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**FORCE INVESTIGATION TEAM REPORT
OFFICER-INVOLVED SHOOTING
FATAL**

LVMPD Event: 200400143535
Date of Incident: April 29, 2020
Time of Call: 2042 hours
Time of OIS: 2054 hours
Location of Incident: North Las Vegas Boulevard,
Mile Marker 59
GPS 36.3207, -114.9479

Primary Detectives: Detective J. Leavitt, P# 5814
Detective B. Penny, P# 6042

Subject Officer: Sergeant Timothy Stovall, P# 7415

Suspect: Jesus Caballero-Herrera,
DOB: [REDACTED]/82

Date of report: July 7, 2020

Submitted by: Detective Jason Leavitt, P# 5814

Signature: [Handwritten Signature]

Approved by: Sergeant Michele Iacullo, P# 7857

Signature: [Handwritten Signature] 7857

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I. PERSONS INVOLVED/CONTACTED

Subject Officer

Per the Las Vegas Metropolitan Police Department (LVMPD), a subject officer is defined as an officer or supervisor who participated in, directed, or influenced the application of the use of force.

Name: **Sergeant Timothy Stovall, P# 7415**
Date of hire: [REDACTED]/01
Area of assignment: Gang Vice Bureau - Gang Major Case Team
Squad: G80
Call sign: [REDACTED]
Vehicle: 20433
Shift hours: 1100-2100 hours
Days off: Friday/Saturday/Sunday
Statement given to FIT: Yes
Weapon
 Make: Glock
 Model: 22
 Caliber: .40
 Serial number: [REDACTED] [REDACTED]

Persons Contacted

Name: **Officer Brandon Layne, P# 15602**
Date of hire: [REDACTED]/15
Area of assignment: Traffic
Squad: TR40A
Call sign: [REDACTED]
Vehicle: NHP 18-273
Shift hours: 1700-0300 hours
Days off: Sunday/Monday/Tuesday
Provided an audio recorded interview

Name: **Trooper Jose Campos Jr., P# 345**
Date of hire: [REDACTED]/13
Area of assignment: NHP Southern Command/Las Vegas
Squad: DUI Strike Team
Call sign: [REDACTED]
Vehicle: 18-273
Shift hours: 1700-0300 hours
Days off: Sunday/Monday/Tuesday
Body worn camera review only

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Name: **Trooper Michael Auvil, P# 284**
Date of hire: [REDACTED]/16
Area of assignment: Nevada Highway Patrol Las Vegas
Squad: Swing 5
Call sign: [REDACTED]
Vehicle: 875
Shift hours: 1400-0000 hours
Days off: Thursday/Friday/Saturday
Body worn camera review only

Name: **Officer Michael McGinnis, P# 4878**
Date of hire: [REDACTED]/95
Area of assignment: NEAC
Squad: NE33
Call sign: [REDACTED]
Vehicle: 17019
Shift hours: 1500-0100 hours
Days off: Saturday/Sunday/Monday
Body worn camera review only

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Suspect

Name: **Jesus Caballero-Herrera**
Also Known As (AKA): Jesus Caballero
DOB: [REDACTED] 82
FBI #: [REDACTED]
ID number: None
Race: Hispanic
Height/Weight: 5'5"/150 lbs.
Hair/Eyes: Brown/Brown
Address: 1213 Barnard Drive
Las Vegas, NV 89102



Weapon

Make: Ruger
Model: 10-22
Caliber: .22 long rifle
Serial number: 0011-23892



Vehicle

Year: 2006
Make & model: GMC Yukon XL
Vehicle ID number (VIN): 1GKFK66U36J124143
Registered owner: Jesus Caballero-Herrera
Address: 3335 Medina Court
Las Vegas, NV 89121



Criminal charges/offenses: Assault with a Deadly Weapon on a Protected Person
Reckless Driving
Resisting with a Deadly Weapon

II. ADDITIONAL PERSONNEL

The following persons responded to the primary and/or secondary incident scene(s), however, were not documented on the LVMPD unit or briefing logs.

Clark County Office of the Coroner/Medical Examiner (CCOCME) Personnel

- 1) Investigator Pricilla Chavez

CCOCME case: 20-2366
Time & date of death: 2144 hours on April 29, 2020
Seal: 335130

Hites Funeral Home & Cremation Service

Due to COVID-19 pandemic Hites sealed the body #1251775 and transported to CCOCME.

Collective Bargaining Association Personnel

Las Vegas Police Managers and Supervisors Association (LVPMSA)

- 1) Attorney Dan Coe
- 2) Representative William Huddler, P# 7789
- 3) Representative Troyce Krumme, P# 7167

Las Vegas Police Protective Association (LVPPA)

- 1) Representative Brian Grammas, P# 5085
- 2) Representative Steve Grammas, P# 6090

Clark County District Attorney's Office Personnel

- 1) Assistant District Attorney Robert Daskas

Medical Personnel

- 1) North Las Vegas Fire Department – Engine 57
- 2) Medic West – Unit 702

Police Employee Assistance Program (PEAP) Personnel

- 1) Peer Counselor Tricia Caine, P# 7370
- 2) Peer Counselor Keith Parenteau, P# 5488

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III. INCIDENT TIMELINE

The below timeline based on computer aided dispatch (CAD) provides a reconstruction of events which transpired on Wednesday, April 29, 2020, in relation to the officer involved shooting that occurred at North Las Vegas Boulevard, Mile Marker 59, GPS 36.3207, -114.9479

Time (hours)	Description of Event/Action
2042	Sergeant Stovall broadcast on LVMPD radio "extreme 410" (reckless driver) vehicle north on I-15, which almost caused an accident. He requested NHP be advised and asked for their assistance. Sergeant Stovall advised [REDACTED] and gave his vehicle description.
2046	Sergeant Stovall advised they were passing Mile Marker 56 and the suspect had almost crashed several times.
2047	NHP, Tribal Police and additional units requested. [REDACTED] (Trooper Campos and Officer Layne) assigned themselves to the event.
2048	Sergeant Stovall broadcast the suspect exited at Apex going westbound and he was going to conduct a vehicle stop.
2049	A Code Red was placed on channel and Sergeant Stovall broadcast, "He's asking me to shoot him, have everybody step up."
2053	Sergeant Stovall broadcast, "Subject has a gun in the car, subject has a gun in the car."
2054	Shots fired broadcast.
2055	Sergeant Stovall broadcast, "Suspect's down. He still has the gun. He's still conscious. Suspect is down, I need back up."
2056	Sergeant Stovall advised he needed a shield and a contact team.
2100	Officer Layne arrived and broadcast NHP deployed a rifle.
2102	[REDACTED] (Officer McGinnis) broadcast the suspect was in custody.

IV. INCIDENT BRIEFING

Upon arrival of investigators, Sergeant Shaun Woodard, P# 7041, conducted a briefing. The following persons were present:

- 1) Assistant Sheriff Chris Jones, P# 4531
- 2) Deputy Chief Lazaro Chavez, P# 3657
- 3) Captain Nichole Splinter, P# 6990
- 4) Lieutenant Michael Gennaro, P# 5611
- 5) Lieutenant David Gordon, P# 3965
- 6) Lieutenant Erik Lloyd, P# 3955
- 7) Sergeant Michael Bland, P# 6819
- 8) Sergeant Miguel Garcia, P# 7204
- 9) Sergeant Shawn Smaka, P# 6098
- 10) Sergeant Shaun Woodard, P# 7041
- 11) Detective Trever Alsup, P# 5782
- 12) Detective Marc Colon, P# 7585
- 13) Detective Brian Jackson, P# 9690
- 14) Detective Jason Leavitt, P# 5814

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- 15) Detective Denise MacDonald, P# 8076
- 16) Detective Scott Mendoza, P# 6878
- 17) Detective Blake Penny, P# 6042
- 18) Detective Darius Starkes, P# 6927
- 19) Detective Guy Turner, P# 13518
- 20) Detective Andrew Ubbens, P# 13119
- 21) Officer Lawrence Hadfield, P# 7171
- 22) Officer Michael McGinnis, P# 4878
- 23) Crime Scene Investigations (CSI) Director Randal McLaughlin, P# 4170
- 24) NHP Auvil, P# 345
- 25) NHP Becker, P# 138
- 26) NHP Caballero, P# 457
- 27) NHP Stucki, P# 506

Following the briefing Detective Leavitt was assigned as the lead case agent. Detective Colon was tasked with the responsibility of documenting the crime scene with the following CSI personnel:

- 1) CSI Director McLaughlin
- 2) CSAS Moretta McIntyre, P# 13207
- 3) CSAS Stephanie Thi, P# 14373
- 4) SCSA Tabatha Paine, P# 14793
- 5) CSA Alexandra Draus, P# 16770
- 6) CSA Traci Goldberg, P# 16203
- 7) CSA Megan Madonna, P# 15145

V. SYNOPSIS OF INCIDENT AND INVESTIGATION

Scene Overview



Above: Aerial overview of Apex Exit 58 and OIS location.



Above: Close-up aerial view of Apex Exit 58 and OIS location.

Investigative Summary

On April 29, 2020, at approximately 2042 hours, Sergeant Stovall was north on Interstate 15 (I-15) in an LVMPD vehicle. Sergeant Stovall operated in a plain clothes capacity and was in an unmarked, blue Dodge Grand Caravan. Sergeant Stovall observed a Gold GMC Yukon which was driving reckless. The driver of the Yukon was later identified as Jesus Caballero-Herrera.

Sergeant Stovall broadcast the information of the Yukon on his LVMPD radio of an “extreme reckless driver,” while north bound I-15 near Cheyenne. He then informed LVMPD dispatch the Yukon was driving more than 100 miles per hour, almost colliding with other vehicles, and asked for Nevada Highway Patrol (NHP) to be advised. Sergeant Stovall continued to follow and broadcast additional near collisions as he requested other police units to his location to conduct a vehicle stop.

As Sergeant Stovall followed, Caballero-Herrera exited Mile Marker 58 (the Apex Exit) where he made a left turn to proceed northwest on Las Vegas Boulevard. Sergeant Stovall exited with Caballero-Herrera and advised dispatch that he was going to conduct a vehicle stop. Sergeant Stovall updated dispatch with the license plate of the Yukon and that Caballero-Herrera was

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pulling over. The location of the stop occurred at GPS coordinates 36.3207, -114.9479, which is just under one mile from Exit 58.

When Caballero-Herrera pulled over to the right shoulder and stopped, Sergeant Stovall advised dispatch that he had Caballero-Herrera at gunpoint and a Code Red was placed on the radio channel. That radio traffic occurred at 20:48:56 per LVMPD Communications time stamp. Over the next four minutes Sergeant Stovall gave radio updates while he waited for additional officers to assist. Some of the updates given included:

- “He’s asking me to shoot him, have everybody step up.”
- “Where’s my closest back?”
- “He’s still asking me to shoot him, but we have an open dialogue. He’s having family problems right now.”
- “Subject has a gun in the car, subject has a gun in the car.”
- “When back up approaches... pull up to the left of me, come up behind my van.”

At time stamp 20:54:51, Sergeant Stovall broadcast “Shots Fired! Shots Fired! suspect’s down, need back-up right now, suspects got a gun.” The closest back-up responded on the radio and advised they were passing the Las Vegas Motor Speedway. This unit, call sign [REDACTED] was a joint LVMPD/NHP team in an NHP vehicle that had been conducting DUI enforcement activities. DUI 5 arrived at Sergeant Stovall’s location at 21:00:45, approximately six minutes after Sergeant Stovall broadcast shots had been fired.

As DUI 5 arrived, the dashcam from the NHP vehicle captured Sergeant Stovall standing behind the open driver door of his LVMPD unmarked vehicle. Sergeant Stovall was in plain clothes with a black tactical vest which said “POLICE GANG UNIT” in yellow letters on his back. He had his gun pointed toward Jesus Caballero-Herrera, who was lying on his back next to the open driver door of his GMC Yukon XL.

LVMPD Officer Brandon Layne was the passenger in the NHP vehicle under the call sign of [REDACTED]. Officer Layne’s BWC was activated as they arrived at Sergeant Stovall’s location. Officer Layne’s BWC also captured Sergeant Stovall behind the door of his vehicle with his weapon pointed at Caballero-Herrera, who was lying on his back next to the open door of his GMC Yukon. Officer Layne exited his passenger door and approached Sergeant Stovall who then explained what had occurred. Sergeant Stovall then formulated a plan to move up to Caballero-Herrera, render medical aid, and take him into custody.

As Sergeant Stovall and Officer Layne prepared their plan, they were joined by NHP Trooper Michael Auvil. Trooper Auvil wore a BWC which was activated and captured the interaction. As the officers moved to Caballero-Herrera, a black rifle could be seen laying on his body. The rifle was perpendicular to Caballero-Herrera’s body with the stock of the weapon on his waist area and the barrel pointed toward the officer’s vehicles. As the group of officers reached Caballero-Herrera, Trooper Auvil grabbed the rifle, removed it from Caballero-Herrera and placed it on the ground toward the rear of the GMC Yukon.

Officers provided medical attention to Caballero-Herrera until medical personnel arrived. Caballero-Herrera was transported by Medic West unit 702 to University Medical Center (UMC) where he was pronounced deceased by Doctor Bruun at 2144 hours.

Due to the fact an officer-involved shooting (OIS) had occurred, the on-scene incident commander requested the Force Investigation Team (FIT) respond to assume responsibility for the investigation.

VI. INTERVIEW SUMMARIES

Subject Officer

Subject officers may provide a recorded or written statement to FIT investigators; however, since the statement is voluntary, involved officers have the right to decline providing a statement to FIT investigators. If a statement, verbal or written, is provided to FIT investigators, it should be obtained from the subject officer(s) at least 48 hours after the incident. Note: The 48-hour waiting period may be waived by the subject officer.

Sergeant Timothy Stovall

On April 30, 2020, at approximately 0200 hours, Detective Leavitt received a handwritten voluntary statement from Sergeant Stovall, who waived his 48 hours. Also present for the written statement was PMSA representative Krumme. Below is the handwritten voluntary.



Witness Officer

Per LVMPD, a witness officer is an officer or supervisor who did not participate in or directly influence the application of the use of force. Witness officers shall provide a recorded statement to FIT investigators. An officer who refuses to provide such information shall be deemed to be in violation of LVMPD policy sections 4/104.04 – Obedience and Insubordination, and 4/101.14 – Duty to Provide Statements. Witness officer statements will be taken at a date, time, and location determined by FIT investigators.

Officer Brandon Layne

On April 30, 2020, at approximately 0124 hours, Detective Penny conducted an audio recorded interview with Officer Layne at the FIT Office, LVMPD Headquarters. Also present for the interview was FIT Detective Jackson and LVPPA representative B. Grammas. Below is a summary of the interview; for complete details refer to the interview transcript.

Officer Layne was working with his NHP partner, Trooper Campos, in the area of Starr Avenue and I-15. Officer Layne heard over the radio a call involving a reckless driver near Craig Road and I-15 with a Metro detective following. Trooper Campos drove their vehicle Code 3 (lights and siren) to the area to assist.

While enroute, the sergeant (Sergeant Stovall) broadcast that he was pulling the vehicle over. Shortly after that, Officer Layne heard Sergeant Stovall state that he had a subject at gunpoint, who wanted to suicide by cop and there was a firearm in the vehicle. Moments later, shots fired was broadcast over the radio.

When Officer Layne and Trooper Campos arrived, they parked to the left of Sergeant Stovall's vehicle. Officer Layne exited his passenger door and approached Sergeant Stovall. Upon meeting up with Sergeant Stovall, he told Officer Layne the suspect (Jesus Caballero-Herrera) stated he was having family problems and that Caballero-Herrera had been walking around.

Officer Layne focused on Caballero-Herrera and saw he was laying on the ground with a gun lying near him. The barrel of the gun was pointing towards officers which was a concern since Caballero-Herrera was still breathing. A plan was formulated to approach Caballero-Herrera and take him into custody. Officers approached Caballero-Herrera and took him into custody.

Officers began to render medical aid until medical personnel arrived. Upon Caballero-Herrera being transported to UMC Trauma, Officer Layne rode in the front of the ambulance while Trooper Campos followed in his patrol vehicle.

Officer Layne did not witness the OIS and Caballero-Herrera did not make any statements.

VII. PUBLIC SAFETY STATEMENT

On April 30, 2020, at approximately 0011 hours, Detective Ubbens interviewed Lieutenant Romprey in reference to the Public Safety Statement (PSS) he obtained from Sergeant Stovall. Below is the transcript of the interview.

Note: Detective Ubbens is designated by (AU) and Lieutenant Romprey is designated by (SR).

AU: *Operator, this is Detective A. Ubbens, P# 13119, with the Force Investigation Team conducting a Public Safety Statement interview under event number 200400143535. Today is April 30, 2020, at midnight11 hours. Currently in LVMPD vehicle 4869. Conducting the interview with Lieutenant Romprey, P# 7062. Lieutenant, did you conduct a Public Safety Statement tonight?*

SR: *Yes, I did.*

AU: *And who did you obtain that statement from?*

SR: *Sergeant Timothy Stovall.*

AU: *Can you tell me what time you did that statement, what you asked Sergeant Stovall, and what he answered?*

SR: *Yes. I obtained the Public Safety Statement at 2135 hours. I read the questions off my LVMPD 613 Public Statement, uh, card that I carry with me in my left breast pocket. First question I asked him was #1: "Did you discharge your firearm?" His answer was, "Yes, I did."*

Next was, "If so, in what direction?" His response was, "West."

Next question was, "Approximately where were you located when you fired?" He stated, "Behind driver's side door."

Next question was, "How many shots do you think you fired?" He stated, "Five to six."

Question #2 was, "Is anyone injured?" His statement was, "Yes."

And "If so, what is their description?" He stated, "HMA, 5'10" to 5'11", white sleeveless shirt, tan pants, bit of a beard."

Next question was #3: "Are there any outstanding suspects?" His answer was, "No."

I did not answer...or ask the other questions because they pertained to ss...the suspect.

AU: *Okay.*

SR: *Or I should say outstanding suspects. Went to question #4: "Is it possible the suspect fired rounds at you?" "No," and then stated, "He had a gun."*

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I did not answer...or ask the question...the...subsection A because he stated that no rounds were fired at him.

I went to question #5: "Do you know if any other officers discharged their firearm?" His statement was, "No, no one did." I did not answer...or ask subsection A because he answered that nobody else fired their weapons.

Number 6 was, "Are any weapons or evidence that need to be secured/protected?" His answer was, "He had a scoped rifle."

"If so, where are they located?" He stated, "I don't know. On the ground, they moved it away."

Question #7: "Are you aware of any witnesses?" He stated, "No," and then said a tow truck pulled up, he waved him off, and that, uh, uh, that he, uh, wanted to pass.

And that was the end of the questioning.

AU: Okay. Okay, thank you. The time is midnight 15 hours.

VIII. DESCRIPTION OF SCENE AND VISIBLE EVIDENCE

On April 29, 2020, at approximately 2259 hours, SCSA Paine responded to North Las Vegas Boulevard, Mile Marker 59 (GPS 36.3207, -114.9479) to photograph and document the scene, and photograph and collect evidence. The following are some of the photographs taken of the overall scene and items impounded as evidence. For additional details, refer to Appendix A to view CSA Paine's corresponding Crime Scene Investigation Report in its entirety, and Appendix B to view CSA Thomas' corresponding Evidence Impound Report in its entirety.



Overall of vehicles on left from drone with low light camera, on right with CSA camera showing conditions.



Picture on the left showing evidence and medical supplies. Picture on the right inside the vehicle center console.



Caballero-Herrera's rifle with empty chamber on left, right the magazine loaded next to center console.

IX. HOSPITAL

On April 29, 2020, at approximately 2120 hours, CSA Madonna responded to UMC Trauma to photograph and document the body of Caballero-Herrera and photograph and collect evidence. For additional details, refer to Appendix C to view Madonna's corresponding Crime Scene Investigation Report in its entirety.

X. SCENE WALK-THROUGH

The purpose of the scene walk-through is to help investigators develop an understanding of the scene, including identifying officer location at the time deadly force was used, identifying potential physical evidence, and re-creating a timeline of the incident.

On April 30, 2020, at approximately 0004 hours, Sergeant Stovall provided a walk-through of the scene in the presence of the following persons:

- 1) Lieutenant Lloyd
- 2) Detective Leavitt
- 3) CSA Director McLaughlin
- 4) CSAS Thai
- 5) LVPMSA attorney Dan Coe
- 6) LVPMSA representative William Huddler
- 7) LVPMSA representative Troyce Krumme

During the walk-through, which was not video or audio recorded, Sergeant Stovall dropped a cone in the location where he believed he was as well as where the suspect was at the time shots were fired.

XI. OFFICER WEAPON COUNTDOWNS

On April 30, 2020, Sergeant Stovall had his duty weapon counted down at LVMPD Headquarters, 400 S. Martin Luther King Boulevard. Sergeant Stovall was photographed by CSI personnel for appearance purposes and his weapon was photographed for identification purposes.

The following persons were present during the countdown:

- 1) Captain Reggie Rader, P# 6099
- 2) Lieutenant Jason Johansson, P# 8282
- 3) Detective Mendoza
- 4) Sergeant Stovall
- 5) CSAS McIntyre
- 6) CSA Draus
- 7) LVPMSA attorney Dan Coe
- 8) LVPMSA representative Krumme

Sergeant Stovall was a non-uniformed officer wearing plain clothes. He had a black vest bearing "POLICE GANG UNIT" over his shirt. There were two black "Glock" firearm magazines in the

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front pockets of the vest. He had a badge and a holster containing a black Glock 22 handgun with an attached tactical weapon light on his belt.

Prior to countdown Sergeant Stovall stated he carried 14 cartridges in the magazine loaded in his firearm and one cartridge in the chamber (14+1, 15 total).

Make	Glock
Model	22
Serial Number	██████████
Caliber	.40
Weapon Mounted Light	Surefire X300
Ammunition	Speer 40 SW
Cartridge in Chamber	1
Magazine from Weapon	Capacity: 15 cartridges
	Countdown: 5 cartridges
Spare Magazine #1	Capacity: 15 cartridges
	Countdown: 15 cartridges
Spare Magazine #2	Capacity: 15 cartridges
	Countdown: 15 cartridges

At the completion of the countdown, it was determined Sergeant Stovall discharged his firearm 9 times during this incident. Sergeant Stovall's firearm, magazines, and cartridges were photographed and impounded by CSA Draus.

XII. BODY WORN CAMERA / NHP DASHCAM FOOTAGE SUMMARIES

The Axon Flex Body Worn Camera (BWC) time stamps videos in Zulu Time, also known as Greenwich Mean Time (GMT), which is the world time based on a 24-hour clock. The time is based on the Prime Meridian, which is zero degrees longitude and passes through Greenwich, England.

There was a seven-hour negative difference between the event time and displayed Zulu Time. Axon BWCs also have a "time drift" where the camera's internal clock drifts from actual time based on when the cameras are synced when the camera is docked. A BWC can display a different time other than what it was based on a time drift.

Sergeant Timothy Stovall

Due to Sergeant Stovall's assignment in a plain clothes, ██████████ he did not wear a BWC.

Officer Brandon Layne

Officer Layne was wearing a BWC at the time of the incident and the camera was activated.

Officer Layne's camera footage depicted the following: It was activated when Officer Layne assigned himself to the incident at BWC time stamp 03:43:54Z. Officer Layne was the passenger

in an NHP marked police unit. The BWC recorded for the duration of travel which took approximately 16 minutes.

At BWC time stamp 04:00:07Z, Officer Layne announced over the radio they were arrived. At the time of the broadcast, taillights were visible on the right shoulder of the road and red and blue flashing lights could be seen. At BWC time stamp of 04:00:14Z the NHP vehicle pulled along the driver side of Sergeant Stovall's vehicle, which was an unmarked minivan with red and blue lights flashing. Sergeant Stovall was standing behind an open driver side door. Sergeant Stovall was wearing a black tactical vest with the word "POLICE GANG UNIT" in yellow letters on his back and had his gun pointed toward Jesus Caballero-Herrera, who was lying on his back next to an open driver door of his GMC Yukon XL.

Officer Layne exited the vehicle and approached Sergeant Stovall from the rear as he announced his presence. As Officer Layne stood next to Sergeant Stovall, the GMC Yukon and Caballero-Herrera were more visible. Caballero-Herrera was on his back and perpendicular to the vehicle. His right leg was up with his foot inside the vehicle and his body in the travel lane. Sergeant Stovall immediately began to explain to Officer Layne what had occurred and his interaction with Caballero-Herrera.

As another NHP Trooper arrived, Sergeant Stovall told the group they needed to move up and provide medical aid to Caballero-Herrera. The group moved up and took Caballero-Herrera into custody as the BWC continued to record. When medical personnel arrived, Officer Layne rode with them as Caballero-Herrera was transported to UMC Trauma. Officer Layne deactivated his BWC as he entered UMC Trauma at BWC time stamp of 04:43:12Z.

NHP Dashcam

Trooper Campos had his vehicle dashcam activated. The video footage was provided to FIT detectives by NHP with a certified copy on disk.

Trooper Campos' dashcam footage depicted the following: Trooper Campos responded to the request for assistance from Sergeant Stovall with lights and siren. The dashcam shows Trooper Campos' response from the Las Vegas valley to the OIS location. Upon arrival at the OIS location the dashcam contained the following information: GPS 36.3207, -114.9479 heading 42* -NE. The time stamp on the dashcam was 21:00:14 hours.

The dashcam showed Sergeant Stovall standing behind the open driver door on a blue minivan. Sergeant Stovall was dressed in plain clothes with a black tactical style vest with the wording "POLICE GANG UNIT" in yellow letters across his back. Caballero-Herrera could be seen directly in front of Sergeant Stovall lying on the ground on his back. Caballero-Herrera was perpendicular to his vehicle with his head in the roadway and feet toward the open driver door of a GMC Yukon.

Trooper Campos' vehicle stopped to the left side of Sergeant Stovall so that both Sergeant Stovall and Caballero-Herrera were in camera view. LVMPD Officer Layne, who was riding with Trooper Campos, exited the vehicle and stood behind Sergeant Stovall where the two can be seen having a discussion. Sergeant Stovall moved forward toward Caballero-Herrera and was joined by Officer Layne as well as other troopers and an additional LVMPD officer, all had guns drawn.

When they reached Caballero-Herrera, they removed a rifle from him and placed him in custody. The video continued to record as medical attention was provided and additional resources continued to respond.

Trooper Jose Campos

Trooper Campos was wearing a BWC at the time of the incident and the camera was activated.

Trooper Campos' camera footage depicted the following: It was activated when Trooper Campos assigned himself to the incident at BWC time stamp 03:44:11Z. Trooper Campos was the driver of an NHP marked police unit. The BWC recorded for the duration of travel which took approximately 16 minutes.

At BWC time stamp 04:00:33Z, Trooper Campos arrived at the location of Sergeant Stovall, who could briefly be seen from BWC. Sergeant Stovall stood outside of his vehicle with a black tactical style vest with the wording "POLICE GANG UNIT" in yellow letters across his back. When Trooper Campos exited his vehicle, he deployed a rifle and stayed in the frame of his vehicle door. The rifle deployment was not initially viewable on BWC but had been discussed prior in the BWC. An LVMPD marked patrol vehicle arrived at the left side of Trooper Campos and officers (troopers) could be heard giving directions to one another.

The LVMPD officer who had arrived next to Trooper Campos was observed moving toward Caballero-Herrera with a rifle deployed. Trooper Campos moved from behind his vehicle and moved toward Caballero-Herrera. Due to the BWC placement, the camera view is obstructed from Trooper Campos' rifle, however officers could be viewed moving Caballero-Herrera away from the vehicle and taking him into custody at time stamp of 04:02:12z. Trooper Campos' BWC continued to record for approximately another nine minutes.

Trooper Michael Auvil

Trooper Auvil was wearing a BWC at the time of the incident and the camera was activated.

Trooper Auvil's camera footage depicted the following: It was activated when Trooper Auvil assigned himself to the incident at BWC time stamp 03:47:04Z. The BWC recorded for the duration of travel which took approximately 13 minutes. Trooper Auvil exited his vehicle at BWC time stamp 04:00:24z and was behind Sergeant Stovall's unmarked LVMPD van.

As Trooper Auvil approached Sergeant Stovall's van, an NHP marked patrol vehicle was to the left and LVMPD Officer Layne could be observed standing between the two vehicles. Trooper Auvil moved along the passenger side of Sergeant Stovall's vehicle until the GMC Yukon driven by Caballero-Herrera could be seen. The driver's door of the Yukon was open, and Caballero-Herrera was lying on his back in the roadway. Caballero-Herrera was perpendicular to the vehicle with his head in the roadway and feet toward the vehicle. Caballero-Herrera's leg appeared to be elevated and inside the vehicle. A black rifle could be seen on the abdomen area of Caballero-Herrera with his hands on it.

Conversation could be heard between officers and troopers as they formulated a plan to approach Caballero-Herrera, take him into custody, and provide medical attention. Trooper Auvil moved back behind Sergeant Stovall's vehicle and then up along the drivers' side as he joined Sergeant Stovall and Officer Layne who moved toward Caballero-Herrera. As the group reached Caballero-Herrera, Trooper Auvil immediately reached down and removed the rifle from the waist of Caballero-Herrera at BWC time stamp of 04:01:54Z. He placed the rifle behind him toward the rear of the Yukon. He then grabbed Caballero-Herrera by the right hand and assisted Officer Layne with moving Caballero-Herrera away from the vehicle where he was taken into custody and provided medical treatment.

Trooper Auvil's BWC continued to record as additional personnel and resources arrived to assist for approximately 18 additional minutes.

Officer Michael McGinnis

Officer McGinnis was wearing a BWC at the time of the incident and the camera was activated.

Officer McGinnis' camera footage depicted the following: It was activated when Officer McGinnis assigned himself to the incident at BWC time stamp 03:55:24Z. Officer McGinnis was the driver of an LVMPD marked police unit. The BWC recorded for the duration of travel which took approximately five minutes. Officer McGinnis exited his vehicle at BWC time stamp 04:00:39z and was to the far left of Sergeant Stovall's unmarked LVMPD van and a marked NHP patrol vehicle. There was also another NHP marked patrol vehicle behind Sergeant Stovall's vehicle when Officer McGinnis arrived.

Officer McGinnis' BWC captured Caballero-Herrera laying outside of his GMC Yukon as he arrived. Caballero-Herrera was lying on his back, perpendicular to the vehicle, from an open driver door. His legs appeared to be in the open door elevated with his upper body in the roadway.

When Officer McGinnis exited his vehicle, he moved to the trunk and deployed his patrol rifle. Officer McGinnis could be heard on BWC informing other officers and troopers he did not have a "shield." They continued to give direction on a plan to take Caballero-Herrera into custody and provide medical attention. Officer McGinnis shouldered his rifle which blocked most of the BWC view as the group of officers and troopers moved toward Caballero-Herrera. Officer McGinnis lowered the rifle as LVMPD Officer Layne and Trooper Auvil grabbed Caballero-Herrera by the arms. They moved him away from the vehicle and placed him into custody. As Caballero-Herrera was taken into custody Officer McGinnis checked the vehicle for any additional threats or people and found it empty.

Officer McGinnis continued to have his BWC record as additional resources and personnel arrived to assist for approximately 17 additional minutes.

XIII. WITNESS CANVASS

On April 4, 2020, Detective Penny conducted a witness canvass due to dashcam and BWC footage showing an unknown fuel truck parked on the side of the road as responding officers arrived. Attempts were made to identify the trucking company and driver as a potential witness to the OIS. Below is a summary of the canvass. At the time of this report, the fuel truck was unable to be identified.

<u>LOCATION</u>	<u>PERSON CONTACTED</u>	<u>INFORMATION OBTAINED</u>
11401 Hwy 91 N. Las Vegas, NV 89030	Georgia Pacific Gypsum Division	No fuel deliveries at night, no trucks on the road.
12101 Las Vegas Blvd N Las Vegas NV 89115	Lhoist North America	No fuel deliveries at night, no trucks on the road.
3401 N 5 th Street N. Las Vegas, NV 89032	Las Vegas Paving Corporation	Checked GPS and no trucks in the area of the OIS.
11401 US-93 Las Vegas, NV 89165	Nevada Cogeneration Associates #1	No fuel deliveries at night, no trucks on the road.

XIV. AUTOPSY

On April 30, 2020, at approximately 0910 hours, under CCOCME case 20-2366, an autopsy was performed on the body of Jesus Caballero-Herrera at the CCOCME by Doctor Satish Chundru.

The following persons were in attendance:

- 1) Forensic Assistant Suzanne Miele
- 2) Forensic Tech Annie Triplett
- 3) Detective Penny
- 4) CSA Goldberg

The following items of evidence were impounded:

- 1) Buccal Swab kit
- 2) Clothing
- 3) One bullet from lower left abdomen
- 4) One bullet from upper left torso
- 5) One bullet from stomach
- 6) One bullet from adjacent to the vertebral column

The following wounds/injuries were noted on Caballero-Herrera:

- 1) Perforating/penetrating gunshot wound of the posterior/proximal aspect of the right upper arm; bullet recovered.
- 2) Perforating/penetrating re-entry gunshot wound of the posterior aspect of the right upper arm; bullet recovered.
- 3) Penetrating gunshot wound of the lateral aspect of the right side of the mid torso; bullet recovered.
- 4) Penetrating gunshot wound of the lateral aspect of the right side of the mid abdomen; bullet recovered.
- 5) Perforating gunshot wound of the mid to lower right thigh; no bullet recovered.

Upon the completion of toxicology testing, the following results were noted:



After a complete autopsy, Doctor Chundru opined Caballero-Herrera died as a result of gunshot wounds. The manner of death was Homicide.

XV. FORENSICS REQUESTS/RESULTS

Firearm Examinations

National Integrated Ballistic Information Network (NIBIN)

On May 12, 2020, an LVMPD Forensic Laboratory Request was submitted by Detective Leavitt on the Ruger 10-22 long rifle, for NIBIN comparison.

On June 15, 2020 Forensic Scientist Glenn Davis, P# 17031, submitted the Report of Examination: Firearms. Refer to Appendix D for results.

Function Testing and Ballistic Comparison Evidence

On May 12, 2020, an LVMPD Forensic Laboratory Request was submitted by Detective Leavitt on Sergeant Stovall's firearm for a function test.

On June 15, 2020 Forensic Scientist Glenn Davis, P# 17031, submitted the Report of Examination: Firearms. Refer to Appendix D for results.