



## OFFICE OF THE DISTRICT ATTORNEY

GEORGE H. BRAUCHLER, DISTRICT ATTORNEY  
18TH JUDICIAL DISTRICT  
SERVING ARAPAHOE, DOUGLAS, ELBERT AND LINCOLN COUNTIES

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February 15, 2017

Chief Nick Metz  
Aurora Police Department  
15151 E. Alameda Parkway  
Aurora, Colorado 80012

Re: Officer Involved Shooting of Natnael Gebretsadik on May 15, 2016, Aurora Police Department ("APD") Case #2016-19517

Chief Metz:

I have completed my review of the Deadly Force Investigation completed by Detective Jamie Krieger involving the shooting of Natnael Gebretsadik by Officer Barry Gomez on May 15, 2016. I have reviewed all materials provided by Detective Krieger including reports, statements, audio recordings, video recordings and photographs. In addition to reviewing all the materials, I visited the scene to better understand lighting, distances and points of view.

Detective Krieger is the lead detective assigned to this case. She has spent countless hours investigating and organizing the case. Investigator Tonya Barnes, 18<sup>th</sup> Judicial District Attorney's Investigator, assisted me in reviewing the case. During my review of the case, Detective Krieger and Investigator Barnes completed additional investigation to address unresolved issues. At this time, I believe all investigative avenues have been pursued.

On May 15, 2016, Aurora Police Officers Barry Gomez and Ernest Gonzales were on patrol during the graveyard shift, 10 p.m. to 8 a.m., in a two person unmarked Aurora Police Cruiser. Both officers wore their department issued uniforms. That night they patrolled near East Iliff Avenue and South Blackhawk Street. The Officers had just driven through the Motel 6 parking lot (looking for stolen cars and registered owner's with active warrants) when they saw a car driving without a taillight on South Blackhawk Street. At 11:03 p.m. Officer Gomez activated his emergency lights and stopped the car, a 2001 Saturn LS, for the taillight violation on East Evans in front of the Extended Stay America Hotel. The driver of the car immediately pulled over. Officer Thivierge heard the traffic stop over the radio and responded to act as a cover officer.

Once the car pulled over, Officer Gomez walked to the driver's side of the car while Officer Gonzales went to the passenger side. Four people occupied the car. Deangelo Goodson drove it. Gregory Banks rode in the front passenger seat. Jalen Johnson sat in the driver's side rear seat. And Natnael Gebretsadik sat in the rear passenger seat. Officer Gomez addressed Mr. Goodson and explained the reason for the stop. Mr. Goodson said he knew his taillight was out and was trying to get it fixed. Officer Gomez asked for Mr. Goodson's driver's license,

registration and insurance. During the contact, Mr. Johnson rolled down the driver's side rear window and started answering questions for Mr. Goodson. The driver appeared nervous to Officer Gomez during the interaction. Officer Gomez smelled burnt marijuana inside the car and confronted Mr. Goodson. Mr. Goodson told Officer Gomez that he had a medical marijuana license and that he smoked marijuana earlier that night. Officer Thivierge arrived on scene while Officers Gomez and Gonzales were speaking to the people in the car. Officer Thivierge parked next to Officer Gomez's patrol car, partially on the sidewalk.

The officers obtained the names of everyone in the car and returned to their patrol car to run a records check. The record check revealed no active warrants, but there were several hits for gang activity and weapons. While back at their patrol car Officer Gonzales informed Officer Thivierge they were conducting a drug investigation.

Officers Gomez and Gonzales returned to Mr. Goodson's car while Officer Thivierge stood in front of his car as cover (placing him at the rear of Mr. Goodson's car). Officer Gomez asked Mr. Goodson to step out of the car. Mr. Goodson agreed and got out of the car. Officer Gomez then asked permission to search Mr. Goodson and Mr. Goodson consented. Officer Gomez patted him down and found no weapons or contraband. Officer Gomez then directed Mr. Goodson to sit on the curb behind his car and near Officer Thivierge. Next, Officer Gomez made the same requests of Mr. Johnson, the driver's side rear seat passenger, and Mr. Johnson also consented. During the pat down search of Mr. Johnson, Officer Gomez located a digital scale to which Mr. Johnson stated "but it doesn't work, so I'm good." Gomez directed Mr. Johnson to sit on the curb.

While Officer Gomez interacted with Mr. Johnson, Officer Gonzales saw Mr. Gebretsadik move across the rear seat toward the open driver's side rear door. Mr. Gebretsadik asked Officer Gonzales if he should get out of the car. Officer Gonzales told him that Officer Gomez would get him when he was ready. Mr. Gebretsadik scooted back across the rear seat to the passenger side of the car. Officer Gonzales then saw Mr. Gebretsadik looking around and then again move toward the open door. Officer Gonzales told Mr. Gebretsadik to stay in the car, but he got out and immediately started running. Officer Thivierge also saw Mr. Gebretsadik move across the back seat before fleeing. Officer Gomez ran after Mr. Gebretsadik. Officer Gonzales initially stayed with Officer Thivierge to cover the three remaining occupants of the car. He joined the pursuit once he heard Officer Gomez yell "gun" and Officer Thivierge instructed him to go. Officer Thivierge aired over the radio that officers were involved in a foot pursuit.

Officer Thivierge, alone with the three remaining occupants of the Saturn, drew his firearm and pointed it at the two people on the curb and the front passenger, Gregory Banks. Officer Thivierge ordered all three to put their hand on their heads. Two of the men complied, but Mr. Banks did not cooperate. From his position, Officer Thivierge heard Officer Gomez yell "stop." Officer Thivierge also heard Officer Gomez continue to yell during the chase but could not understand the commands. At 11:12 p.m. Officer Thivierge called out over his radio "We've got one that bailed from the car, two in foot pursuit." Officer Thivierge wore a body camera but only turned it on after the chase started.

Officer Gomez pursued Mr. Gebretsadik across the street and into a parking lot. During the chase Officer Gomez saw Mr. Gebretsadik reach into his waistband. Based on his training and experience, Officer Gomez thought Mr. Gebretsadik was reaching for a firearm. His concern was justified a moment later when he saw a handgun in the suspect's right hand. Officer Gomez yelled "gun, he's got a gun" and "police stop." Officer Gomez later indicated he was so focused on the chase that he did not know Officer Gonzales was behind him. Officer Gomez drew his gun and followed the suspect into the parking lot where the suspect tripped and fell to the ground. As he fell he managed to turn and sit facing Officer Gomez. At this point, Officer Gomez was concerned about the gun and visually located it in the suspect's left hand pointed at him. Officer Gomez stated he expected to be shot and feared for his life. But neither Officer Gomez nor Mr. Gebretsadik fired their gun at that point. Instead, Mr. Gebretsadik quickly got up and continued running through the parking lot. Officer Gomez continued chasing him.

Officer Gonzales followed behind Officer Gomez. The Extended Stay America Hotel surveillance video captured part of the chase and it shows Officer Gonzales running several seconds behind Officer Gomez. Due to the poor lighting, Officer Gonzales could only see the silhouette of Officer Gomez and it appeared that his weapon was drawn. He did not see Mr. Gebretsadik running or carrying a firearm.

Officer Gomez continued to scream orders while chasing Mr. Gebretsadik. While running through the parking lot Officer Gomez stated he saw the suspect turn his upper body slightly to the right toward Officer Gomez. Officer Gomez did not see the gun but he believed Mr. Gebretsadik was still armed. He heard the suspect scream something but he could not understand what he said. Officer Gomez, afraid the suspect would turn and kill him, fired his weapon one time. The shot struck Mr. Gebretsadik and he fell to the ground. Officer Gonzales was at the entrance to the parking lot when he heard the gunshot. He only observed Mr. Gebretsadik after he was shot and fell to the ground. Officer Thivierge reported hearing someone yell "gun" and then immediately heard a gun fire. Officer Thivierge aired "shots fired, shots fired." Shortly after, Officer Gomez aired "One in custody, Code 4, send an ambulance."

Officer Gonzales caught up to Mr. Gebretsadik and immediately handcuffed him and checked him for injuries. Officer Gomez could see that Mr. Gebretsadik was bleeding but he did not see the handgun. While Officer Gonzales examined Mr. Gebretsadik, Officer Gomez searched the area and located the weapon a few feet away from where the suspect was shot. Officer Gomez picked up the weapon and placed it in his pants pocket. Officer Gomez collected the weapon because he saw a person in the parking lot and felt it necessary to protect the evidence. Officer Gomez returned to the suspect's location and showed the recovered firearm to Officer Gonzales. Officer Gonzales did not see Officer Gomez pick up the weapon. Additional law enforcement arrived and secured the scene. Officer Bankston retrieved Mr. Gebretsadik's gun from Officer Gomez's pants pocket and secured it in his patrol vehicle.

Emergency responders transported Mr. Gebretsadik to the Medical Center of Aurora. Officer Garcia learned that the bullet entered Mr. Gebretsadik's right buttock, damaging his rectum and bladder, and then entered his left leg. Dr. Kara Moreland determined that Mr. Gebretsadik suffered serious bodily injury. She described the injuries as permanent but not life threatening. Crime Scene Investigator Sarah Bailey photographed the injuries.

Officer Condrey and Officers Wilkendorf arrived on scene and assisted Officer Thivierge with the remaining occupants of the car. Officer Thivierge warned Officer Condrey that Mr. Banks disobeyed orders. Officer Condrey opened the front passenger door and ordered Mr. Banks to extend his arm. Officer Condrey then performed a wrist lock by grabbing his arm and wrist. Officer Condrey ordered Mr. Banks to go to the ground but he refused. Officer Wilkendorf deployed his TASER because he feared the suspect posed a safety risk. Mr. Banks permitted officers to handcuff him after being tased. Officers took two bottles containing Ecstasy from Mr. Banks along with \$663 in cash. The District Attorney charged Mr. Banks with Possession of a Controlled Substance and Obstructing a Peace Officer in Arapahoe County case number 2016CR1351. Ultimately, Mr. Banks pled guilty to Possession of a Controlled Substance and Resisting Arrest.

### **Scene Documentation and Evidence Collection**

Officer Fields transported Officer Gomez to the Aurora Police Department where he was photographed and his weapon checked. Officer Gomez carried a 9mm Glock model 17 semiautomatic handgun. He also carried a TASER, handcuffs, flashlight, baton, and radio. Officer Gomez had no backup firearm. Based on the cartridge count, Officer Gomez fired his weapon one time during the chase. The APD had assigned Officer Gomez a body worn camera, but he was not wearing the camera during this incident. Officer Gomez told Investigator Barnes that the body camera was a newer piece of equipment and he forgot to wear it.

Crime Scene Investigator Sarah Bailey photographed and processed the scene. The parking lot area where the shooting took place was very dark and lighting only came from nearby businesses. CSI Bailey located one .9mm caliber spent casing in the parking lot. She also seized the Ruger 9E .9mm handgun from Officer Bankston's patrol car. The crime scene diagram showing the location of the vehicles and evidence is attached. The firearm contained nine cartridges-- one in the chamber and eight in the magazine. The weapon needed no further action to make it ready to fire. The investigation determined that Mr. Gebretsadik never fired his weapon.<sup>1</sup> Police searched the Saturn LS at the Aurora Police Evidence Bay. They found cellular telephones and marijuana inside the car.

The gun recovered by Officer Gomez was sent to the Colorado Bureau of Investigation ("CBI") for forensic analysis. CBI analyzed the gun's magazine and located DNA from two contributors. The major component matched the DNA profile for Mr. Gebretsadik at four loci. "The probability of selecting an unrelated individual at random from the population having a profile matching these loci is approximately 1 in 4,300." The minor component is not suitable for comparisons.

Video evidence from Officer Thivierge and the Extended Stay America Hotel did not record the shooting. Officer Thivierge's body camera video started after the chase and he remained with the Saturn and the passengers until after the shooting. Surveillance video from the Extended Stay America Hotel captured the traffic stop and part of the chase but the video is poor quality and very dark. Video from Camera 9 captured the traffic stop but it is impossible to

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<sup>1</sup> Subsequent investigation found that the gun belonged to Mittis Chapman. Mr. Chapman noticed the gun was missing around May or June but never reported it to the police. Mr. Chapman does not know Natnael Gebretsadik.

see the interaction between the officers and the occupants of the Saturn. Video from Camera 8 captured part of the chase but not the shooting. Investigator Barnes sent the video to Rocky Mountain Information Network, Inc. ("RMIN") for enhancement. RMIN evaluated the video and determined that "due to the positioning of the subjects in question being so far from the camera, insufficient pixel data exists to complete the enhancement request to clarify the individuals. As such, no significant forensic enhancement techniques could be undertaken that would successfully improve the requested area of the video." The case agent enlarged the relevant videos but they remain dark and grainy.

### **Background Information on Officer Gomez and Natnael Gebretsadik**

Natnael Gebretsadik was nineteen years old at the time of the shooting. Mr. Gebretsadik has a significant juvenile record with some nineteen arrests for a number of offenses including Weapons Offenses, Obstruction, Escape, Robbery, Burglary, Trespassing and Menacing. Mr. Gebretsadik had three prior felony adjudications as a juvenile, making his possession of the gun on May 15, 2016 an adult felony offense. Mr. Gebretsadik's felony adjudications were for Robbery, Second Degree Burglary and Felony Menacing.

Officer Barry Gomez served as a patrol officer with the Aurora Police Department since 2014. Officer Gomez had prior law enforcement experience as Military Police and a Criminal Investigator in the US Marine Corps, Special Agent with the Naval Criminal Investigative Service, and an Officer and Detective with the Metro Police Department in Washington DC.

Officer Gomez has been involved in at least two prior shootings. Investigations cleared Officer Gomez in all prior incidents. In one of the incidents he was admonished for picking up a suspect's firearm after the shooting. No criminal charges were filed based on any prior incident involving Officer Gomez.

### **Witness Interviews**

Detectives Jamie Krieger and Detective Matt Ingui interviewed Officers Gomez, Gonzales and Thivierge on May 17, 2016. Their account of the traffic stop, chase and shooting is described above.

Detectives Jamie Krieger and Detective Matt Ingui also interviewed Deangelo Goodson, driver of the Saturn, on May 16, 2016. Mr. Goodson provided the following information. Mr. Goodson reported that he was stopped for his taillight being out. The officer asked for his license, registration and insurance. Mr. Goodson stated that he refused to allow a search of his vehicle. He claimed that the officers pointed a gun at him the entire time and that they were very violent. Mr. Goodson stated that he knew Gregory Banks but not the other passengers in his car. After he was removed from his car he was sitting on the ground and did not see the shooting although he heard multiple shots. He claimed the officer never gave Mr. Gebretsadik a chance and kept firing. After Mr. Gebretsadik ran, the officer immediately reached for his gun and shot. Mr. Goodson never heard the officer say anything before shooting. Mr. Goodson said he did not know there was a weapon in his vehicle. He further claimed that the passengers had only been in the car a few minutes before the traffic stop.

Detectives Jamie Krieger and Detective Matt Ingui interviewed Jalen Johnson, driver's side rear passenger, on May 16, 2016. Mr. Johnson provided the following account of the events surrounding the shooting. Mr. Johnson caught a ride from Mr. Goodson around 7:30 p.m. and slept in the car for a few hours before the traffic stop. Mr. Johnson stated that he has known Mr. Goodson for approximately six months. After being pulled over, the officers identified everyone. They returned to their patrol car and when they came back one of the officers said the car smelled like marijuana. Mr. Johnson candidly admitted the car did in fact smell like marijuana. The officers removed Mr. Goodson and Mr. Johnson from the car. While seated on the curb Mr. Johnson noticed Mr. Gebretsadik slide across the back seat and start running. After the officer started chasing Mr. Gebretsadik, he heard one gunshot and then screaming. He did not see the chase or the shooting. He estimated six seconds passed from the time the officer started chasing until the gunshot. Before Mr. Gebretsadik ran, he became quiet which is not normal. He never saw Mr. Gebretsadik with a weapon.

Detective Chuck Mehl and Denver Detective Jami Sisneros<sup>2</sup> interviewed Gregory Banks, front seat passenger, on May 16, 2016. Mr. Banks provided the following information. Mr. Banks was in Mr. Goodson's car with the other three males for approximately three hours before being pulled over for a defective taillight. The officers told them that the car smelled like marijuana. In the interview, Mr. Banks acknowledged smoking marijuana about three hours prior to being pulled over. Mr. Goodson and Mr. Johnson were pulled out of the car and placed on the curb. Mr. Gebretsadik told Mr. Banks to call his mom and then he ran from the car. Mr. Banks was looking down and did not see the chase but he heard a single gunshot. He did not hear the officers yell or give commands during the chase. Mr. Banks did not know that Mr. Gebretsadik had a gun. He did not know why Mr. Gebretsadik ran. He was tased while being removed from the car but he felt he was cooperating with them. He felt that he was tased for no reason. During the interview, Mr. Banks did not say anything about the drugs or large amount of cash found on him.

Dejon Byrne worked at the Extended Stay America Hotel and observed part of the traffic stop and subsequent foot chase. Mr. Byrne called 911 and reported that there were crooked police in the city and that he watched officers chase a young boy, who dropped his gun, and shoot him. According to Mr. Byrne, the boy never pulled his gun on the police officer.

Detectives Mehl and Sisneros interviewed Mr. Byrne at the Aurora Police Department on May 16, 2016. He provided the following information. Mr. Byrne claimed that he "saw pretty much everything." He was working the front desk when he observed emergency lights out the office window and noticed a patrol car had stopped another car. When he looked out the window he saw one person sitting on the curb and officers removing other passengers from the car. He next observed a boy running away but he did not see him get out of the car. The boy did not appear to have anything in his hands. He also did not observe any weapons in the hands of the Officers that were chasing him. When the boy started running, Mr. Byrne moved to the lobby to get a better vantage point during which he heard a gunshot and then screaming. Mr. Byrne did not observe the shooting. He estimated the chase lasted less than 30 seconds over 75 to 125 yards. Mr. Byrne was on the phone with his mother, Yvonne Byrne, while watching the chase.

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<sup>2</sup> The Aurora Police Department partners with Denver Police Department to conduct Peace Officer Shooting Investigations as required by C.R.S. 16-2.5-301. Detective Sisneros assisted in the investigation as part of the multi-agency investigative team.

Investigator Barnes interviewed Mr. Byrnes on October 20, 2016 to resolve inconsistencies between Mr. Byrnes's statements on the 911 call and during his interview. Investigator Barnes specifically asked whether he saw the "guy" with a gun as he reported in the 911 call. Mr. Byrnes stated that he did not see the "guy" with a gun and should not have said that to the 911 operator. He explained that he observed the guy moving in the backseat of the car and it looked like the guy dropped something or threw something. When the guy started to run he moved from the office to the lobby and that is when he heard the shot.

Detective Mehl and Detective Sisneros interviewed Yvonne Byrne, Dejon Byrne's mother, on May 16, 2016. The following information was provided by Ms. Byrne. Ms. Byrne was in the parking lot at the Extended Stay America Hotel waiting to pick up her son, Dejon Byrne, when she observed the traffic stop. Ms. Byrne estimated that she was parked approximately 50 feet from the cars. The officers took one person out of the car and placed him on the curb. Another person in the car got out and ran and two officers chased him. Ms. Byrne heard an officer say "he's going to run" before the chase. She saw the person from the car run to a parking lot which was very dark and she could not see what took place there. She heard one gunshot and saw the two officers and suspect in the parking lot on the opposite side of the street. Ms. Byrne reported hearing an officer say "I'm going to shoot him because he pulled a gun on me" before the shot was fired. She did not see the suspect or officers with anything in their hands during the chase. She estimated the traffic stop lasted fifteen minutes before the suspect ran. She further estimated that the chase lasted forty-five seconds and the parties traveled two hundred to four hundred feet. She had an unobstructed view of the chase but did not see the shooting take place. The suspect cried out in pain after he was shot.

Mr. Gebretsadik was not interviewed by the police. The night of the shooting he was immediately transported to the hospital for medical treatment. On scene and during transport Mr. Gebretsadik asked multiple times why he was shot. On May 24, 2016, while at Medical Center of Aurora, Mr. Gebretsadik told Officer Moore that he didn't like the way he talked about his dog or accused him of having a gun. After Mr. Gebretsadik completed his treatment he was released to the Aurora Police Department who took him to the Arapahoe County Jail where he was charged with Assault in the First Degree. Mr. Gebretsadik is represented by counsel. The case against Mr. Gebretsadik is still pending.

#### **Meeting with Mr. Gebretsadik's attorney**

On October 28, 2016, I met with Mr. Gebretsadik's attorney, Susanne Rogers. She contacted me and requested a meeting to discuss the Officer Involved Shooting Investigation. Ms. Rogers provided the following information during our meeting. Ms. Rogers advised that Mr. Gebretsadik ran because he had the gun in his right pants pocket. After fleeing the car he threw the gun to his left. According to Ms. Rogers, Mr. Gebretsadik turned and said "Don't shoot, I don't have anything" before being shot. She claimed that Mr. Gebretsadik threw the gun early in the chase in a lighted area before entering the parking lot and that he did not possess the gun when he was shot. Ms. Rogers pointed to Officer Thivierge's body cam video where he told the on-scene supervisor "I don't know what he threw because he took off and went all the way back there." After repeatedly listening to Officer Thivierge's statement I cannot conclude he observed Mr. Gebretsadik throw the gun while running from Officer Gomez.

Ms. Rogers also identified Marvin Sung, a witness not interviewed during the investigation, who observed the end of the chase. Ms. Rogers shared her investigator's interview with Mr. Sung. Investigator Barnes also conducted a follow-up interview of Mr. Sung. Mr. Sung worked at Sakura Hibachi Sushi across the street from where the shooting occurred. While unloading a truck in front of the restaurant he saw a smaller male run from a bigger male who was dressed all in black. The smaller male was ahead about twenty to forty feet. He did not know what drew his attention to the chase other than maybe people yelling. He also saw another male behind the first two. Mr. Sung heard one gunshot and saw the smaller male fall. Mr. Sung never heard any yelling or commands. The bigger male stood over the small male who was yelling in pain and then walked away about five feet as if he was pacing. The bigger male walked back to the smaller male and told him to "shut up" and then walked forward about five feet. Mr. Sung never observed the smaller male with a gun in his hands or point a weapon at the bigger male. Apparently, Mr. Sung did not observe Officer Gonzales secure and examine Mr. Gebretsadik.

### **Analysis and Conclusion**

Based on a review of all the evidence in this case I find no evidence establishing that Officer Barry Gomez committed a crime when he shot Natnael Gebretsadik during the chase on May 15, 2016. The totality of the evidence leads me to conclude that Officer Gomez feared for his life when he fired his weapon. Officer Gomez described seeing Mr. Gebretsadik trip and point a gun at him. Officer Gomez expected to be shot by the suspect at that point. When the suspect continued fleeing Officer Gomez saw him still holding the weapon when he turned slightly. Officer Gomez knew that the suspect could easily turn and fire on him. Officer Gomez chose to fire his weapon to avoid giving the suspect another opportunity to kill him. I find Officer Gomez's actions and beliefs to be compelling and reasonable under the circumstances.

I find that Mr. Gebretsadik possessed the firearm at or near the time he was shot. Officer Gomez described seeing the gun in Mr. Gebretsadik's hand before the shooting and then finding it a few feet away from where Mr. Gebretsadik fell after being shot. This is consistent with Mr. Sung's observation that the bigger male (Officer Gomez) walked about five feet away from Mr. Gebretsadik after he was shot. There is no credible evidence that Mr. Gebretsadik discarded the gun earlier in the chase.

Ms. Rogers suggests that Mr. Gebretsadik attempted to surrender immediately before he was shot. Even if true this would not change my opinion. Officer Gomez observed Mr. Gebretsadik turn and scream something, while still holding the gun, immediately before he discharged his weapon. Officer Gomez's perception of this act as threatening is reasonable based on Mr. Gebretsadik's flight, disobeying orders to stop and previously pointing the gun at Officer Gomez. Officer Gomez did not perceive or understand Mr. Gebretsadik to be surrendering; on the contrary he perceived his actions to be threatening.

In Colorado, any person may use deadly physical force to defend themselves against another if a lesser degree of force is inadequate and they reasonably believe they are in imminent danger of being killed or receiving great bodily injury. C.R.S. §18-1-704. Peace Officers have additional authority to use deadly physical force to defend themselves from what they reasonably



believe to be the use or imminent use of deadly physical force. C.R.S. §18-1-707. Natnael Gebretsadik fled from a traffic stop while illegally possessing a firearm. Officer Gomez followed him into the dark not knowing what danger he posed. Natnael Gebretsadik's decision to flee the car, disobey orders, grab his gun and threaten Officer Gomez directly led to his shooting. Mr. Gebretsadik is solely responsible for the shooting. Ultimately, Officer Gomez shot Mr. Gebretsadik because he believed Mr. Gebretsadik was about to shoot him. I find Officer Gomez's belief to be reasonable and find that Officer Gomez was justified in shooting Mr. Gebretsadik.

Sincerely,



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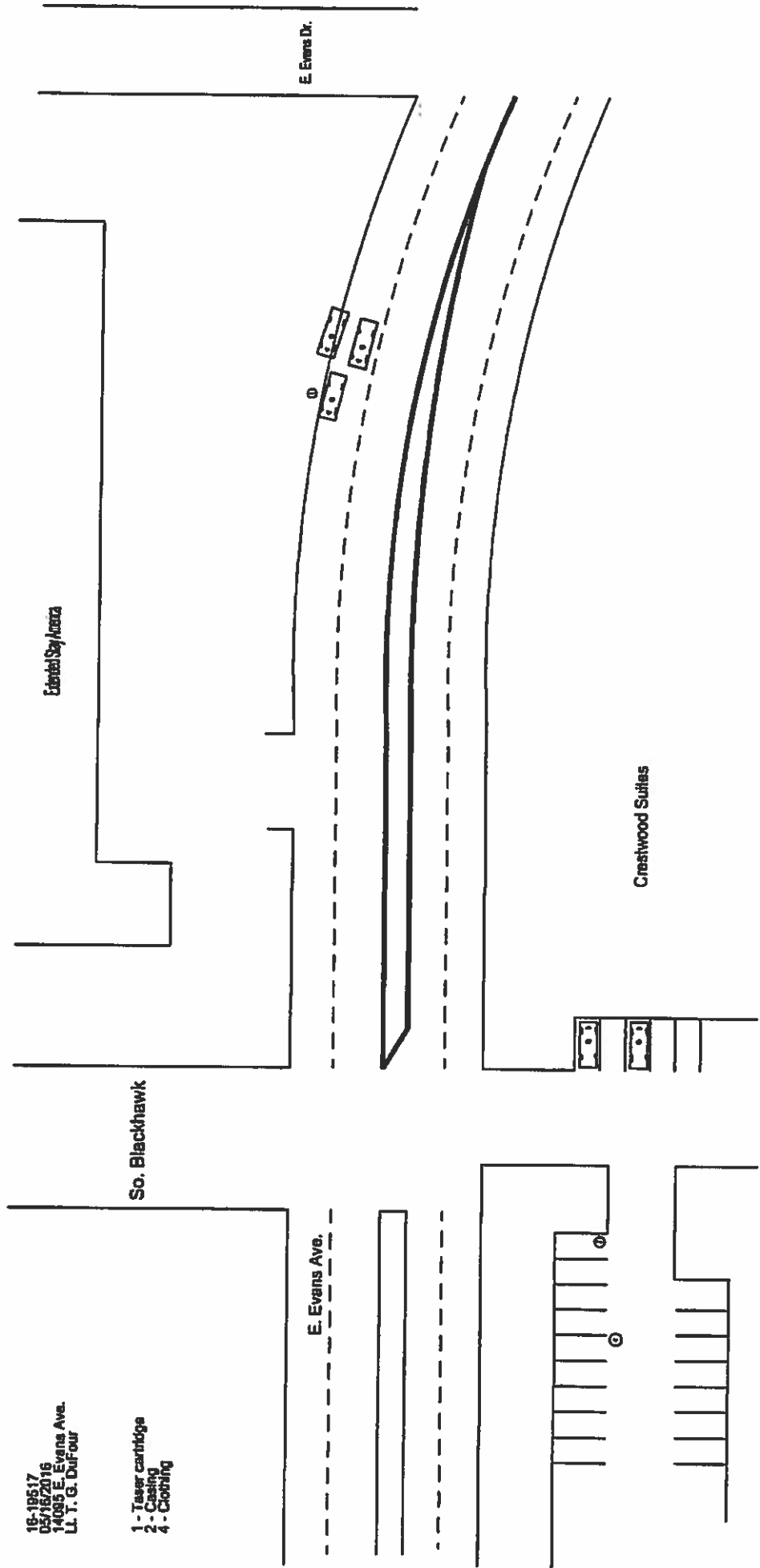
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- 1 - Taser cartridge
- 2 - Casing
- 4 - Clothing



All measurements are approximate