



County of Santa Cruz

District Attorney's Office

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JEFFREY S. ROSELL
DISTRICT ATTORNEY

May 24, 2017

Chief Kevin Vogel
City of Santa Cruz Police Department
155 Center Street
Santa Cruz, CA 95060

Dear Chief Vogel:

The Santa Cruz County District Attorney's Office is issuing this letter, pursuant to your recent request, regarding our findings pertaining to the Santa Cruz Police Department officer-involved shooting in October 2016.

On October 16, 2016, the District Attorney's Office was asked to lead the investigation into the officer involved shooting death of Sean Arlt. This was done pursuant to a request under the Santa Cruz County Critical Incident Guidelines. The District Attorney's Office collected, investigated, and reviewed all relevant information to the shooting, Sean Arlt, and Officer Erik Bailey. The critical incident investigation was presented to the Critical Incident Management Team and was deemed complete.

The entire case was then reviewed by the District Attorney's Office to determine whether criminal charges were warranted. Upon a review of the facts, it was determined that criminal charges are not appropriate and there was no legal wrong doing on the part of Officer Erik Bailey. This decision was announced in a press conference held on February 16, 2017.

Respectfully,

Jeffrey S. Rosell
District Attorney



P O L I C E D E P A R T M E N T

155 Center Street, Santa Cruz, CA 95060 • (831) 420-5810 Fax (831) 420-5811
Kevin Vogel, Chief of Police

November 16, 2016

Jeff Rosell, District Attorney
Santa Cruz County District Attorney's Office
701 Ocean Street, Room 200
Santa Cruz, CA 95060

RE: Request for review and disposition on OIS:
Santa Cruz Police Department Case #16S-08694
Santa Cruz County District Attorney's Bureau of Investigation Case #2016-290-001

District Attorney Rosell,

On October 16, 2016, the Santa Cruz Police Department invoked the Santa Cruz County Critical Incident Protocol in response to an officer involved shooting in the city of Santa Cruz that occurred on October 16, 2016 near the intersection Getchell and Chace Streets. The Santa Cruz Police Department was both the "Venue Agency" and the "Employing Agency" in this incident.

In the interest of an independent and thorough investigation, the Santa Cruz Police Department relinquished our role as lead investigative agency and requested the District Attorney's Office lead the investigation. Per the Protocol, a Critical Incident Management Team was formed. The team consisted of Chief Inspector Mike Roe (Critical Incident Commander), Deputy Chief Steve Clark (Venue and Employing Agency), Tara George (District Attorney's Office), and Lieutenant Mitch Medina (Santa Cruz County Sheriff's Office). The team designated Inspector Pat Murray as the Lead Critical Incident Investigator.

On November 14, 2016, Inspector Murray presented his investigation for review by the team. The team has completed our review and we have deemed the investigation complete. In accordance with the Santa Cruz County Critical Incident Protocol, I submit this case to you for final review and disposition.

Respectfully,

Steve Clark
Deputy Chief of Police