Change Reason: Status Change Date:

The information contained here is for use by authorized person only and is not for general distribution.

TO: VERIZON WIRELESS

FAX: [redacted]

PAGES (INCLUDING THIS ONE) - 5

COURT ORDERS FOR FOLLOWING NUMBERS:

[redacted]

Please feel free to contact me at [redacted]

Please send results electronically to [redacted]

Thank you!

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