

**SUPPLEMENTAL REPORT**

Date Prepared: **02/22/17**

1. Original File No. P17032034	2.	3. Off ID 303	4. Dist. C	5. Crime-Ct.	6. Crime-Ct.	7. Crime-Ct.	8. Date/Time Occurred 02/20/17 - 2253	9. Day
10. Date/Time Assigned	11. Date/Time Inv. Start		12. Date/Time Inv. Term.		13. Type Clr. Exc	14. Type Cont. Rec	15. Additional Adults Arr.	16. Additional Juv. Arr.

17. Address of Occurrence (Street No. - Name - City)  
To the front of 4041 MacArthur Rd. Riverside, CA 92505

18. Type of Place  
Public Street

For ID USE: V = Victim, I = Informant, W = Witness, O = Other

19. ID: V	20. Last Name - First - Middle (Firm Name if Business) Ofc. C. Carmona #1781	21. Race - Sex	22. DOB
--------------	---	----------------	---------

23. Residence Address	24. Business or School Address Riverside Police Dept.	25. Home/ Cell #	26. Work #
-----------------------	--	------------------	------------

27. ID: V	28. Last Name - First - Middle (Firm Name if Business) Ofc. R. Espinoza #1691	29. Race - Sex	30. DOB
--------------	--	----------------	---------

31. Residence Address	32. Business or School Address Riverside Police Dept.	33. Home/ Cell #	34. Work #
-----------------------	--	------------------	------------

SUSPECT	35. LAST Name - First - Middle Garcia, Marcelino Arthur	36. Race - Sex H/M	37. Age	38. Ht.	39. Wt.	40. Hr	41. Eyes	42. DOB or ID 10/24/82	43. Arrested <input type="checkbox"/> Yes <input checked="" type="checkbox"/> No
---------	--	-----------------------	---------	---------	---------	--------	----------	---------------------------	---

44. Address - Clothing - Other Marks or Identifying Characteristics  
Deceased

45. Juv. Other Disp: Juris. <input type="checkbox"/> 2	Juv. Ct. Prob. <input type="checkbox"/> 5	Within Dept. <input type="checkbox"/> 6	Detained <input type="checkbox"/> 1	Not Detained <input type="checkbox"/> 2
---	--	---	-------------------------------------	---

SUSPECT	46. LAST Name - First - Middle	47. Race - Sex	48. Age	49. Ht.	50. Wt.	51. Hr	52. Eyes	53. DOB or ID	54. Arrested <input type="checkbox"/> Yes <input type="checkbox"/> No
---------	--------------------------------	----------------	---------	---------	---------	--------	----------	---------------	--

55. Address - Clothing - Other Marks or Identifying Characteristics

56. Juv. Other Disp: Juris. <input type="checkbox"/> 2	Juv. Ct. Prob. <input type="checkbox"/> 5	Within Dept. <input type="checkbox"/> 6	Detained <input type="checkbox"/> 1	Not Detained <input type="checkbox"/> 2
---	--	---	-------------------------------------	---

**ORIGINALLY REPORTED DOLLAR VALUES ARE CHANGED AS SHOWN BELOW**

Ca	A Currency Notes	B Jewelry Prec. Met.	C Clothing Furs	E Office Equip.	F T.V.-Radio Cameras	G Firearms	H Household Goods	I Consum. Goods	J Livestock	K Misc.
57	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$
PR	\$	\$	\$	\$	\$	\$	\$	\$	\$	\$

60. Originally Reported Offenses (Code - Crime) (1) 664-187 PC (2)	61. Original Offenses Changed to (Code - Crime) (1) (2)	58. Stolen Auto Value ASP: \$ _____
		59. Recovered Auto Value A2 \$ _____

62. Narrative of Supplemental Report.

**Assignment Interviews:**



Reporting Officer  
**Det. R. Wheeler**

Reviewed By  
*F. Banks*

COPIES TO

VCLO ( )

**ACTIONS**

APR Sent  
APR Cncl.  
APB Sent  
APB Cncl

DOJ-NCIC  
Entered  
Cncl.

**ENTERED**

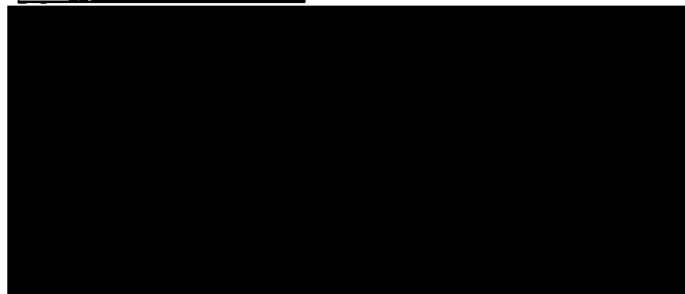
Stats	ARBK	ANK
-------	------	-----

Riverside Police Department  
Continuation Sheet

File # P17032034

02/22/17	664-187 PC	Det. R. Wheeler #303
----------	------------	----------------------

1 **Witnesses & Others:**



10 **Assisting Personnel:**

- 11 Sgt. Banks – Supervisor
- 12 Det. Cobb – Case Agent
- 13 Det. Medici – Scene
- 14 Det. Brandt – Scene
- 15 ID Tech McKay-Davis – Scene
- 16 ID Tech Lane – Scene

18 **Assignment:**

19 On February 20, 2017 at 2330 hrs I was contacted by Sgt. Banks and asked to respond to the  
20 area of Garfield & MacArthur regarding an officer involved shooting investigation. I agreed to  
21 respond and arrived at the scene at approximately 0015 hrs. Once at the location I found it was  
22 still an active scene involving RPD officers and Metro Officers conducting a large area search  
23 for a suspect who shot at RPD officers. Lt. Hoxmeier provided a brief of the incident to that  
24 point stating that two uniformed RPD officers, Ofc. Carmona and Ofc. Espinoza, had tried to  
25 contact a vehicle and four subjects but during the contact, one of the suspects produced a  
26 handgun and shot at the officers. The officers returned fired and the suspect fled into the  
27 neighborhood. At the time, officers felt they had the suspect contained at a residence on Sage  
28 Ave. and were attempting to locate and arrest him.

29  
30 After the briefing, Det. Cobb and I were assigned to handle the case while other detectives  
31 handled the crime scene and other duties. Det. Cobb and I went to CIB where we interviewed  
32 the driver of the vehicle Officers Carmona & Espinoza had contacted. [REDACTED] had  
33 been detained at the scene immediately after the shooting took place. Det. Cobb took lead in  
34 the interview while I observed. Det. Cobb advised [REDACTED] that he was not under arrest and  
35 was free to leave at any time, but that we would like to talk with him about what he may have  
36 witnessed. [REDACTED] was willing to give us a statement. The interview was video and audio  
37 recorded. What follows is a synopsis of that interview.

38  
39 [REDACTED]  
40 [REDACTED] confirmed he was the driver of the [REDACTED] that was involved in the incident from  
41 the previous night. The car belongs to his mother and he had borrowed it with her permission to  
42 see a friend in Riverside, pick up a phone for his father and later, pick up his girlfriend from  
43 work. At the time the RPD officers stopped by his vehicle the previous night, in the car with him  
44 was his friend [REDACTED] thought his last name was [REDACTED] seated in the front passenger  
45 seat and a girl named [REDACTED] did not know [REDACTED] (last name) who was

Riverside Police Department  
Continuation Sheet

File # P17032034

02/22/17

664-187 PC

Det. R. Wheeler #303

1 standing outside the car on the passenger side. He also said there was a Hispanic male  
2 standing outside his driver side door when the police arrived [REDACTED] did not know this persons  
3 first or last name). [REDACTED] arrived on MacArthur Rd. to meet with [REDACTED] near [REDACTED]  
4 house around 2100 or 2200 hrs. [REDACTED] house was across the street from where [REDACTED]  
5 parked his mom's car. [REDACTED] had dinner at [REDACTED] house before returning to his car  
6 and the police arriving. He claimed he did not lock his car while he was having dinner at  
7 [REDACTED]  
8

9 The male who had been standing outside of his driver's door when the police arrived had been  
10 in the area when [REDACTED] arrived to meet with [REDACTED] He claimed to not know the male but had  
11 seen him in the past and the male was walking around MacArthur that night before the shooting.  
12 The male had been standing near [REDACTED] driver's door, talking past him to [REDACTED] and  
13 [REDACTED] when the police arrived. [REDACTED] had been on his cell phone texting with his  
14 girlfriend while the male and [REDACTED] was talking so he did not listen to their conversation. [REDACTED]  
15 had not been worried by the guy being near his car. The male never got into [REDACTED] car.  
16 [REDACTED] did not feel that he could identify the male. [REDACTED] described the male as:

- 17 - A Hispanic, 35 years old or more, 5'11" or more, heavy build, with a goatee, blue  
18 baseball cap (no logo), black jacket, light colored jeans and some type of knit gloves.

19  
20 While the four people were in and around [REDACTED] car, a marked police SUV pulled onto the  
21 street and stopped near [REDACTED] car. The spot lights on the police unit were used to illuminate  
22 [REDACTED] car. [REDACTED] heard the male say, "Oh shit, the cops!" right as the police arrived. The  
23 officer driving the police car (dressed in a blue uniform) exited his car and asked the group what  
24 was going on. The male said something like 'nothing much' as the officer approached. [REDACTED]  
25 heard officer say "Let me see your hands" as the officer reached for the male. The male looked  
26 like he was hesitating or trying to make up his mind before he began to raise his hands and walk  
27 away from [REDACTED] car and the officer. The male quickly broke into a run and fled from the  
28 officers. [REDACTED] did not see the male reaching for anything as he was walking away and he did  
29 not see the male with a gun in his hands during the incident. He admitted that he didn't know if  
30 the male had been armed or not.

31  
32 [REDACTED] felt that the officer who was driving the police car was the first one to shoot and opened  
33 fire on the male as he ran. He thought the male and officer were less than 10' from each other  
34 when the shooting started. The officer in the passenger seat of the police car was coming  
35 around to the driver side when the shooting began. [REDACTED] watched the male run away and  
36 fall in a driveway while the officer was shooting. [REDACTED] felt the male may have been killed by  
37 the shots but then saw the male quickly get back up and run further away from the officers and  
38 out of sight. [REDACTED] claimed the officers fired rounds at the male while the male was on the  
39 ground. The officers moved behind their police car as they continued firing down the driveway  
40 the male ran down. [REDACTED] heard the officers fire several rounds at the male during the  
41 incident. He thought the officers reloaded their weapons at one point. The officers were behind  
42 a truck and a van at one point during the shooting. The two officers stayed near [REDACTED] car  
43 and detained [REDACTED] once the male was out of view.  
44

Riverside Police Department  
Continuation Sheet

File # P17032034

02/22/17	664-187 PC	Det. R. Wheeler #303
----------	------------	----------------------

1 [REDACTED] did not understand why the officers shot at the male. He did not feel it was a  
2 dangerous situation or the male was posing a threat to the officers. He felt the entire incident  
3 happened so fast he couldn't process everything. As the interview went on, [REDACTED] was able  
4 to recall more of the incident.

5  
6 I asked [REDACTED] if he would give us permission to search his mother's vehicle and he said it  
7 would be ok. He did not think there was anything illegal inside the car.

8  
9 After the interview was over, I walked [REDACTED] outside where we stood for a few moments  
10 before he walked off to wait for a ride. As we stood outside, [REDACTED] said he noticed a couple  
11 bags inside his mother's car when he returned to it after eating dinner at [REDACTED]. He  
12 claimed they did not belong to him and he did not know what was inside them. It was obvious to  
13 me that he was trying to distance himself from the bags and their contents. [REDACTED] was  
14 released from CIB early in the morning of the 21<sup>st</sup>.

15  
16 Det. Cobb and I went to meet with officers at an address on Sage Ave. [REDACTED] where  
17 they felt the suspect (now identified as S/Marcelino Garcia) was hiding. Metro Officers had  
18 contained the location and attempted to get S/Garcia to exit the residence but he would not. A  
19 fire began at the residence and fully engulfed the structure at one point but still no one came  
20 out. While we were near the location, we received word that S/Garcia's sister was outside of  
21 the scene and asking to speak with detectives. Det. Cobb and I met with her and conducted an  
22 interview. Det. Cobb took lead in the interview. The interview was audio recorded and what  
23 follows is a synopsis.

24  
25 [REDACTED]  
26 [REDACTED] is the sister of S/Garcia and she thought he was the person who might be inside the  
27 house on Sage Ave. When asked why she thought this she said she had received three phone  
28 calls from S/Garcia the night before, during which, he said he had been shot in the foot by  
29 police. [REDACTED] got the first call at 2307 hrs the night before (February 20<sup>th</sup>) from a number she  
30 did not recognize. S/Garcia said 'the cops shot me, I love you, I'm sorry'. S/Garcia called a  
31 couple of times because the connection would cut out. During one of the calls, [REDACTED] asked  
32 S/Garcia where he was and he said he was at [REDACTED] house. [REDACTED] does not know anyone  
33 named [REDACTED]. [REDACTED] asked S/Garcia what happened and all he would say was he had been  
34 shot in the foot. When she pressed him about what happened, he said "They just rolled up on  
35 us and I'm not going out like that." S/Garcia said again that he was sorry and to tell their mother  
36 that he was sorry.

37  
38 S/Garcia [REDACTED] so she did not know if S/Garcia knew anyone in the  
39 area where the house had burned. The number S/Garcia called her from was [REDACTED]  
40 During one of the calls, [REDACTED] heard another males voice saying 'Just put it on speaker'  
41 before S/Garcia got on the phone and began talking. [REDACTED] did not know why S/Garcia would  
42 say he wasn't 'going out like that.' S/Garcia told her that he had been at [REDACTED] house the  
43 night before. [REDACTED] and lives on [REDACTED] in Riverside. S/Garcia has a  
44 car (a gold Saturn, registered to him) but [REDACTED] did not know where it was. S/Garcia said he  
45 lost his phone and his wallet the night before.

Riverside Police Department  
Continuation Sheet

File # P17032034

02/22/17	664-187 PC	Det. R. Wheeler #303
----------	------------	----------------------

1 [REDACTED] and her family picked up S/Garcia from jail in June 2016 and he has been on probation  
2 since. She was not aware of him having any issues since he's been out. Even though he [REDACTED]  
3 [REDACTED] they do not see each other every day. She knew S/Garcia has friends in  
4 Riverside so he would frequently come to the city.

5  
6 [REDACTED] knew to come to scene of the house fire because her cousin [REDACTED] texted her a link to  
7 a Press Enterprise story about the fire this morning at 0730 hrs. She texted the cousin back  
8 with a "?" asking him what he meant and the cousin sent back 'It's Mars' (S/Garcia's nickname).  
9 [REDACTED] lives on [REDACTED] said she talked with some other people who told her  
10 S/Garcia was in the burning house.

11  
12 [REDACTED] said S/Garcia has numerous tattoos on his body. On his head is some lettering and  
13 there are horns on his forehead. He has some words around his neck.

14  
15 I ran a check on [REDACTED] and found it was a T-Mobile cell phone number but there was no  
16 subscriber information for the account holder.

17  
18 **Disposition:**

19 This report will be given to Det. Cobb for his casebook

20  
NFI

RIVERSIDE POLICE DEPT - Restricted Information  
Public Records Act Request  
JPEDROZA 9/18/2019 2:33 PM Unauthorized Release PROHIBITED