

LAS VEGAS METROPOLITAN POLICE DEPARTMENT
OFFICER'S REPORT

Event #: 110714-0742

USE OF FORCE INVESTIGATION

SUBJECT

DIVISION REPORTING: ISD DIVISION OF OCCURRENCE: PATROL SERVICES
DATE & TIME OCCURRED: 07/14/2011 0646 hours LOCATION OF OCCURRENCE: 301 FIRESTONE

INVESTIGATING DETECTIVE: DOLPHIS BOUCHER, P#4636
HOMICIDE SECTION

OFFICERS INVOLVED #1: CHRISTOPHER GRIVAS, P#8759
NORTH WEST AREA COMMAND
CALL SIGN:

WEAPON USED: SPRINGFIELD ARMORY, 45 CALIBER,
SEMI-AUTOMATIC HANDGUN, MODEL XD,
SERIAL

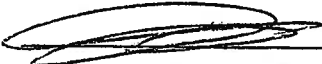
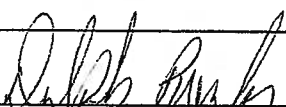
OFFICER INVOLVED #2: DAVID HAGER, P#8716
NORTH WEST AREA COMMAND
CALL SIGN:

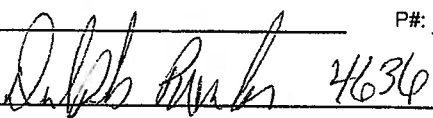
WEAPON USED: GLOCK, 9MM, SEMI-AUTOMATIC
HANDGUN, MODEL 17C, SERIAL#

OFFICER INVOLVED #3: JOSHUA HOUCHEN, P#8880
CALL SIGN:

WEAPON USED: LOW LETHAL SHOTGUN,
SERIAL
TAG #

Date and Time of Report: 08/08/2011 0900 Officer: D. Boucher P#: 4636

Approved By:  4532 Officer:  P#:

SIGNATURE:  4636

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SUSPECT: RAFAEL ALONSO OLIVAS
DOB: 1988,
SS#
7704 MUSICAL LANE,
LAS VEAGS, NV

WEAPON USED: ANOLON ADVANCE COLLECTOR CHEF'S
KNIFE, 7 INCH BLADE, WITH 5 INCH
HANDLE, BLADE WIDTH 1 ¾ INCHES.

SYNOPSIS:

On 7/14/2011 at 0646 hours, Alma Chavez called 911 requesting the police respond to her house because her son Rafael Olivas was "out of control." Olivas can be heard in the background by the dispatcher screaming, saying he has a knife, and that he will kill the police if they show up. Olivas left the residence with a knife, stating to Chavez that he was going to make the police shoot him.

At 0658 hours, Officers Grivas, Hager and Houchen arrived in the neighborhood and see Olivas walking towards them with a knife in his hand. The officers stopped in front of 301 Firestone, approximately 90 yards from where they first observed Olivas. Olivas continued to walk toward the officers disregarding their commands to drop the knife and to stop approaching them.

When Olivas closed the distance to approximately 40 feet Officer Houchen fired his low lethal shotgun at Olivas four times. Olivas stopped briefly, but then continued towards the officers, still holding the knife. Officer Grivas and Hager fired at Olivas stopping him. Olivas collapsed to the ground and Officer Hager approached Olivas in order to handcuff him. The knife was next to him so Officer Hager kicked it away and then handcuffed Olivas. Olivas said to Officer Hager, "I'm sorry."

Officers requested that medical expedite to the scene. Paramedics responded and transported Olivas to UMC. Olivas was unresponsive while being transported to the hospital. Doctors attempted to revive Olivas, but he succumbed to his injuries

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PERSONS AT SCENE:

A. PATROL DIVISION:

1. CAPTAIN C. HANKS, P#3803
2. LIEUTENANT T. DODDS, P#3186
3. SERGEANT R. WOOD, P#5266
4. SERGEANT A. LEGROW, P#2952
5. OFFICER A. MARQUEZ, P#6250
6. OFFICER G. PRICE, P#6174
7. OFFICER J. IRWIN, P#9708
8. OFFICER D. WHEATLEY, P#5298
9. OFFICER J. MARTIN, P#6596
10. OFFICER J. ASHE, P#7302
11. OFFICER T. O'NEILL, P#6067
12. OFFICER G. DUFFIN, P#9792
13. OFFICER D. HURWITZ, P#5430
14. OFFICER A. BATES, P#6892
15. OFFICER M. CASPER, P#6549
16. OFFICER S RADMANOVICH, P#6420
17. OFFICER J. LAROSA, P#13448
18. OFFICER T. EDWARDS, P#9035
19. OFFICER M. OBRIEN, P#3506
20. OFFICER J. ALDRIDGE, P#7951

B. INVESTIGATIVE SERVICES:

1. SERGEANT M. MAINES, P#4040
2. DETECTIVE K. JOHNSON, P#2872
3. DETECTIVE F. FARMER, P#6528
4. DETECTIVE E. PAZOS, P#6817 – Sunrise Hospital

C. HOMICIDE SECTION:

1. CAPTAIN P. NEVILLE, P#2949
2. LIEUTENANT L. ROBERTS, P#3379
3. SERGEANT J. SCOTT, P#4532
4. SERGEANT M. SANFORD, P#5293
5. DETECTIVE D. BOUCHER, P#4636
6. DETECTIVE R. ROGERS, P#2858
7. DETECTIVE T. IVIE, P#6405
8. DETECTIVE T. SANBORN, P#5450

D. CRIMINALISTICS:

1. C.S.A. SUPERVISOR T. MARTIN, P#5946
2. C.S.A. M. SPOOR, P#3856

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3. C.S.A. J. ALBERT, P#13204
4. C.S.A. S. JOSEPH, P#8178 - UMC
5. C.S.A. S. SMITH P# 6650 - Firearm Countdowns

E. CRITICAL INCIDENT REVIEW TEAM:

1. LIEUTENANT J. LAROCHELLE, P#4353
2. SERGEANT R. BLACK, P#4635
3. DETECTIVE D. POND, P#3791
4. DETECTIVE R. GOLGART, P#4647
5. DETECTIVE C. JEX, P#5597

F. POLICE PROTECTIVE ASSOCIATION:

1. OFFICER R. BERNI, P# 1488
2. P.P.A. ATTORNEY KATHY WERNER-COLLINS

G. PEAP

1. OFFICER L. TELLEZ, P#5916
2. OFFICER J. LEVY, P#6648

H. LAS VEGAS CITY FIRE – RESCUE 44

1. FIREFIGHTER CHABOURNE
2. PARAMEDIC VREELAND
3. PARAMEDIC SEDBURY

I. UMC TRAUMA

1. DOCTOR N. OZOBIA, Pronounced death at 0735 hours.

J. CORONER INVESTIGATOR

1. RICK JONES, CORONER CASE #11-6240, SEAL#785594

K. MORTUARY – VALLEY FUNERAL HOME

1. S. ALLEN
2. J. SMITH

L. LVMPD FORENSIC MULTIMEDIA ANALYST

1. MARC MOSES, P#13637

WITNESSES:

Alma Chavez

Res. Address: 7704 Musical Lane, Las Vegas, NV 89145

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Francisco Vasquez
DOB: -1979, SS#
7704 Musical Lane
Las Vegas, NV 89145

Lauren Vianzon
DOB: 1988, SS#
7704 Musical Lane
Las Vegas, NV 89145

Aaron Olivas
DOB 1991, SS#
7704 Musical Lane
Las Vegas, NV 89145

Ryan La-Rance
DOB: 1987, SS#
125 Steeler Drive
Las Vegas, NV 89145

William Gomer
DOB: '1970, SS#
7701 Composer Way
Las Vegas, NV 89145

Jason Wolfe
DOB 1974, SS#
7701 Tomich Avenue
Las Vegas, NV 89145

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PESONS CONTACTED:

Franklin McKnight *(provided video surveillance)*
DOB: 1960
409 Firestone Drive
Las Vegas, NV 89145

Clayton Muckridge *(helped recover video surveillance)*
DOB: '1984, SS#
2455 Serene Avenue, #239
Las Vegas, NV 89123

Employed by Open Air Communications

INITIAL RESPONSE / FIT NOTIFICATION:

On 7/14/2011 at 0646 hours, Alma Chavez called 911 requesting the police respond to her house because her son Rafael Olivas was "out of control." Chavez said that Olivas has anger problems and is not right in his mind, and asked if dispatch would send someone specialized. When Chavez first called, Olivas was in his bedroom; however he comes out and discovered his mother on the phone with police. Olivas can be heard in the background screaming. He was extremely irate and made statements such as; "Watch them fucking shoot me to fucking hell...I'm gonna kill those motherfuckers...as soon as they fucking get here I will have a fucking knife in my fucking hand and I will stab those motherfuckers." Olivas continued to yell in the background. Chavez told the dispatcher that her son has not been diagnosed with any mental illness, but she believes he has mental issue problems. After several minutes of yelling at Chavez, Olivas retrieved a knife from the kitchen. Chavez pleaded with him not to make things worse, but he only screamed at her. Olivas went outside, and Chavez told the dispatcher that Olivas was going to make the police shoot him.

Olivas walked east down his street to Firestone, and then walked south to the northwest corner of Firestone/Larue. Olivas paced back and forth on the corner for approximately four minutes until police units turned onto Firestone from Westcliff. Olivas walked to the south towards the arriving police units.

Officers saw Olivas approaching them with a knife in his hand so they stopped near 301 Firestone. The officers gave Olivas verbal commands to stop and put down the knife, however he continued towards them. Officer Houchen fired four bean bag rounds at Olivas hitting him all four times, but he continued towards officers disregarding their commands to stop. Officer Hager and Grivas both fired their handguns at Olivas,

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striking him three times and grazing him twice. Olivas collapsed in the street. Officers handcuffed Olivas and requested medical expedite to aid him. Grivas was transported to UMC trauma where he died from his injuries. Officers secured the scene with yellow and red crime scene tape and positioned officers.

Homicide Lieutenant Roberts was notified of the incident and responded with Homicide Sergeants Scott and Sanford, as well as Homicide Detectives Boucher, Rogers, Sanborn, and Ivie. Detective Boucher was assigned responsibility for documenting the crime scene along with C.S.A. Supervisor T. Martin, C.S.A Spoor, and C.S.A. Albert. Detective Rogers was assigned responsibility for conducting weapons countdowns, with C.S.A. Smith. Detective Ivie was assigned responsibility for conducting interviews. Detective Sanborn was assigned responsibility to UMC to document the injuries to the body and conduct interview with any family members.

DESCRIPTION OF SCENE AND VISIBLE EVIDENCE:

A. DESCRIPTION OF SCENE AND VISIBLE EVIDENCE

The scene is located in the road way in front of 301 Firestone, primarily on the east side of the street and the sidewalk. The scene begins where the LVMPD patrol vehicles are stopped and extends north approximately 100 yards. LVMPD vehicle NW 1995 is parked facing north, in the northbound lane, near the curb, and the vehicle is running; however none of the emergency equipment is on. West, and slightly north is LVMPD vehicle NW 10292, and it is also running, and the emergency equipment on this vehicle is not activated either. Slightly northeast of vehicle 10292 is a group of four (4) 9mm cartridge cases. Southeast of the cartridge cases is an orange LVMPD low lethality shotgun, lying on the ground with the barrel pointed north. The safety is on, and the weapon is empty. There are six bean bag shells on the side saddle of the shotgun. Immediately in front of the shotgun are four expended shot shells. East of the shells, on the sidewalk are three .45 caliber cartridge cases.

North of this area, in the gutter, next to the curb is an Anolon "Advance collector" chef's knife. The knife has a seven inch blade, and a five inch handle. The width of the blade at its widest point is 1¾ inches. North of the knife in the gutter and road is large blood stain. In the blood is a black tee shirt, which appears to have been cut. There are blood drops from the stain that lead southwest towards the middle of the street. Just west of the blood stain are two bullet impact marks in the roadway. South of the blood stain, in the road, there is a bean bag and a used rubber glove. North of the blood stain is a used rubber glove, and another bean bag. There is a third bean bag on the sidewalk. Scattered north about the sidewalk and roadway is various shot shell debris. Farther north of the main scene at the northwest corner of Firestone and Composer is a fourth bean bag round.

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An examination of the roadway, vehicles and homes north of the shooting was conducted by both Detectives and Crimes Scene investigators; however no bullets or bullet strikes were located.

B. DESCRIPTION OF BODY

The body of Rafael Olivas is lying supine on a back board in treatment bay in University Medical Center's Trauma unit. The body had been covered with a blue blanket by medical staff after death. The blanket was removed and revealed that the body has obvious signs of medical intervention including a chest tube to the right side of the chest. There are several apparent gunshot wounds, as well as four bruises which appear consistent with bean bag round strikes. The gunshot wounds are to the left arm, right shoulder, neck, and a graze to the stomach. The bean bag strikes are to the throat, stomach, lower abdomen and right hip. C.S.A Joseph took overall photographs of Olivas to document his injuries.

Coroner Investigator Rick Jones responded to the hospital. Death had previously been pronounced by Doctor N. Ozobia at 0735 hours. Jones had the body removed from the back board, and wrapped in a sterile sheet. The body was placed into a body bag which was sealed with Coroner seal #785594. The body was transported to the Clark County Coroner's Office by Valley Funeral Home representatives Allen and Smith.

AUTOPSY:

A. PERSONS ATTENDING:

1. Doctor Gary Telgenhoff
2. Forensic Technician B. Kinard
3. Forensic Technician A. Triplet
4. Detective D. Boucher, P#4636
5. C.S.A. J. Albert, P#13204

B. LOCATION OF INJURIES:

1. Perforating gunshot wound to the left arm. Appears to have entered the inside of the arm and exited above the elbow.
2. Penetrating gunshot wound to left arm at the joint. A bullet and fragments were recovered near the elbow.
3. Penetrating gunshot wound to the right shoulder. A bullet was recovered from the spine.
4. A perforating gunshot wound to the front of the neck, which entered and exited in the front of the neck.
5. A graze wound to the center of the chest, direction is undetermined.

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6. Four apparent bean bag round injuries; front of the neck, center of the stomach, lower abdomen, right hip.
7. Two small abrasions to the left eye (one above and one below), and an abrasion to the left shin.

C. EVIDENCE IMPOUNDED:

1. Bullet – from spine
2. Bullet and fragments – from left arm
3. Buccal swabs
4. Blue boxer underwear

D. RESULTS OF AUTOPSY:

On 07/15/2011 a complete autopsy was conducted upon the body of Rafael Olivas by Doctor Telgenhoff, of the Clark County Coroner's Office. Doctor Telgenhoff determined the cause of death to be a gunshot wound to the chest, and the manner of death to be homicide.

E. TOXICOLOGY

Postmortem toxicology analysis conducted on Olivas' chest blood revealed positive results for Ethanol (102 mg/dL) with a Blood Alcohol Concentration of 0.102% w/v.

INVESTIGATION:

Sergeant R. Wood, P#5266 was the first patrol Sergeant to arrive on the scene, and therefore obtained a public safety statement from Officers Grivas, Hager, and Houchen. Detective Boucher conducted an audio recorded interview Sergeant Wood regarding the statements. During the statements it was determined that Officers Grivas and Hager fired their handguns and Officer Houchen fired a low lethality shotgun. Each officer provided a walk-through of the scene, providing information regarding their location during the shooting, and their direction of fire with their weapons. Officer Hager said that when he was putting handcuffs on Olivas, Olivas said to him, "I'm sorry." All three officers were transported to Northwest area command where a countdown of their weapons was conducted.

At approximately 0930 hours, Detective Rogers supervised the countdown of the officer's weapons at the Northwest Area Command. Persons present were CSA Smith P# 6650, PPA Representative R. Berni P# 1488, and PPA Attorney K. Werner-Collins. All three officers were photographed in uniform from four sides, and close ups were taken of their duty belts and respective handguns. In addition, a close up image was taken of Officer Hager's uniform shirt to document apparent blood near the neck line and his duty handcuffs.

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Officer Chris Grivas' duty weapon is a Springfield Armory model XD 45 semi-automatic firearm with no modifications. The weapon was loaded with one live round in the chamber, and 10 rounds in the magazine (labeled 1) for a total of 11 rounds, with all having the same head stamp of "Speer 45 auto." Officer Grivas advised he typically carries the weapon loaded with a total of 14 rounds (13+1), which suggested he fired a total of 3 rounds. He also carries three additional magazines (labeled 2, 3, &4) on his duty belt that were loaded with 13 rounds each.

Digital images were taken of the weapon, the magazines, and the removed cartridges. C.S.A. Smith subsequently collected the Springfield Armory handgun, the magazine removed from the weapon, and the 11 live rounds. Officer Grivas retained possession of the additional three unused magazines.

Officer David Hager duty weapon is a Glock model 17C semi-automatic firearm with no modifications. The weapon was loaded with one live round in the chamber, and 12 rounds in the magazine for a total of 13 rounds, with all having the same head stamp of "Speer 9mm Luger +P." Officer Hager advised he typically carries the weapon loaded with a total of 18 rounds (17+1), which suggested he fired a total of 5 rounds. However, during a countdown of two additional magazines on his duty belt, they were loaded with 14 and 16 rounds respectively. Hence, the number of rounds fired may have been 4. (There were only four 9mm cartridge cases located at the scene.)

Digital images were taken of the weapon, the magazines, and the removed cartridges. C.S.A. Smith collected the Glock handgun, the magazine removed from the weapon, and the 13 live rounds, along with his bloody shirt. Officer Hager retained possession of the additional two unused magazines.

Officer Joshua Houchen duty weapon is a Glock model 21SF semi-automatic firearm with an attached Streamlight flashlight. The weapon was loaded with one live round in the chamber, and 13 rounds in the magazine (labeled 1) for a total of 14 rounds, with all having the same head stamp of "Speer 45 Auto." Officer Houchen advised after he discharged his low-lethal shotgun four times, he pulled this weapon but did not fire. Officer Houchen typically carries the firearm loaded with a total of 14 rounds (13+1), which confirmed he did not fire the weapon. He also carried four additional magazines (labeled 2, 3, 4, &5) on his duty belt that were loaded with 13 rounds each.

and since his firearm did not appear to have been fired, it was not collected. Digital images were taken of the weapon, the magazines, and the removed cartridges.

On 07/14/2011 at approximately 0815 hours, Detective Sanborn contacted Alma Chavez at UMC Trauma, inside a quiet room off of the public waiting room. During the contact, which was not audio recorded, Detective Sanborn learned the following: She is the mother of Rafael Alonso Olivas, who goes by the nickname "Ralfy." Olivas went out

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for drinks with some friends last night and came home intoxicated around 0300 hours. Olivas got angry over something "stupid," and became out of control. She attempted to keep him quiet and calm him, but was unsuccessful. She called the police and requested a "special team" respond to help Olivas. Olivas grabbed a knife from the dishwasher and told Chavez he was going to wait for the police to kill him. Chavez told him not to take the knife and tried to get it away from him. She shut the dishwasher door and broke the knife; however Olivas retrieved another knife and walked out of the residence. Olivas stated several times he was going to make the police kill him. Olivas had spoken of suicide recently, but she did not believe he would do it. Olivas was not under a doctor's care and he has not been diagnosed with any mental conditions.

On 07/14/2011 at approximately 0900 hours, Detective Ivie conducted an audio recorded interview with Francisco Vasquez at 7704 Musical Lane. During the contact/interview Vasquez related the following: On 07/14/2011 at approximately 0300 hours Vasquez was asleep inside his house located at 7704 Musical Lane when he was awoken by his brother Rafael Olivas and his mother Alma Marquez arguing. During the argument Rafael stated "If I died today you would not care," and the argument ended. Vasquez was again woken up at approximately 0600 hours by Rafael and his mother arguing again. Rafael was out of control and stated that he wanted to die. His mother phoned police. Francisco heard his mother tell the dispatcher Rafael had a knife and not to kill him. Rafael said he was going to fight with the officers when they arrived and then left the residence. A few minutes later Vasquez heard gunshots.

Rafael has always had a temper, and has been very depressed. Vasquez has heard Rafael speak of suicide on several occasions, and believes that today it just got too much for him to deal with. See Vasquez' transcribed statement for complete details.

On 07/14/2011 at 0924 hours, Detective Ivie conducted an audio recorded interview with Lauren Vianzon at 7704 Musical Lane. During the contact/interview she related the following: On 07/13/2011 from approximately 2200-0300 hours Lauren and her boyfriend Rafael Olivas were out drinking. They arrived home at 7704 Musical Lane at approximately 0330 hours. When they arrived home Rafael and his mother Alma began arguing. Lauren had seen Rafael argue before with his mother, but this time he was out of control, which made her fear for her safety. Rafael left the residence, and when he returned he told Lauren how he hates his life and then cried himself to sleep.

At approximately 0600 hours Lauren fearing for her safety, began packing her property to leave. Rafael woke up and began arguing with her and Alma. Rafael then walked into the kitchen as Alma called police. Lauren could hear the drawers, where the knives are kept being open and shut. Alma told the person on the phone that Rafael had a knife. Rafael stated he was going to fight with the officers when they arrived and then she heard the front door close. A few minutes later Lauren heard five gunshots. Lauren has

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known Rafael for several years and in that time she has always known him to have a temper, be very depressed, and has spoken of suicide on several occasions. For complete details see Lauren Vianzon's transcribed statement.

On 07/14/2011 at 0950 hours, Detective Ivie conducted an audio recorded interview with Aaron Olivas at 7704 Musical Lane. During the contact/interview he related the following: at approximately 0600 hours Aaron Francisco was inside his house located at 7704 Musical Lane when he was awoke by gunshots. He later learned that his brother Rafael Olivas had been shot by police. Aaron has always known Rafael to have a temper, be very depressed, and spoken of suicide on several occasions. He never heard any arguing prior to the gunshots. For complete details see Aaron Olivas' transcribed statement.

After conducting interview with the occupants of 7704 Musical Lane, Detective Ivie obtained signed consent to search cards from Lauren Vianzon, Aaron Olivas and Francisco Vasquez. Detective Sanborn also obtained a consent to search card from Alma Chavez. CSA Albert took overall photographs of the residence. Detective Ivie discovered a broken knife blade sitting on the kitchen counter, consistent with the knife Chavez said she broke in the dishwasher, when Olivas tried to take it. Photographs of the knife were taken also.

On 07/14/2011 at approximately 1705 hours, Detective Ivie conducted an audio recorded interview with Ryan La-Rance at 125 Steeler Drive. During the contact/interview La-Rance related the following: at approximately 0655 hours La-Rance arrived at 409 Firestone, to meet a friend. When he arrived he saw a Hispanic male with short hair wearing a black shirt and tan shorts in front of the neighbor's house pacing back and forth on the sidewalk. The Hispanic male appeared to be angry and distraught about something. This concerned Ryan enough that he locked his vehicle's doors and hurried inside. Ryan has never seen the Hispanic male before and later learned the Hispanic male was shot by police officers. See La-Rance's transcribed statement for complete details.

On 07/14/2011 at approximately 1705 hours, Detective Ivie conducted an audio recorded interview with William Gomer at 7701 Composer Way. During the contact/interview Gomer related the following: at approximately 0640 hours William was asleep inside his house located at 7701 Composer Way, when he was awoken by someone outside giving verbal commands for someone to get down, get on the ground. As William was going downstairs to see who was yelling, he heard (4-6) gunshots, which he believed had been discharged from a low lethal shotgun. After the shots he heard several more verbal commands to get down and put it on the ground. Then William heard (10-12) more gunshots. After the gunshots William went outside and saw two black and white patrol vehicles, two police officers, and a Hispanic male handcuffed

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with white zip ties lying on the ground in front of one of the patrol vehicles. For complete details see William Gomer's transcribed statement.

On 07/14/2011 at approximately 0820 hours, Detective Majors conducted an audio recorded interview with Jason Wolfe at 7701 Tomich Avenue. During the contact/interview Wolfe related the following: at approximately 0630 hours Wolfe was inside his house located at 7701 Tomich Avenue, when he heard four gunshots, followed by a loud scream. Jason immediately called 9-1-1 and was told police had already arrived on a call near his house. See Jason Wolfe's transcribed statement for complete details.

Detective Ivie contacted Franklin Wolfe at his residence located at 409 Firestone Drive. Wolfe has recorded surveillance video set up outside of his residence. The camera's are attached to the front of his residence and face to the south. A review of the video shows Olivas walk past Wolfe's house from the west (on Musical) and walk south on Firestone. Olivas walks to the corner of Firestone / La Rue Court, where he paces back and forth until police units turn onto Firestone. Olivas then walks south on Firestone towards the police cars until he is out of range of the camera's. The police vehicles have their lights on and stop short of Olivas. You cannot tell from the video if Olivas has anything in his hands or not. A short time later, Chavez can be seen running down the street towards the patrol cars. The shooting incident itself is too far away from the camera's to see what occurred.

LVMPD Forensic Multimedia Analyst Marc Moses responded to the residence to collect the video. Clayton Muckridge, who is employed by Open Air Communications, responded to assist, as he works for the company that operates the surveillance equipment. A copy of the video was made and maintained by Detective Boucher.

FIREARM & BALLISTIC EVIDENCE EXAMINATIONS:

On 08/24/2011, Forensic Scientist Angel Moses conducted an examination of the involved firearms and related collected evidence.

Officer Hager's Glock pistol was examined, test fired and found to be operational with no noted malfunctions. The two bullets recovered at autopsy are consistent with 9mm GDHP bullets (Officer Hager's ammunition), and bear the same rifling type and some similar characteristics as the test bullets from the Glock pistol. However, there are insufficient microscopic details for a conclusive identification. The bullet fragments were not comparable. The four 9mm Luger cartridge case were all fired from the Glock.

Officer Grivas' Springfield Armory pistol was examined, test fired and found to be operational with no noted malfunctions. The 3 "Speer" .45 Auto cartridge bear the same

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general characteristics and some similar individual characteristics as the test cartridge cases from the Springfield Armory pistol. However, there are insufficient microscopic details for a conclusive identification.

Officer Houchen's Remington shotgun was examined, test fired and found to be operational with no noted malfunctions. The four fired 12 Gauge shotshells were all fired by the Remington shotgun. The bean bags and wads are similar in materials and design to the components of Defense Technology bean bag shotshells.

Please refer to Moses' separate report for complete details.

CONCLUSION:

Based on the evidence at the scene and statements obtained from witnesses and involved parties, none of the elements of NRS 197.200 exist and all of the elements of 200.140, 200.160 and 200.200 exist. No criminal charges are applicable regarding the actions of Officers Grivas, Hager or Houchen.