



# LAKE COUNTY SHERIFF'S OFFICE

1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
CRIME REPORT

Case  
C08020293

<b>OFFENSES</b>	<b>F/M A/C Offenses</b>			<b>Date Occurred</b>	<b>Time Occurred</b>	<b>Incident #</b>
	12403.7(a) PC FELON IN POSS OF TEAR GAS			02/19/2008	2104	0802190089
	12403.7 (G)PC ILL USE OF TEAR GAS ON PEACE OFF			<b>Date Reported</b>	<b>Time Reported</b>	
	148 (A)(1) PC OBS/RESIST PUB/PEACE OFFCR/EMER			02/19/2008	1828	
	<b>Related Cases</b> C08020269					
			<b>Date Printed</b>	<b>Time Printed</b>	<b>Printed By</b>	
			01/31/2023	11:51:02	WLH	
			<b>Latitude</b>	<b>Longitude</b>		
			0.000000	0.000000		

<b>Location</b> [REDACTED] Brookside Dr, Whispering Pines, CA 95426			<b>Beat</b> 7B	<b>Area</b> 7B	<b>Disposition</b> Cred By Adult Arrest	<b>Dispo Date</b> 02/20/2008
<b>Location Type</b> House	<b>Location of Entry</b>	<b>Method of Entry</b>	<b>Point of Entry</b>		<b>Alarm System</b>	<b>Means of Attack (Robbery)</b>

<b>Victim</b> State Of California		<b>Drivers License</b>	<b>Cell Phone</b>	<b>Email</b>			
<b>Residence Address</b>		<b>Notified of Victim Rights</b> Yes	<b>Residence Phone</b>	<b>DOB</b>	<b>Age</b>	<b>Sex</b> M	<b>Race</b> O
<b>Business Name and Address</b>			<b>Business Phone</b>	<b>Height</b>	<b>Wt</b>	<b>Hair</b>	<b>Eyes</b>
<b>Assistance Rendered/Victim Disposition</b> Other			<b>Transporting Agency</b>	<b>Means of Attack (Assaults)</b>			
<b>Description of Injuries</b> None			<b>Other Information</b>				

<b>Witness</b> [REDACTED] Julia [REDACTED]		<b>Drivers License</b>	<b>Cell Phone</b>	<b>Email</b>			
<b>Residence Address</b> [REDACTED] Montezuma Wy, Kelseyville, CA 95451 --- PO Box [REDACTED], CA 95426			<b>Residence Phone</b>	<b>DOB</b>	<b>Age</b> 27	<b>Sex</b> F	<b>Race</b> W
<b>Business Name and Address</b> Ihss			<b>Business Phone</b>	<b>Height</b> 5'6"	<b>Wt</b> 200	<b>Hair</b> BRO	<b>Eyes</b> BLU

<b>Suspect Arrested</b> Rodin, Victor Bronko			<b>Action Taken</b> BOOKING	<b>Charges</b> 12403.7(a) PC, 12403.7 (G)PC, 148 (A)(1) PC			
<b>Residence Address</b> [REDACTED] Widgeon Wy, Clearlake Oaks, CA 95423			<b>Residence Phone</b>	<b>DOB</b>	<b>Age</b> 43	<b>Sex</b> M	<b>Race</b> W
<b>Business Name and Address</b> Self Employed			<b>Business Phone</b>	<b>Height</b> 6'4"	<b>Wt</b> 210	<b>Hair</b> BRO	<b>Eyes</b> BRO
<b>Identifying Features</b> Tattoos: EAGLE ON BACK, BRONCO RIDER ON STOMACH, CROSS RT SHLD Speech: Clear Build: Muscular Complexion: Clear Facial Hair: Mustache			<b>Cell Phone</b>	<b>Drivers License</b>		<b>Arrest Number</b> 59028	
<b>Aliases</b> Victor Rodien, Victor Branko Rodin, Victor Branko Rodin, Victor Bronko Rodin, Victor Nicholas Rodin, Victor Nicholas Rodin, [REDACTED]						<b>CII</b> 7434CA5	

<b>VEHICLES</b>	<b>Status</b>	<b>Vehicle Make and Model</b>	<b>License/State</b>	<b>VIN</b>	<b>Val Damgd</b>

<b>DEPUTIES</b>	<b>Prepared By</b> S0058 - Paulich, Corey		<b>Date</b> 02/19/2008	<b>Assisted By</b>		<b>Approved By</b> S0086 - Davidson, Andy		<b>Date</b> 03/28/2012
	<b>Routed To</b>	<b>Date</b>	<b>Routed To</b>	<b>Date</b>	<b>Notes</b>			
	DA Investigator Clements		LCN PRA per 418	08/23/2010				
	DA	02/22/2008	Julia [REDACTED] PRA	05/13/2011				
	DA-TOX	06/06/2008	467-ENTIRE CASE	11/23/2011				
GEORGE HILLS CO	06/12/2008	DA Invest - Woody Per 467	10/10/2012					



# LAKE COUNTY SHERIFF'S OFFICE

1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
CRIME REPORT

Case  
C08020293

<b>Reporting Party</b> [REDACTED] Linda [REDACTED]	<b>Drivers License</b> [REDACTED]	<b>Cell Phone</b> [REDACTED]	<b>Email</b> [REDACTED]			
<b>Residence Address</b> [REDACTED] Widgeon Wy, Clearlake Oaks, CA 95423		<b>Residence Phone</b> [REDACTED]	<b>DOB</b> [REDACTED]	<b>Age</b> 63	<b>Sex</b> F	<b>Race</b> W
<b>Business Name and Address</b>		<b>Business Phone</b>	<b>Height</b> 5'6"	<b>Wt</b> 160	<b>Hair</b> BLN	<b>Eyes</b> BRO
<b>Witness</b> Rivero, Francisco Lcso	<b>Drivers License</b>	<b>Cell Phone</b>	<b>Email</b>			
<b>Residence Address</b> 1220 Martin, Lakeport, CA 95453		<b>Residence Phone</b> 707 262 4200	<b>DOB</b>	<b>Age</b>	<b>Sex</b>	<b>Race</b>
<b>Business Name and Address</b>		<b>Business Phone</b>	<b>Height</b>	<b>Wt</b>	<b>Hair</b>	<b>Eyes</b>
<b>Witness</b> [REDACTED] Ladawn [REDACTED]	<b>Drivers License</b> [REDACTED]	<b>Cell Phone</b> [REDACTED]	<b>Email</b>			
<b>Residence Address</b> [REDACTED] Brookside Dr, Whispering Pines, CA 95461 --- [REDACTED], Cobb, CA		<b>Residence Phone</b> [REDACTED]	<b>DOB</b> [REDACTED]	<b>Age</b> 55	<b>Sex</b> F	<b>Race</b> W
<b>Business Name and Address</b> Ihss		<b>Business Phone</b>	<b>Height</b> 5'6"	<b>Wt</b> 152	<b>Hair</b> BRO	<b>Eyes</b> BRO
<b>Witness</b> [REDACTED] Judy [REDACTED]	<b>Drivers License</b>	<b>Cell Phone</b>	<b>Email</b>			
<b>Residence Address</b> [REDACTED] Brookside Dr, Whispering Pines, CA 95426		<b>Residence Phone</b> [REDACTED]	<b>DOB</b> [REDACTED]	<b>Age</b> 52	<b>Sex</b> F	<b>Race</b> W
<b>Business Name and Address</b>		<b>Business Phone</b>	<b>Height</b>	<b>Wt</b>	<b>Hair</b>	<b>Eyes</b>
<b>Witness</b> Sobieraj, Michael Burton	<b>Drivers License</b> [REDACTED]	<b>Cell Phone</b>	<b>Email</b>			
<b>Residence Address</b> [REDACTED] Armstrong, Lakeport, CA 95453 --- [REDACTED], Lakeport, CA 95453		<b>Residence Phone</b> [REDACTED]	<b>DOB</b> [REDACTED]	<b>Age</b> 34	<b>Sex</b> M	<b>Race</b> W
<b>Business Name and Address</b> Lake County Sheriff's Dept, PO Box 489, Lakeport, CA 95453		<b>Business Phone</b> 707 262 4200	<b>Height</b> 5'7"	<b>Wt</b> 210	<b>Hair</b> BRO	<b>Eyes</b> BLU
<b>Mentioned</b> [REDACTED] Mary [REDACTED]	<b>Drivers License</b> [REDACTED]	<b>Cell Phone</b>	<b>Email</b>			
<b>Residence Address</b> [REDACTED] Pine Summit Dr, Cobb, CA 95467 --- [REDACTED], Cobb, CA 95426		<b>Residence Phone</b> [REDACTED]	<b>DOB</b> [REDACTED]	<b>Age</b> 40	<b>Sex</b> F	<b>Race</b> W
<b>Business Name and Address</b> [REDACTED]		<b>Business Phone</b> [REDACTED]	<b>Height</b> 5'2"	<b>Wt</b> 150	<b>Hair</b> RED	<b>Eyes</b> HAZ

**LAKE COUNTY SHERIFF'S OFFICE**

1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200

**CRIME REPORT - PROPERTY**

C08020293

ID No.	Status/Disposition	Property Description	Value	Val Recovered	Val Damaged
1	Evidence/Destroyed	1 Urine Kit - Urine Kit Frank Rivero			
2	Evidence/Destroyed	1 Blood Kit - Blood Kit Frank Rivero			
3	Evidence/Returned To Owner	1 Glock 21 Pistol - Glock Model 21 - Deputy Rivero			
4	Evidence/Returned To Owner	1 Glock Magazine - Glock Magazine w/12 Federal 45+P Bullets - Deputy Rivero			
5	Evidence/Destroyed	1 Federal Bullet - Qty 1 Federal 45+P bullet from chamber - Deputy Rivero			
6	Evidence/Destroyed	1 45 Cal Bullet Casing - Federal + P 45 auto bullet casing - Living Room			
7	Evidence/Destroyed	1 3 Ounce Red & Black First Defense Mk 4 Pepper Spray - 3 oz pepper spray canister - master bedroom			
8	Evidence/Destroyed	1 Bullet - bullet found in master bedroom			
9	Evidence/Destroyed	1 White Bic Lighter - lighter found on chair in living room			
10	Evidence/Destroyed	1 Presc. Bottle - Empty prescription bottle Oxycodone/Apap name of Julia [REDACTED] - porch area			
11	Evidence/Destroyed	1 Indicia - Family photo - suspect/woman/child - Living Room			
12	Evidence/Destroyed	1 Cdl - Indicia - CDL [REDACTED] Victor Rodin - found in wallet in kitchen			
13	Evidence/Destroyed	1 D&m Card - Indicia D&M Compassion Center Card - [REDACTED] - found in wallet kitchen			
14	Evidence/Destroyed	1 Ssn Card - Indicia - Social Security Card [REDACTED] Victor Rodin - Wallet Kitchen area			
15	Evidence/Destroyed	1 Orange Pill Bottle - contained pills			
16	Evidence/Destroyed	8 Dosage Units/Items White Pills - oval white pills with 35/92 on one side and V on other			
17	Evidence/Destroyed	82 Dosage Units/Items White Pill - round pills marked with 512 on one side and score on other			
18	Evidence/Destroyed	1 White Hospital Band - broken hospital admission band with name [REDACTED], DOB: [REDACTED]			
19	Evidence/Destroyed	1 Dvd - DVD - crime scene video 2/20/08			
20	Evidence/Destroyed	1 Cd - CD - crime scene photos 2/20/08			
21	Evidence/Destroyed	1 Cd Intvws [REDACTED] t - CD containing interviews w/ [REDACTED] on 02/20/08			
22	Evidence/Destroyed	1 White & Black Lcso Unk Crime Scene Log - Crime Scene Log for this case.			
23	Evidence/Destroyed	1 Cd Rom Drive - CD-Rivero Statement			
24	Evidence/Destroyed	1 - CD-[REDACTED] Statement 2/20/08			
25	Evidence/Destroyed	1 Cd Rom Drive - CD-[REDACTED] statment on 2/21/08.			
26	Evidence/Destroyed	1 Cd Rom Drive - CD-Sobieraj recording with [REDACTED]			
27	Evidence/Destroyed	1 Sketch - Crime Scene Sketch			
28	Evidence/Destroyed				

**LAKE COUNTY SHERIFF'S OFFICE**

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**CRIME REPORT - PROPERTY**

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ID No.	Status/Disposition	Property Description	Value	Val Recovered	Val Damaged
28	Evidence/Destroyed	1 Lcso Form 6 Permission To Se - LCSO FORM 6 Permission to Search			
29	Evidence/Destroyed	1 Cd Rom Drive - CD-Dispatch Radio Traffic			
30	Evidence/Destroyed	1 Cd Rom Drive - CD-██████████ Statement 3/4/08			
31	Evidence/Destroyed	1 Disc Audio Recording - copy of audio recording of interview with Victor Rodin.			
32	Evidence/Destroyed	1 Bullets - 3 bullets & 3 cartridge cases test fired in item 3 BFS ██████████ - ██████████ item 3-TF			
33	Evidence/Destroyed	1 Cd - BFS Lab generated CD w/exam photos BFS case ██████████ item Lab-1			
34	Evidence/Destroyed	1 mav tape - MAV tape ID 437 Sgt Beland tape marked in: 2/10/08 out: 2/24/08 437	_____	_____	_____

**Attachments:**  
**Property Sheet**

On 2/19/08, at approx. 2230 hrs., I received a call at my residence from Lt. Dave Garzoli. He told me there had been an officer involved shooting at [REDACTED] Brookside Dr., Whispering Pines. He requested I respond to that location to conduct an investigation.

I drove to the area of [REDACTED] Brookside Dr. arriving at approx. 2330 hrs. When I arrived the suspect, Victor Rodin, had not been located. Prior to my arrival, officers heard a gun shot within 100 feet of the residence. I assisted with a search of the area attempting to locate Rodin and identify where the gun shot came from, both with negative results.

I spoke with Sgt. Gary Hall. He told me Deputies Rivero and Sobieraj responded to the residence to conduct a welfare check on Rodin. The Sheriff's Department had taken a report on 2/17/08, from Julia [REDACTED]. She reported Rodin had ingested over 100 Percocet pills and then walked off from the residence. See attached case #0802-0269. On 2/19/08, at approx. 1828 hrs., Deputy Sobieraj received a call from Rodin's mother, Linda [REDACTED] who wanted to report Rodin missing. Sobieraj was concerned after reviewing case 0802-0269 that Rodin could be in medical distress. He and Deputy Rivero went to the residence to conduct a welfare check and possible search and rescue operation to locate Rodin. When Deputies Rivero and Sobieraj entered the residence they made contact with Rodin who pointed an object that appeared to be a weapon at them and Deputy Rivero fired one shot at Rodin. Rodin escaped jumping out a bedroom window.

The scene was secured with yellow crime scene tape and a log started. There were deputies securing the residence at both the front and rear. I requested Detective Mike Curran obtain a search warrant for the residence. I met with Deputy Rivero and requested he meet with Detective Costanza at the Sheriff's Lower Lake Sub Station. See Detective Costanza's report for further details.

I met with Deputy Sobieraj and requested he meet with D.A. Investigator John Flynn at the Sheriff's Middletown Sub Station. See Investigator Flynn's report for further details.

On 2/20/08, at approx. 0300 hrs., I met with Deputy Rivero at the Lower Lake Sub Station. I collected his duty weapon, further described as a Glock 21 .45 caliber semi-automatic pistol, serial # [REDACTED] and the magazine contained in the weapon. Deputy Rivero's gun had one bullet chambered and twelve additional bullets in the magazine for a total of thirteen rounds. All of the bullets were Federal Plus P .45 Auto rounds. It should be noted that Deputy Rivero's magazine holds thirteen rounds when fully loaded. I provided these items to Detective Pfann to be placed into evidence.

At approx. 0400 hrs., I met with Deputy Sobieraj at the Middletown Sub Station. I transported him to the scene at [REDACTED] Brookside Dr. At approx. 0445 hrs., I conducted a walk through of the scene with Deputy Sobieraj. He identified his location in the residence when the shot was fired. See crime scene photos and Detective Pfann's report for further details. I had no further contact with Deputy Sobieraj regarding this incident. Sgt. Martin transported him back to his vehicle at the Lower Lake Sub Station.

At approx. 0540 hrs., I conducted a walk through of the scene with Deputy Rivero. He identified his

<b>Prepared By:</b> S0058 PAULICH, COREY <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/20/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/22/2008
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**LAKE COUNTY SHERIFF'S OFFICE**

1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
**NARRATIVE**

position and Rodin's position at the time he fired the shot. I directed Detective Pfann to collect a white Bic lighter, a shell casing, a bullet, and can of pepper spray from inside the residence. See crime scene photos and Detective Pfann's report for further details.

I transported Deputy Rivero to the Middletown Sub Station. I met with Sgt. Chris Macedo, D.A. Investigator Jim Crane, and Deputy Rivero's legal representative, Peter Hoffmann. Deputy Rivero provided a voluntary statement regarding this incident. The following is a summary of that statement.

Deputy. Rivero told me he started his shift at approx. 1935 hrs. He met Deputy Sobieraj at the Lower Lake Sub Station. Deputy Sobieraj told him about the previous report taken regarding Rodin. Deputy Sobieraj had spoken with Rodin's mother who wanted to report him missing. He had also spoken to Rodin's girlfriend, Julia [REDACTED]. She told Deputy Sobieraj that Rodin had ingested 120 Percocet pills. Deputy Rivero was familiar with the prior case as he had reviewed during his previous shift. When he reviewed the report he had also reviewed Rodin's contacts with the Sheriff's Department and a photo of Rodin. Deputy Sobieraj told him Sgt. Hall had authorized them to force entry into the residence if needed. While they were driving to the residence Deputy Rivero spoke to Deputy Sobieraj by radio inquiring if it was possible to have [REDACTED] meet them at the residence to let them in. Deputy Sobieraj had spoken with Sgt. Hall who had made arrangements for [REDACTED] to meet them at the 76 gas station in Cobb.

They arrived at the gas station and contacted [REDACTED]. Deputy Sobieraj spoke to [REDACTED] while Deputy Rivero filled out a permissive search form. Deputy Rivero over heard [REDACTED] tell Deputy Sobieraj that she was afraid of Rodin and wanted them to check the residence because she was afraid to go there by herself. Prior to leaving the gas station, Deputy Sobieraj told Deputy Rivero that Rodin had tried to kill himself by hanging approx. three months ago.

They went to [REDACTED] Brookside Dr. They checked the exterior of the residence. There was a shed located at the southwest corner of the residence. The shed had bright lights coming from it. Deputy Rivero asked [REDACTED] if there was marijuana growing in the shed. She told him Rodin had marijuana growing in the shed. She opened the shed and allowed Deputy Rivero and Sobieraj to check the interior for Rodin. They found the shed contained approx. 12-18 immature marijuana plants, but Rodin was not there. They continued checking the west side of the residence. Deputy Rivero saw a plastic bag containing toilet paper. He also saw human feces and used toilet paper near the bag. They continued checking the exterior finding a door on the north side that accessed a basement area. They checked the basement area. Deputy Rivero heard water running through the pipes. He questioned [REDACTED] and she told him the toilet was broke. They continued around the house and entered a screened in porch area.

[REDACTED] used her keys to unlock the door. She told Deputy Rivero and Sobieraj the dead bolt was locked and she had not locked it when she left. They entered the residence telling [REDACTED] to stay outside until they checked the residence. Deputy Rivero drew his handgun as they walked into the kitchen and continued through an entry way into the living room area. Deputy Rivero heard a noise coming from the bedroom on the right as you face the hallway. He looked through the entry to the hallway to the right observing Rodin standing in the hallway just outside the bedroom door. He saw Rodin had a lighter in his right hand and something in his left hand that he was concealing behind his left leg. Deputy Rivero told Rodin to show his hands several times. Rodin kept the lighter his right hand, but threw the object in his left hand out of sight near the bedroom door. Rodin then stepped out into the living room area. Deputy Rivero and Sobieraj both had their guns pointed at

<b>Prepared By:</b> S0058 PAULICH, COREY [ ] BODY CAMERA RECORDED	<b>Date:</b> 02/20/2008 [ ] CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/22/2008
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Rodin and ordered him to put his hands on top of his head and turn around. Rodin did not respond to their orders. Rodin then made a quick movement stepping back into the hallway behind the wall. Rodin knelt down and reached for something. Deputy Rivero took a step to his left trying to get a better view of Rodin. Rodin came up in a hostile fashion with his hands together pointing a black object at him that appeared to be metallic. Deputy Rivero fired one round from his handgun at Rodin. Rodin screamed saying, "You shot me". Deputy Rivero estimated he was approx. 4-6 feet away from Rodin during their contact.

Rodin then went into the bedroom closing the door. Deputy Rivero took cover behind the wall in the living room. He heard Deputy Sobieraj tell Central Dispatch over the radio that shots had been fired and requesting additional units. He ordered Rodin to open the door and come out. Rodin kept saying, "You shot me, you shot me" several times. Deputy Rivero told Rodin to come out and they would get him medical attention. Rodin would not come out of the room. Deputy Rivero told Deputy Sobieraj to go outside and cover the back. Deputy Rivero heard some wrestling sounds coming from the bedroom. He then heard Deputy Sobieraj over the radio saying Rodin jumped out the back window and was running down the hill. Deputy Rivero went outside and met with Deputy Sobieraj. They took cover behind trees at the rear of the residence and assisted setting up a perimeter in the area.

Deputy Rivero told me when Sgt. Beland and Deputy Wells arrived they entered the residence to check for additional persons. After the residence was cleared, Sgt. Beland had Deputy Rivero enter with him. Deputy Rivero pointed out his bullet casing on the floor of the living room. Deputy Rivero exited the residence and took a perimeter position until he was relieved. I recorded my conversation with Deputy Rivero and later transferred it a CD that I booked into evidence.

On 02/20/08, at approx. 1030 hrs., I requested the radio traffic recordings for this incident from Central Dispatch.

On 2/20/08, at approx. 1040 hrs., I contacted [REDACTED] by phone. I spoke to [REDACTED] about this incident and the events leading up to this incident. The following is a summary of my conversation with [REDACTED]

[REDACTED] told me approx. five months ago she and Rodin were living together in Clearlake. She has had an off and on relationship with Rodin for approx. five years. During this time he has had mental issues. She told me approx. five months ago Rodin tried to hang himself in the front yard of their residence in Clearlake. Officers from the police department responded taking Rodin for a mental evaluation. This incident is documented under Clearlake Police Department #07-3126. [REDACTED] told me after this incident she moved to the residence on Brookside Dr. Rodin moved to Modesto after he was released from his metal evaluation.

[REDACTED] told me during the past five months Rodin would come to her residence to visit with their children. He would stay for a couple of days and then return to Modesto. On 2/15/08, Rodin arrived at her residence with all of his belongings. She told Rodin he could not live with her, that it wouldn't work. She told Rodin to turn himself in because he had warrants. She told him he needed to go on with his life and get help. Rodin then barricaded himself in the bedroom to the right in her residence, telling her he had nothing to live for. [REDACTED] left the residence with her children and stayed with her friend, Mary [REDACTED] in Kelseyville.

On 2/17/08, [REDACTED] returned to her residence. She told Rodin to leave and she was calling the police. Rodin then ripped the phones out so she could not call. He took approx. 100 Percocet pills in front of her and

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left. She went to a neighbors house and contacted the Sheriff's Department to make a report about the incident. She left and stayed with [REDACTED] in Kelseyville.

On 2/19/08, she received a call requesting she meet with deputies at the gas station in Cobb. She met with Deputies Rivero and Sobieraj providing them with the same information she had just provided to me. She told the deputies she was afraid of Rodin because he was unpredictable. She gave the deputies permission to enter her residence to look for Rodin. She wanted them to take Rodin to jail or a mental hospital. She wanted to be able to go home with her children and be safe.

She went to her residence with Deputies Rivero and Sobieraj. She walked around the residence with them. She unlocked the door noticing the dead bolt was locked. She felt Rodin was in the residence because she had not locked the dead bolt. She followed the deputies as they entered the residence. She heard them telling Rodin to put his hands up. She also heard Deputy Rivero telling Rodin to put down the pepper spray. She told me she stayed in the kitchen area while the deputies were contacting Rodin. She could see the deputies, but could not see Rodin. She felt this went on for approx. one minute then she heard a gun shot. She ran outside to the east side of the residence. She heard Rodin screaming her name. She heard the deputies telling Rodin to come out of the room. She saw Deputy Sobieraj come out of the residence and go to the rear of the residence. Deputy Sobieraj came back up and went into the residence. At some point Rodin jumped out of the window at the rear of the residence. The deputies told her to go back and stay in her vehicle. The deputies went to the rear of the residence looking for Rodin.

I questioned [REDACTED] about the pepper spray Rodin had. She told me she keeps pepper spray in her residence and has used it on Rodin on a couple of occasions. She keeps the pepper spray under her mattress in her bedroom, which is the one to the left in her residence. She has never seen Rodin with a gun and does not keep guns in her residence. I recorded my conversation with [REDACTED] and later transferred it to a CD that I booked into evidence.

I made arrangements to meet with [REDACTED] at the Sheriff's Office to take a more extensive statement from her. On 2/21/08, at approx. 0810 hrs., I received a message on my desk phone from [REDACTED] saying she was not able to make her appointment with me. I called [REDACTED] on her cell phone to reschedule. [REDACTED] phone cut out while I was speaking with her. I attempted to call her several times after that, but was not able to reach her.

Case Closed: Arrest.

Prepared By:

S0058 PAULICH, COREY

Date:

02/20/2008

Approved By:

S0032 GARZOLI, DAVID

Date:

02/22/2008

BODY CAMERA RECORDED

CAR CAMERA RECORDED



Attachments: None

On 02/19/08, at approximately 2105 hours, Deputy Herdt and I responded to [REDACTED] Brookside Drive in Whispering Pines. Deputies Sobieraj and Rivero were at the scene checking the welfare of Victor Rodin who also had several outstanding warrants. I then heard Deputy Sobieraj radioed "Shots fired".

At approximately 2121 hours, I arrived on scene while Deputy Herdt assisted in setting up a perimeter. I contacted Deputies Sobieraj in front of the residence. He escorted me to the rear and I saw Deputy Rivero checking the wooded area behind the residence. There was an open window at the rear, east side of the residence and a screen on the ground below the open window. Both deputies said Rodin fled the area by jumping out the window and into the forest.

Deputy Sobieraj said they were in the residence at the consent of the girlfriend. He was just outside of the family room and Deputy Rivero was in the family room. Rodin exited the N/E bedroom with his hands in his pockets. They ordered him to show his hands, but Rodin bolted back into the bedroom. Deputy Rivero said Rodin exited the bedroom again, but he could not see his hands. Deputy Sobieraj said he was out of position to see that. Deputy Sobieraj said he heard a shot and then Rodin said he had been shot. Rodin went back into the room and locked the door. They heard what sounded like someone jumping out the back window. The exited the residence and set up a perimeter.

When Deputy Wells arrived, we entered the residence to clear it. I noticed a spent cartridge on the floor of the family room and what appeared to be an impact point on the door jam leading from the family room to the rear of the residence. We found the N/E bedroom door locked so we forced entry. Just behind the door, on the floor, was a round believed to be from Deputy Rivero's firearm. The only window (north side of the bedroom) was open.

With the assistance of other deputies, we searched the area, but were unable to locate Rodin.

While waiting for detectives, we heard what appeared to be a discharge of a firearm from south of our location. We checked the area, but were unable to locate the source.

Detectives arrived and took control of the scene. I escorted Deputy Rivero to the Lower Lake Substation where he was interviewed by detectives.

Case status: Pending.

<b>Prepared By:</b> S0111 BELAND, JAMES	<b>Date:</b> 02/20/2008	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/22/2008
<input type="checkbox"/> BODY CAMERA RECORDED		<input type="checkbox"/> CAR CAMERA RECORDED	

**Suspect: Rodin, Victor**

**DOB** [REDACTED]

**Attachments:**

- 1. Crime Scene Log (Copy)**
- 2. Property Receipt**

On 02/19/08, at approx. 2105 hrs, Deputy Djernes and I were en route to a detail in Clearlake Oaks. We were approaching the intersection of Highway 53 and Highway 20 when we heard Deputy Sobieraj announce on the radio shots had been fired and a person was barricaded in a room. We knew Deputy Sobieraj was checking on Victor Rodin at [REDACTED] Brookside Drive in Whispering Pines. Deputy Djernes had requested Deputy Sobieraj and Deputy Rivero check the residence for Rodin as Deputy Djernes was completing a missing persons report on Rodin.

Deputy Djernes responded code 3 and upon arrival in the area was instructed to help complete a perimeter and parked on Highway 175 and Maple Shadows Drive. On 02/20/08, at approx. 0009 hrs, the perimeter units were cleared and we responded to the residence. I met with Sgt. Hall who requested Deputy Djernes relieve Deputy Wells as the rear perimeter security. Deputy Djernes stayed behind the house until 0716 hrs.

I took possession of the crime scene log and tracked all people who entered the crime scene perimeter. The crime scene log was stopped on 02/20/08, at 0716 hrs. I removed the yellow crime scene tape and disposed of the tape.

I later booked the original log into the Lower Lake Sub Station Evidence locker and attached a copy to the report.

**Case Status: Closed by Arrest**

<b>Prepared By:</b> S0117 KEENER, ERIC	<b>Date:</b> 02/20/2008	<b>Approved By:</b> S0050 HALL, GARY	<b>Date:</b> 02/22/2008
[ ] BODY CAMERA RECORDED		[ ] CAR CAMERA RECORDED	

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**SUPPLEMENT 3**

Attachments: Lake County Search Warrant 08-14

\*\*\*\*\*

Vic: State of California

Sus: Rodin, Victor

On 02/19/2008, I was called out to assist in an officer involved shooting investigation. I was directed to go to the Sheriff's Department and prepare any search warrant(s) requested regarding the investigation. I ultimately prepared Lake County Search Warrant 08-14, based on information supplied to me by Sgt. Gary Hall and Detective Corey Paulich. The search warrant was signed by the Honorable Richard C. Martin.

During service of the search warrant, I located a number of items of indicia in the name Victor Rodin. I also found a framed photograph of Victor Rodin, an adult female, and an infant. The items were retained in addition to other items located by other personnel during service of the search warrant.

Closed, arrest.

<b>Prepared By:</b> S0009 CURRAN, MIKE <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/21/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/21/2008
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**Attachments**

1. Criminal History on Rodin (Scanned)
2. DL info on Rodin (Scanned)
3. Restraining Order info: Rodin restrained. [REDACTED] protected. (Scanned)
4. Property Receipt
5. Adventist Health Blood Collection Request by Peace Officer (1 page).
6. Clearlake Police Department informational report. Case 07-2299 (6 pages).
7. Clearlake Police Dept. Case 07-2730. 245(A)(1)PC & 166.4 PC (7 pages).
8. Clearlake Police Dept. Case 07-3126. Suicide attempt (2 pages).

**Suspect**

**Rodin, Victor**

On 02/19/08 at approx. 2300 hrs, I responded to [REDACTED] Brookside Drive to assist Detective Corey Paulich in an officer involved shooting investigation. Detective Paulich explained that earlier there was some type of stand-off inside the above residence with Victor Rodin and Deputy Rivero's firearm was possibly discharged inside the residence. Detective Paulich said that Sergeant Beland and Deputy Rivero were in route to the Lower Lake Substation and Detective Paulich requested that I respond there, meet with Deputy Rivero and sit with him until Detective Pfann and Elona Porter arrived.

I arrived at Lower Lake Substation on 02/20/08, at approximately 00:53 hrs. Sgt. Beland was sitting with Rivero. I asked Rivero if he was okay and he said that he was and Deputy Rivero did not display any outward signs of being distressed. However, I did notice that Deputy Rivero appeared to be mentally distracted.

Sgt. Beland told me that Deputy Rivero was waiting to speak to his legal representative and Deputy Rivero made the comment that regardless of what his legal representative told him, he was going to consent to a blood and urine test.

Deputy Rivero spoke to his legal representative via telephone. At the conclusion of his phone conversation, Deputy Rivero said that he really wanted to go to Redbud Hospital and submit to a blood and urine test. I told Deputy Rivero that I wanted to take photographs of him before we went to Redbud and Deputy Rivero said that he wanted to cooperate anyway possible.

I asked Deputy Rivero if he was wearing the same clothes and if his duty belt was equipped with the same equipment as when he responded to [REDACTED] Brookside Drive. Deputy Rivero was wearing a black, baseball style hat, and he informed me that he was not wearing the hat when he responded to the above detail, but everything else was the same. I asked Deputy Rivero to remove his hat and I took front, back and side pictures of Deputy Rivero. I later incorporated the photographs into this case.

It should be noted that Sgt. Kip Ringen was present in an off-duty status and Deputy Rivero rode in Sgt. Ringen's car to Redbud Hospital. I followed directly behind Sgt. Ringen's vehicle and they went directly to Redbud Hospital. Deputy Rivero voluntarily submitted to a blood and urine sample. Detective Pfann and Elona Porter were present and I turned the blood and urine sample over to Detective Pfann. I then followed Deputy Rivero and Sgt. Ringen back to the Lower Lake Substation.

<b>Prepared By:</b> S0134 COSTANZA, NICOLE	<b>Date:</b> 02/21/2008	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/22/2008
[ ] BODY CAMERA RECORDED [ ] CAR CAMERA RECORDED			

Deputy Rivero met with Detective Corey Paulich at the Lower Lake Substation and Deputy Rivero turned his firearm over to Detective Paulich. See Detective Paulich's supplement for details.

I remained at the Lower Lake Substation with Deputy Rivero until his legal representative arrived and Deputy Rivero further consulted with him. Deputy Rivero and his legal representative volunteered to respond to [REDACTED] Brookside Drive, to meet with Detective Paulich.

Deputy Rivero responded to his residence where he obtained a replacement firearm and then he rode with me to [REDACTED] Brookside Drive. We arrived at the residence at approx. 0530 hrs and Deputy Rivero conducted a walk through of the residence with Detective Paulich. Detective Paulich later drove Deputy Rivero to the Middletown Substation where he was interviewed.

I remained at [REDACTED] Brookside Drive, where I assisted Detective Curran in searching the residence and Rodin's vehicle for firearms or ammunition. Neither were found.

Detective Curran and I left [REDACTED] Brookside Drive at approx. 0730 hrs and we conducted a neighborhood check for witnesses.

At approx. 0730 hrs, we contacted Ladawn [REDACTED] at [REDACTED] Brookside Drive and she said that she heard one gunshot last night (02/19/08). She did not hear any yelling or any form of altercation, only the gunshot. [REDACTED] was unsure of the time, as she was recovering from the flu and had been sleeping off and on most of the night, but she believed the gunshot occurred after 2100 hrs. [REDACTED] said she saw several officers driving up and down the street and trying to turn around near her house. After she saw the officers, she heard one gunshot, it was quiet and then she saw several cars park along the street. [REDACTED] was not able to provide any other details or a more accurate time frame.

Detective Curran and I then contacted Judy [REDACTED] at [REDACTED] Brookside Drive. [REDACTED] said that she heard one gunshot on, 02/19/08 at approx. 2230 hrs. She said that the gunshot was so loud that it sounded like it was in her backyard. It should be noted that [REDACTED] residence was nearly directly across the street from [REDACTED] Brookside Drive. [REDACTED] said that after the gunshot, her neighbor called and told her that the police were in the area. I asked [REDACTED] which neighbor called her and she said that she could not remember, as she had been sick and was sleepy when they spoke over the phone. She then said that she was not sure if she dreamed the incident, but after the gunshot, she thought she saw a flashlight beam reflect off the side of her house. [REDACTED] was not able to provide any other information.

The above interviews were recorded via my digital recorder, later downloaded to a compact disc and booked into evidence.

Detective Curran and I attempted to contact the neighbors at [REDACTED] and [REDACTED] Brookside Drive, but there was no answer at the door and both appeared to be weekend or summer homes. There were no other neighbors in the immediate area.

Upon returning to the main office, I scanned Rodin's Criminal History, Driver's License information and Restraining Order information into this report.

<b>Prepared By:</b> S0134 COSTANZA, NICOLE	<b>Date:</b> 02/21/2008	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/22/2008
[ ] BODY CAMERA RECORDED [ ] CAR CAMERA RECORDED			

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SUPPLEMENT 4

Detective Paulich had learned from an interview that Rodin had recent contacts with Clearlake Police Department (CPD). I contacted CPD and was told that they had contacts with Rodin in August, September and November of, 2007. CPD sent facsimile copies of the above contacts. See attached report copies from CPD.

**Case closed: Arrest**

<b>Prepared By:</b> S0134 COSTANZA, NICOLE <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/21/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/22/2008
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**LAKE COUNTY SHERIFF'S OFFICE**

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SUPPLEMENT 5

Suspect: Victor Rodin

Attachments: Property Receipt

On 02/20/2008 at approximately 1400 hours, I responded to [REDACTED] Brookside Drive to deliver food and water to the LCSO SWAT Team. Upon my arrival, I walked around the residence. At the back of the residence I found a broken hospital wrist band showing a patient name of [REDACTED], DOB: [REDACTED] It was also marked "HSV:ER" and had an attending doctor named Jorge Gonzalez.

I found a hospital property bag at the back corner of the house and inside it I found a prescription pill bottle with a label with the same information as on the wristband. A RIMS and CLETS check showed no match for anyone with that name and birthdate.

I later counted the pills and found that there were 8 oval shaped white pills marked 35/92 on one side and a "V" letter on the other. There were 82 round white pills marked 512 on one side and scored on the other.

I booked these items into evidence.

Case Closed: Arrest.

<b>Prepared By:</b> S0280 MARTIN, BRIAN <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/21/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/21/2008
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**Attachments: None**

On 02/19/08 at approximately 1930 hrs., Dep. Michael Sobieraj (#429) contacted me in my office at the Sheriff's Department's Lower Lake Substation. Dep. Sobieraj told me he was investigating a possible "At Risk" Missing Persons, Victor Rodin. Dep. Sobieraj told me that on 02/17/08 Sheriff's Department personnel had responded to Rodin's residence, located at [REDACTED] Brookside Drive in Whispering Pines regarding a disturbance. Julia [REDACTED] had reported that her boyfriend, Victor Rodin had destroyed their telephone when she was trying to call 911, due to a verbal argument between themselves. Before fleeing the residence, Rodin injected possibly up to 100 percocet pills. Rodin left their residence without shoes or socks. Rodin also had an outstanding warrant for his arrest. (For further details see case#08020269).

On 02/19/08 at approximately 1830 hrs., Rodin's mother, Linda [REDACTED] telephoned the Sheriff's Department wishing to file a Missing Persons Report for Rodin and spoke with Dep. Sobieraj. [REDACTED] had told [REDACTED] she had not heard from Rodin since their argument on 02/17/08. [REDACTED] told [REDACTED] she had been staying at a different residence in Middletown out of fear of Rodin. [REDACTED] had gone home on 02/19/08 and Rodin was not there and nothing had been moved in the home. [REDACTED] feared that Rodin may have succumbed to the medication he had consumed on 02/17/08 and he was possibly incapacitated in the surrounding area of his home, [REDACTED] Brookside Drive, Whispering Pines.

Due to the circumstances surrounding this incident and the possibility that Rodin was injured or deceased in the area of his home, I directed Dep. Sobieraj to respond to Rodin's residence with [REDACTED] and check inside the residence to see if Rodin was home or any indication he had been home. I also directed him to contact Search and Rescue Coordinator Sgt. Gary Basor (#411) and advise him of a possible Search and Rescue deployment for the area surrounding Rodin's home.

On 02/19/08, at approximately 2105 hrs., Dep. Sobieraj radioed that "shots" had been fired and the suspect had barricaded himself in a room. Dep. Sobieraj's locations at the time was Rodin's residence, [REDACTED] Brookside Drive in Whispering Pines. I responded to the scene Code 3 from the Sheriff's Lower Lake Substation. While enroute Dep. Sobieraj advised that the suspect had fled out the back of the residence. Personnel from the Sheriffs Department, Lakeport Police Department, California Highway Patrol and the Clear Lake Police Department all responded Code 3 to the scene. The responding units enveloped the area and a large perimeter was established.

After arriving at the scene, I contacted Dep. Sobieraj, Dep. Frank Rivero (#467) and Dep. Wells (#447) outside the residence. Dep. Rivero told me the following:

He and Dep. Sobieraj entered the house and located Rodin in a doorway. Rodin was holding a lighter in one hand and a can of "pepper spray" in the other. They drew their weapons and ordered Rodin to drop the items several times, but he wouldn't comply. Rodin then quickly bent over and picked up something black up off the floor and pointed it at him. Dep. Rivero then discharged his weapon at Rodin. Rodin slammed the door shut and yelled he had been shot. Dep. Rivero heard a loud crashing noise from inside the room. Rodin had fled out the bedroom window and escaped.

My conversation with Dep. Rivero lasted less than one minute. I asked him no questions, due to the suspect still

<b>Prepared By:</b> S0050 HALL, GARY [ ] BODY CAMERA RECORDED	<b>Date:</b> 02/21/2008 [ ] CAR CAMERA RECORDED	<b>Approved By:</b> S0050 HALL, GARY	<b>Date:</b> 02/21/2008
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being in the area and I was supervising the search.

I directed Dep. Sobieraj and Dep. Wells to put up caution tape in front of the residence and start an entry log. A search of the area East of Rodin's residence was conducted by Law Enforcement personnel and a Lakeport Police K-9, but Rodin was not located.

On 02/19/08 at 2254 hrs. one single gunshot was heard directly up hill and to the West of Rodin's residence. The area was checked and nobody was located. Sheriff's Department Investigator Corey Paulich (#442) arrived on scene and I advised him with the information regarding this incident. I released the scene to Detective Paulich. (For further details see Detective Paulich's report.)

<b>Prepared By:</b> S0050 HALL, GARY <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/21/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0050 HALL, GARY	<b>Date:</b> 02/21/2008
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**Attachments:**

None

**Narrative:**

On 02/19/2008, at 2007 hrs., I heard via radio that Deputy Sobieraj and Deputy Rivero were responding to [REDACTED] Brookside Dr., Whispering Pines, to check for a possible missing adult.

At 2104 hrs., Deputy Sobieraj radioed that shots had been fired and one subject had barricaded himself in a bedroom. I responded Code 3 to Deputy Sobieraj's location. While in route Deputy Sobieraj advised the he believed the suspect fled out of the bedroom window and ran into the heavily wooded area behind the residence.

At 2129 hrs., I arrived on scene. I contacted Sgt. Beland and Deputy Sobieraj. Deputy Sobieraj summarized the incident for me. The decision was made to clear the residence and confirm that the suspect had fled the residence. Sgt Beland, Deputy Sobieraj, and I entered the residence and found a locked door leading to a bedroom in the north east corner of the residence. I forced the door open by kicking it twice. The first kick made a hole in the door next to the door handle. The second kick opened the door, and broke the door trim. We determined the suspect had fled the residence from an open window in this bedroom.

As I was walking out of the room I located a projectile portion of a bullet a few inches from the open door next to the south wall of this bedroom. I placed a piece of the door that had been broken in front of the projectile to protect it from being kicked or moved.

As Sgt. Beland and I were exiting through the living room he found an expended shell casing on the living room floor. I handed Sgt. Beland a chair from the kitchen to place over the shell casing.

Sgt. Beland, Deputy Sobieraj, and I exited the house. Deputy Sobieraj and I met with Sgt. Hall who requested we put up Sheriff Line tape on the north roadway edge in front of the residence. Deputy Sobieraj then began a crime scene log.

I remained on scene as perimeter security to the east of the residence. At 2254 hrs., one single gunshot was heard south west of the residence. The area was checked and nobody was located.

LCSO detectives arrived on scene and I was released by Sgt. Hall at 0224 hrs.,

<b>Prepared By:</b> S0120 WELLS, GAVIN <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/21/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0050 HALL, GARY	<b>Date:</b> 02/21/2008
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**LAKE COUNTY SHERIFF'S OFFICE**

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**SUPPLEMENT 8**

Attachments: Property Receipts  
Copy of Crime Scene Diagram

S: Rodin, Victor B. DOB: 11/25/64

On 2/19/08, at approx. 2330 hrs, Det. Costanza contacted me at my residence to advise we were being called out to assist with processing the scene of an Officer Involved Shooting at ██████ Brookside Dr in Cobb. It was then determined that my partner, Elona Porter and I would respond to the Lower Lake Substation to meet with investigators to assist in collecting evidence there before responding to the scene.

On 2/20/08, at approx. 0130 hrs, we met with Det. Costanza, Deputy Rivero and other investigators at Redbud Hospital in Clearlake. At approx. 0145 hrs, Det. Costanza gave me items 1 (Urine Sample Kit) and 2 (Blood Sample Kit) collected from Deputy Rivero. The items were secured in a locked storage container in the LCSO Evidence Van that Elona Porter and I have the only key for. We then returned to the Lower Lake Substation for further evidence collection. At approx. 0245 hrs, Det. Paulich gave me items 3 (Deputy Rivero's Glock 21 s/n ██████) 4 (Qty 1 Glock magazine w/12 Federal 45 auto +P bullets) and item 5 (Qty 1 Federal 45 auto +P bullet from the chamber of item 3). I secured those items in the LCSO Evidence Van. We were then directed to respond to an area parking lot near the scene to wait for a search warrant for the residence to be signed.

On 2/20/08, at approx. 0410 hrs, Elona Porter, DAI John Flynn and I arrived at the scene after receiving confirmation the search warrant (08-14) had been signed. At approx. 0417 hrs, I served the search warrant. I knocked loudly on the front door of ██████ Brookside Dr and loudly announced "Sheriff's Dept. Demand Entry" three times. I waited approx. 1-2 minutes with no response. We entered the residence through the porch entrance on the south side of the residence as there was an open door there and the front door was locked.

Upon entry we found the residence was dark. Due to the amount of time that had passed and the possibility that the possibly armed/suicidal suspect, later determined to be Rodin, could have entered the residence again, DAI Flynn and I cleared the residence. We then turned on all the lights and began processing the scene. I videotaped the scene and Porter photographed the scene. Porter later completed a diagram of the scene and stored it in evidence. A copy is attached to this report. The video was transferred to a DVD and stored in evidence. The photographs were transferred to a CD and stored in evidence.

We were present for the walk through conducted with Deputy Rivero and Deputy Sobieraj. We used cones marked with the letters "F" and "R" to mark the area Deputy Rivero indicated he was standing and cones marked with the letters "M" and "S" to mark the area Deputy Sobieraj indicated he was standing at the time the shot was fired. I stood in the hallway in the approximate area both Deputies indicated Rodin was standing. We measured the distance from where I was standing to each set of cones. We used the same approx. distance (16") from the bullet hole (located in the south side of the doorway leading from the living room to the hallway) to my position. Porter photographed the measurement at each set of cones.

The measurement for where Deputy Rivero was standing shows to be approx. 7.5 ft. That would indicate he was standing approx. 5-6 feet from the bullet hole.

The measurement for where Deputy Sobieraj was standing shows to be approx. 6.5 ft. That would indicate he was standing approx. 4-5 feet from the bullet hole.

We used a set of trajectory rods to indicate the approx. area the shot could have been fired from. The bullet hole was located approx. 4'7" high from the floor. The trajectory rods indicated the shot was fired approx 6" - 12" to the right or towards the kitchen doorway from where Deputy Rivero indicated he was standing. We were unable to push the trajectory rod through to the hallway side of the door frame due to wood material blocking the path.

We observed possible blood spatter on the lower half of the door frame leading into the master

<b>Prepared By:</b> S0078 PFANN, JERRY [ ] BODY CAMERA RECORDED	<b>Date:</b> 02/22/2008 [ ] CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/25/2008
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bedroom. I tested each area with Hemestix test kits. The Hemestix kit provides a presumptive positive result for the presence of blood but does not differentiate between human or animal blood. I confirmed each kit was working properly with a control test before testing each area. Each area showed a negative result for the presence of blood.

We collected items 6-14 pursuant to Det. Paulich and Det. Curran's direction. Item 6 (Cone 1 in photos) Federal +P 45 auto expended shell casing was located on the living room floor. It appeared a chair had been placed over the casing. Item 7 (Cone 2) First Defense MK-4 Pepper Spray canister was located on the floor of the master bedroom inside the entry doorway to the east. Item 8 (Cone 3) Expended bullet was located behind the master bedroom entry door near the west wall. Item 9 (Cone 4) Bic lighter was located on a chair in the living room on the north side of the doorway leading into the hallway. The remaining items were located in the kitchen and porch area. Refer to the diagram for further details.

We left a receipt for the items collected with a copy of the search warrant inside the residence. All items collected were stored in evidence at the LCSO Property/Evidence Building. All items used in processing the scene were cleaned prior to being stored for use again. We left the scene secure at approx. 0715 hrs.

On 2/20/08, I delivered items 1-6 and 8 to the Dept. of Justice Lab in Santa Rosa. On 2/21/08, Elona Porter delivered items 7 and 9 to the Dept. of Justice Lab in Sacramento.

Case Closed: Arrest

<b>Prepared By:</b> S0078 PFANN, JERRY	<b>Date:</b> 02/22/2008	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/25/2008
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**Attachments:**

**Property Sheet(#25-26)**

**Suspect:**

**Rodin, Victor**

On 2/21/08, at approx. 1600 hrs., I received a phone call at my desk from [REDACTED]. She asked if I had any additional questions for her. She proceeded to tell me she was standing behind Deputies Rivero and Sobieraj when the shot was fired at Rodin. I told her this was not the same information she told me on 2/20/08. She told me she had time to replay things in her head. I asked [REDACTED] to tell me what she remembered now. The following is a summary of what she told me.

[REDACTED] told me when Deputies Rivero and Sobieraj entered the living room area of her residence, she followed them. She saw Rodin standing in the hallway of the residence. She could see his entire body including his hands at his side. She saw he was holding a can of pepper spray in his left hand and she did not believe he had anything in his right hand. The deputies told Rodin to put his hands up and then a shot was fired. She then saw Rodin take a quick step towards the bedroom to the right. After the shot was fired she went into the kitchen and then eventually outside. I recorded my conversation with [REDACTED] and later transferred it to a CD that I booked into evidence.

On 2/22/08, I received a recording via email from Deputy Sobieraj. The recording contained the conversation Deputy Sobieraj and Rivero had with [REDACTED] at the gas station in Cobb prior to going to [REDACTED] residence on 2/19/08. I transferred the recording to a CD that I booked into evidence.

Case Closed: Arrest.

<b>Prepared By:</b> S0058 PAULICH, COREY	<b>Date:</b> 02/22/2008	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/25/2008
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SUPPLEMENT 10

**Attachments:**

LCSO Form #6 (Permission to Search)

**Narrative:**

On 02/19/2008 at approximately 2030 hours, Deputy Sobierja and I met with Julia [REDACTED] at the Texaco gas station on Cobb. During that meeting [REDACTED] signed a permission to search her residence located at [REDACTED] Brookside Drive, Whispering Pines, CA.

Sgt. Macedo instructed me to write a supplemental to this report and attach the permission to search to the supplemental.

**Case Closed:** Arrest

<b>Prepared By:</b> S0344 RIVERO, FRANCISCO	<b>Date:</b> 02/24/2008	<b>Approved By:</b> S0016 RINGEN, KIP	<b>Date:</b> 02/25/2008
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**LAKE COUNTY SHERIFF'S OFFICE**

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SUPPLEMENT 11

On 02/20/2008, at approximately 0900 hrs, I was contacted by Lieutenant Dave Garzoli regarding an officer involved shooting that occurred last night. Lieutenant Garzoli informed me he was going to be activating the Special Weapons and Tactics Team (SWAT) to conduct a search for the suspect in the area where the incident occurred. At approximately 0945 hrs, SWAT Team members Sergeant Chris Chwialkowski, Sergeant Andy Davidson, Deputy Rich Ward, Deputy Joe Dutra, Deputy John Drewrey, Paramedic Dave Fidjeland and myself briefed the situation at the Lake County Sheriffs Department Main Office. All SWAT Personnel along with Search and Rescue Commander Sergeant Gary Basor arrived at the residence located at [REDACTED] Brookside Drive, Cobb, California. SWAT Personnel cleared the residence and checked for the suspect Victor Rodin. Rodin was not in the residence, at which time SWAT personnel conducted an area search with the supervision of Sergeant Gary Basor. After searching the area with negative results, SWAT Personnel contacted residents within a two mile area. At approximately 1500 hrs, the California Highway Patrol Helicopter Unit (H-14) assisted with the area search and used the Forward Looking Infa-Red (FLIR) to search the area. The CHP Helicopter was unable to locate Rodin and cleared the scene at approximately 1700 hrs. On 02/20/2008 at approximately 1800 hrs, all SWAT personnel cleared the scene and returned to the Lake County Sheriff's Department Main Office.

While at the LCSO Main Office, Sergeant Gary Hall informed me that he received information that Rodin was currently at a residence located at [REDACTED] Putter Road, Cobb, California. The same SWAT personnel arrived back at the LCSO Main Office. At approximately 1830 hrs, we responded to [REDACTED] Putter Road, in Cobb and attempted to locate Rodin. SWAT Team members contacted residents at the location and received permission to search the residence. Rodin was not located at the residence. SWAT personnel conducted an area check, with patrol cars and SWAT vehicles in the Cobb Mountain area for Victor Rodin.

At approximately 2042 hrs, SWAT personnel received information from Central Dispatch that Rodin was currently at his mothers residence located at [REDACTED] Widgeon Way, Clearlake Oaks California. SWAT Personnel responded to the residence and contacted Rodin's mother, [REDACTED] Agan. She told SWAT Personnel that Rodin was inside and he wanted to turn himself in to Law Enforcement. A short time later Rodin exited the residence with Sergeant Chris Chwialkowski and Sergeant Gary Basor. He was taken into custody without incident. While waiting for a patrol unit, I noticed that Rodin was limping from what appeared to be an injury to his leg. I asked Rodin if he needed an ambulance to respond, however he declined any medical treatment. Rodin spontaneously spoke about the shooting incident with Sergeant Gary Basor. Rodin said that he did not turn himself in because he was afraid. Deputy Fidjeland arrived on scene and transported Rodin to the Lake County Sheriffs Department Main Office.

I contacted Rodin at the LCSO Main Office and asked him if he wanted to give a statement about what happen. Rodin agreed to give a statement. I audio recorded the entire statement, prior to starting the interview and advised Rodin of his rights per Miranda, at which time Rodin said he understood his rights and wanted to talk with me. Refer to recorded statement for details of the interview. I copied the audio recording to a disk and booked the disk into evidence.

Case Closed: By Arrest.

<b>Prepared By:</b> S0101 BROWN, KIUYA [ ] BODY CAMERA RECORDED	<b>Date:</b> 02/26/2008 [ ] CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 02/28/2008
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**LAKE COUNTY SHERIFF'S OFFICE**

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**SUPPLEMENT 12**

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Victim: State of California  
Suspect: Rodin, Victor

On February 26th, 2008, I was asked by Lieutenant Garzoli to inspect Deputy Frank Rivero's Glock 21 semi-automatic pistol for function and alteration/modifications. Lt. Garzoli asked me to inspect the weapon as part of my assignment as the Lake County Sheriff's Department Senior Firearms Instructor and Glock Armorer. I have been an LCSO Firearms Instructor for approximately 10 years. I have been a factory certified Glock Armorer for approximately five years and have attended two Glock Armorer schools. I have disassembled and repaired over 100 various Glock pistols.

On Thursday, February 28<sup>th</sup>, 2008 at approximately 1422 hours, I arrived at the Lake County Sheriff's Department Evidence Building. At approximately 1425 hours, I opened the sealed evidence box and function tested the pistol (Serial # [REDACTED]) to ensure the firearm was unloaded and operated normally. I then field stripped the pistol and inspected the slide, captured guide rod/spring, barrel and frame. I removed the rear cover plate from the slide and inspected the striker and extractor. At approximately 1428 hours, I determined the firearm was unaltered and functioned normally. I re-assembled the pistol and returned it to the evidence box it had previously been secured in. I turned custody of the pistol and box over to Detective Pfann at approximately 1430 hours.

Forward to: DA Investigator Clements

<b>Prepared By:</b> S0070 PASCOE, MIKE <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 02/28/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 03/12/2008
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1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
SUPPLEMENT 13

**Attachments:**

**DOJ Report**

On 2/28/08, I received the attached DOJ report regarding Deputy Rivero.

Case Closed.

**Prepared By:**

S0058 PAULICH, COREY

**Date:**

02/28/2008

**Approved By:**

S0032 GARZOLI, DAVID

**Date:**

02/28/2008

BODY CAMERA RECORDED

CAR CAMERA RECORDED

**LAKE CO SHERIFF'S OFFICE CONTROLLED DOCUMENT- DO NOT COPY**

**Attachments:**

**Property Sheet(29-30)**

**Suspect:**

**Rodin, Victor**

On 3/4/08, at approx. 0915 hrs., I called Julia [REDACTED] and spoke to her about this case. I asked her if she could recall what the argument she had with Rodin on 2/17/08 was about. She told me she was upset with Rodin because he wanted to stay at her house and he was having mental issues. He was hearing voices and wanting to die. She was also concerned for Rodin's health because he had taken several pills. She told Rodin she was calling the police to get him help. She wanted him to go to the hospital for his mental issues. When she picked up the phone to call they both started tugging back and forth over the phone. At some point the phone was pulled from the wall causing it not to work. She then grabbed her cell phone from the counter, but as she did she lost control of the cell phone causing it to fly across the room and break in pieces.

I asked [REDACTED] why she stayed at her friends house on 2/17/08. She told me Rodin was very unstable and it was not healthy for her or her children to be around Rodin when he doesn't want to live. I asked [REDACTED] if there had ever been any previous domestic violence between them. She told me approximately three years ago they got into a physical altercation where they were both pushing each other. Rodin was on parole at the time and was arrested for a parole violation for the incident. The incident took place at their residence in Clearlake Oaks. She did not file a report with the Sheriff's Department about that incident. [REDACTED] could not recall why they got into a physical altercation.

I asked [REDACTED] about a report taken by the Clearlake Police Department(#07-2730). During that incident Rodin threw a brick through the windshield of the vehicle she was driving. [REDACTED] told me Rodin was mentally unstable and she was trying to leave and that is why he threw the brick at the windshield. [REDACTED] told me she used her pepper spray on Rodin during this incident. She told me Rodin is a large man and it is a way to stop him immediately.

[REDACTED] told me she works with mentally handicapped people around the county and carries pepper spray to protect herself while she travels. She told me she usually has three separate pepper spray containers. She keeps one in her bedroom, one in her purse, and one in her vehicle. She keeps the one in her bedroom under her mattress so her children can not get to it. She told me Rodin is familiar with where she keeps the pepper spray.

[REDACTED] told me she had a restraining order against Rodin to protect herself and her children after the incident approx. five months ago. She terminated the order approx. two months ago so Rodin could start visiting the children.

[REDACTED] expressed her desire that Rodin get mental help. She did not feel Rodin should go to prison and felt he should be in a mental facility because he has never hurt her or anyone else. I recorded my conversation with [REDACTED] and later transferred it to a CD that I booked into evidence.

It should also be noted that I received the dispatch radio traffic related to the shooting incident. I transferred the radio traffic to a CD that I booked into evidence.

<b>Prepared By:</b> S0058 PAULICH, COREY <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 03/04/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 03/05/2008
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SUPPLEMENT 14

Case Closed: Arrest.

<b>Prepared By:</b> S0058 PAULICH, COREY <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 03/04/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 03/05/2008
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1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
SUPPLEMENT 15

**Attachments:**

**DOJ Report**

**Suspect:**

**Rodin, Victor**

On 3/27/08, I received the attach DOJ report at my desk. The report states that a latent impression from the pepper spray canister was matched to Rodin.

Case Closed.

**Prepared By:**

S0058 PAULICH, COREY

**Date:**

03/27/2008

**Approved By:**

S0032 GARZOLI, DAVID

**Date:**

03/28/2008

BODY CAMERA RECORDED

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SUPPLEMENT 16

**Attachment**

None

**Narrative**

On March 7, 2008 I released the Glock 45 cal S/N [REDACTED] to Deputy Francisco Rivero, per the direction of Lieutenant Dave Garzoli.

**Case Status:** Closed

<b>Prepared By:</b> S0114 PORTER, ELONA	<b>Date:</b> 03/31/2008	<b>Approved By:</b> S0032 GARZOLI, DAVID	<b>Date:</b> 04/01/2008
<input type="checkbox"/> BODY CAMERA RECORDED		<input type="checkbox"/> CAR CAMERA RECORDED	

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1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
SUPPLEMENT 17

**Attachments:**

**DOJ Report**

**Suspect:**

**Rodin, Victor**

On 6/18/08, I received the attached DOJ report. The report states the bullet and cartridge case recovered were fired from Deputy Rivero's pistol.

Case Closed.

**Prepared By:**

S0058 PAULICH, COREY

**Date:**

06/19/2008

**Approved By:**

S0038 SAMPLES, JIM

**Date:**

06/19/2008

*BODY CAMERA RECORDED*

*CAR CAMERA RECORDED*

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1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
SUPPLEMENT 18

**Attachment**

Property Receipt Items 32, 33

**Narrative**

On July 3, 2008, while picking up evidence at the Department of Justice in Santa Rosa, I was given items 32 and 33. I stored these items in the Lake County Sheriff's Office evidence building.

**Case Status:** *Cleared by Arrest*

<b>Prepared By:</b> S0114 PORTER, ELONA <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 07/07/2008 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0038 SAMPLES, JIM	<b>Date:</b> 07/11/2008
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SUPPLEMENT 19

**Attachments: None**

**As of this report items 15, 16 and 17 were destroyed pursuant to Court Order for the Destruction of Property. The Court Order is attached to case 09060481.**

**Case Closed.**

<b>Prepared By:</b> S0078 PFANN, JERRY <input type="checkbox"/> BODY CAMERA RECORDED	<b>Date:</b> 04/04/2011 <input type="checkbox"/> CAR CAMERA RECORDED	<b>Approved By:</b> S0009 CURRAN, MIKE	<b>Date:</b> 04/27/2011
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1220 MARTIN STREET LAKEPORT, CA 95453 707 262 4200  
SUPPLEMENT 20

Attachments: Property Receipt (Scanned)

On 3/28/12, Sheriff Rivero requested that I assist in confirming whether or not the audio portion of former LCSO Sgt. Jim Beland's (ID 437) MAV VHS recording of this incident cut out in the original MAV. I contacted LCSO Records Tech. Rebekah Dolby and obtained the original MAV VHS. The MAV VHS tape is marked as follows:

IN: 2/10/08 437  
OUT: 2/24/08

Records Tech Dolby and I reviewed the VHS tape. We determined that at approx. 21:34:34 hrs 2/19/08, as shown on the screen during playback, the audio stops but the video recording continues. I contacted Sheriff Rivero and played the tape for him showing the audio working prior to that time and then cutting out.

Sheriff Rivero instructed me to store the MAV tape in the LCSO Evidence Building as part of this case and to write a supplemental report documenting the same. Sheriff Rivero also requested 2 additional CD copies of the portion of the MAV tape related to this incident be forwarded to him.

At my request, Records Tech Dolby signed the Evidence copy of the property receipt for this item to show the transfer of custody from Records to Evidence.

I observed while reviewing the tape that recording related to this case starts on 2/19/08 at approx. 20:59:17 hrs and ends on 2/19/08 at approx. 22:51:02 hrs as shown on the screen during playback. The audio is working for events recording prior to and after the recording of this incident.

Case Closed.

<b>Prepared By:</b> S0078 PFANN, JERRY	<b>Date:</b> 03/28/2012	<b>Approved By:</b> S0086 DAVIDSON, ANDY	<b>Date:</b> 03/28/2012
<input type="checkbox"/> BODY CAMERA RECORDED		<input type="checkbox"/> CAR CAMERA RECORDED	

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