

**COUNTY OF SANTA CRUZ OFFICE OF THE DISTRICT ATTORNEY
BUREAU OF INVESTIGATION REPORT**



BOI CASE NUMBER: 2016-290-001
AGENCY CASE NUMBER: 16S-08694, SCSO # 16-08229
CRIME: OIS SCPD
REQUESTED BY: ADA TARA GEORGE
INSPECTOR ASSIGNED: KATRINA ROGERS
DATE OF REPORT: 10/18/2016

DEFENDANT(S): Sean Smith ARLT (Deceased 10/16/16)
DOB: 06/25/1984
CDL: D2129951
ADDRESS: [REDACTED] Plateau Avenue (rear unit) Santa Cruz, CA 95060

Synopsis: I canvassed the surrounding neighborhood of [REDACTED] Chace Street.

Persons Involved

Name	Address	Phone
See Narrative		

Narrative:

On 10/18/16 at approximately 1200 hours, Inspector Tripp and I did a canvass of the neighborhood around [REDACTED] Chace Street. The purpose of this canvass was to locate any independent video of the events that occurred on Sunday October 16, 2016 as well as locate any potential witnesses to those same events.

The following is a list of addresses and the summary of contact at each address:

[REDACTED] Getchell Street: [REDACTED]. [REDACTED] stated that he had a guest that left his house around 2330 hours. [REDACTED] went to bed and did not hear anything during the evening. [REDACTED] awoke on Sunday morning around 0830 hours and took a few pictures of the police activity across the street. [REDACTED] home does not have surveillance equipment.

[REDACTED] Getchell Street: No answer. Left business card on the door.

[REDACTED] Chace Street: No answer initially. Left business card on the door. On 10/19/16 I received a call from [REDACTED] who advised me that she had returned from being out of town today and had found my business card. [REDACTED] stated that she left town last Wednesday and did not return

until today. [REDACTED] stated that her home does not have any surveillance cameras. [REDACTED] stated that she has a tenant that lives in her converted garage. [REDACTED] stated that she would have her tenant call me.

[REDACTED] **Chace Street:** No answer initially. Left business card on the gate. On 10/19/16 I received a call from [REDACTED] advised me that her landlady had requested that she call me. It should be noted that I recognized [REDACTED] name. [REDACTED] and I are former colleagues from the Santa Cruz Police Department.

[REDACTED] stated that she has difficulty hearing and as such wears a hearing aid. [REDACTED] stated that on the evening of 10/15/16 she took her hearing aid out prior to going to bed. [REDACTED] stated that she was woke from a deep sleep by the sound of shouting. [REDACTED] stated that the shouting seemed to go on and not stop. [REDACTED] stated that the tone of the shouting was extremely loud and sounded "kind of threatening".

[REDACTED] stated that she believes she fell back asleep and was awoken again by shouting. [REDACTED] could not make out any words but knew it was a male voice. [REDACTED] did not hear anyone shouting back. [REDACTED] commented that because her hearing is so poor the shouting had to be very loud for it to wake her. [REDACTED] further described the shouting as having an "insistent quality". [REDACTED] recalled wondering what language the man was shouting in because the words were almost unintelligible. [REDACTED] stated that she knows the Spanish language and knew that the man wasn't yelling in Spanish. [REDACTED] further described the shouting as being "pretty close to a rage" and "over the top".

[REDACTED] stated that she never heard gunshots. [REDACTED] did speak with officers briefly Sunday morning as she saw them walking around her house. [REDACTED] asked if she could help and she was advised that they were looking for a bullet.

[REDACTED] stated that she does not have any video surveillance.

[REDACTED] **Chace Street:** No answer. Left business card on the door.

[REDACTED] **Chace Street:** [REDACTED]. [REDACTED] stated that she was asleep when she heard "pop, pop". [REDACTED] did not hear anything prior to hearing what she believed was two gunshots. [REDACTED] went to the front window of her residence where she could see the flashing of emergency lights. [REDACTED] was unable to see the actual emergency vehicles. [REDACTED] stated that she does not have any video surveillance and did not take any video that morning.

[REDACTED] **Getchell Street:** Initially no answer. I left a business card on the door. On 10/19/16 I received a call from [REDACTED] stated that she woke up hearing yelling. [REDACTED] began processing the yelling and whether the person sounded happy, sad or other. [REDACTED] opened her window so as to be able to hear the yelling more clearly. [REDACTED] described the yelling as being "loud" and sounding like "someone who is angry or crazy."

As [REDACTED] processed what she was hearing she realized that she could call the police. [REDACTED] looked out her window however and saw one or two police cars pulling up outside her residence. It should be noted that [REDACTED] bedroom is on the north side of her residence with

her window facing toward Mission Street. [REDACTED] estimated that it couldn't have been more than a couple of minutes after the police cars arrived when she heard two shots. [REDACTED] did not hear any sirens either before or after the two shots. [REDACTED] stated that she stayed inside after hearing the gunshots.

[REDACTED] stated that she had witnessed the fire department and police cars on Tuesday evening but did not see the actual event.

[REDACTED] stated that her home does not have any surveillance cameras. [REDACTED] stated that she has a tenant, [REDACTED], who lives in her converted garage who told her that he woke up when he heard the gunshots. [REDACTED] told [REDACTED] that he saw a body laying in the street near his vehicle. [REDACTED] provided me with [REDACTED]'s contact information [REDACTED]

Getchell Street: [REDACTED]. [REDACTED] stated that he did not see or hear anything. [REDACTED] is extremely hard of hearing even with his hearing aids in. [REDACTED] stated that his wife did not see anything either. [REDACTED] stated that his home does not have any surveillance cameras. [REDACTED] had a commentary that the police department should hire more police officers that are 230 lbs versus 130 lbs. [REDACTED]'s reasoning was the the 130 lb police officers are more likely to be afraid and shoot people unnecessarily. [REDACTED] inquired as to what had happened to the days when an big officer would simply tackle a man with a rake instead of shooting him.

Getchell Street: No answer. This property appears to be vacant and possibly a rental of [REDACTED]'s as his name is on the mail box and he had just exited the property prior to speaking with us at [REDACTED] Getchell Street.

Getchell Street: [REDACTED]. [REDACTED] stated that he was in Paso Robles Saturday evening and did not return home until approximately noon on Sunday. [REDACTED] stated that there was no one else home at his residence during this time period. [REDACTED] stated that his home does not have any surveillance cameras.

Getchell Street: No answer. Left business car on the door.

Getchell Street: [REDACTED]: [REDACTED] stated that she slept through everything. [REDACTED] stated that her home does not have any video surveillance cameras.

Getchell Street: Awe female who verbally identified herself as [REDACTED] stated that she slept through everything. She stated that her husband was getting ready for work and may have heard something. I then spoke with [REDACTED] stated that he was getting ready for work when he heard a guy yelling. [REDACTED] stated that by listening to the yelling he realized whoever was doing the yelling was "messed up." [REDACTED] recalled hearing two distinct yelling episodes although he did not hear any of the words being yelled.

[REDACTED] stated that he was considering calling the police when he looked outside his front gate in time to see two police cars and a police SUV driving southbound on Getchell Street. At this time [REDACTED] walked back inside his residence figuring that the police would take care of what ever was going on down the street. [REDACTED] stated that he did not hear any of the interaction between the police and the man yelling.

██████████ recalled hearing two shots at approximately 0336 hours. ██████████ thought at the time that the man must not have shot at the police because there were enough police on scene that there would have been more than two shots fired. ██████████ further commented that the man had to have been confronted by a number of officers before being shot.

██████████ stated that his father worked for Suffolk County as a police officer in New York. ██████████ stated that he does not have any surveillance cameras on his residence.

██████████ **Getchell Street:** Joseph ██████████ Inspector Aron Tripp spoke with ██████████ stated that he did not hear anything during the night of October 15th or the morning of October 16th. ██████████ spoke with his wife later in the morning on the 16th and she mentioned that she heard what she believed to be two gunshots early in the morning on Sunday. ██████████ wife described the sounds as "pop, pop." ██████████ wife did not hear anything before or after the gunshots and went back to sleep. It was not until later in the morning when the ██████████ looked outside that they saw the police activity which they related to the gunshots that they heard. Tripp provided ██████████ with his card and instructed him to have his wife call if she had anything more to add than he described.

██████████ **Getchell Street:** ██████████. ██████████ stated that he went to bed at approximately 0300 hours and took his hearing aids out. ██████████ stated that neither he nor his wife heard anything that morning. ██████████ stated that he doesn't know any of the parties involved in the incident. ██████████ read about what occurred in the newspaper. ██████████ stated that he does not have any video surveillance at his residence.

██████████ **Getchell Street:** ██████████. ██████████ stated that he heard gunfire and shouting. ██████████ stated that he heard "pop, pop". When I asked Wells how many gunshots he heard he replied "Four or five." I asked ██████████ if he could tell a difference between the sound of gunshots and he stated that he could not. ██████████ did not look outside of his residence. ██████████ woke at approximately 0800 hours. ██████████ stated that he does not have video surveillance at his residence.

██████████ **Getchell Street:** ██████████ stated that she woke up at approximately 0258 hours and went outside to get some paper towels from her vehicle. At this time ██████████ noticed that two of her garden planters had fallen over in the storm. ██████████ went back into her house to work on a project. At 0400 hours ██████████ exited her house and saw crime scene tape. ██████████ stated that she never heard any sirens and she never saw an ambulance, fire truck or emergency lights. ██████████ stated that she hears everything from inside her house even when people are talking out front as a result of some large windows on the roofline of her house.

██████████ stated that the officers cars were backed up in the street and that officers "didn't want us in there" referring to that area of the street. ██████████ stated that she felt it was very odd how the tent went up and yet she never heard or saw an ambulance. ██████████ commented that she communicated with a UCSC officer that was stationed at the end of her driveway. ██████████ also thought it was odd that UCSC police officers were on scene. ██████████ stated that her residence does not have video surveillance.

**BUREAU OF INVESTIGATION
INVESTIGATION REPORT CONTINUATION**

BOI CASE #: 2016-290-001

REPORT CONTINUED:

Getchell Street: [REDACTED] stated that she did not hear or see anything. [REDACTED] stated that she woke up at 0800 hours and saw the police cars and crime scene tape. [REDACTED] stated that she does not have any video surveillance at her residence. [REDACTED] stated that her son, [REDACTED], told her that he was sitting in the living room when he heard gunshots and then heard someone moaning. [REDACTED] stated that she would ask [REDACTED] to call me to provide a statement. As of the writing of this report I have not received a call from [REDACTED]. [REDACTED] works at the [REDACTED] on Mission Street.

Getchell Street: [REDACTED] stated that he went to be around 0200 hours and his room mate, [REDACTED], went to bed around 0300 hours on Sunday morning. Neither [REDACTED] or [REDACTED] heard anything that morning. [REDACTED] stated that he was unaware of what had happened until approximately noon on Sunday. [REDACTED] stated that he does not have any video surveillance at his residence.

Getchell Street: [REDACTED] stated that he did not hear or see anything. [REDACTED] stated that he does not have video surveillance at his residence. [REDACTED] stated that his wife, [REDACTED], did hear gunshots and screaming. [REDACTED] stated that he would have [REDACTED] call me. On 10/19/16 I received a call from [REDACTED]. [REDACTED] stated that she was woken by the sound of "really loud crazy yelling". [REDACTED] could not hear the specific words. [REDACTED] further described the yelling as sounding "frantic" and "crazed". [REDACTED] then heard "boom, boom" which [REDACTED] stated was two gunshots. [REDACTED] did not see anything.

Getchell Street: [REDACTED]. I attempted to get [REDACTED]'s last name but he told me "It doesn't matter" and refused to provide it. [REDACTED] is a construction worker. [REDACTED] Getchell Street is under complete renovation and is not currently inhabited by anyone. I spoke with [REDACTED] who was antagonistic and uncooperative. [REDACTED] works for [REDACTED] Construction. [REDACTED] stated that he and his crew do not work on Sundays.



10/19/16

KATRINA ROGERS, Inspector II

REVIEWED BY: Patrick Murray