

Florida Department of Law Enforcement

Case Number: OR-27-0395

Seventh Judicial Circuit of Florida



Investigative Summary

Use of Force Investigation

Volusia County Sheriff's Office

Incident Date: June 1, 2021

Case Agent:

Special Agent Scott Ratliff

Subject:

Nicole Jackson
White/Female
DOB: February 8, 2007

Travis O'Brien
White/Male
DOB: October 15, 2008

Involved Officer:

Deputy Nicole Richardson, Deputy Michael Sawicki, Deputy Donald Gray, Deputy Anthony Zimmerer, Deputy Anthony Ray, Sergeant William Maxwell, Sergeant Omar Bello, and Detective David Winhoven

Volusia County Sheriff's Office
1691 Providence Boulevard
Deltona, Florida 32725

Incident Location:

1050 Enterprise Osteen Road
Enterprise, Florida 32725

Summary of Events

On June 1, 2021, the Volusia Sheriff's Office (VSO) requested the Florida Department of Law Enforcement (FDLE) to conduct an investigation into the use of force by Deputy Nicole Richardson, Deputy Michael Sawicki, Deputy Donald Gray, Deputy Anthony Zimmerer, Deputy Anthony Ray, Sergeant William Maxwell, Sergeant Omar Bello, and Detective David Winhoven, which resulted in the injury of Nicole Jackson. The incident occurred at 1050 Enterprise Osteen Road, Enterprise, FL 32725.

FDLE Resident Agent in Charge (RAC) Jason Kriegsman, Special Agent in Charge (SAC) Lee Massie, Assistant Special Agent in Charge (ASAC) Rich Piccininni, Special Agent (SA) Scott Ratliff (Case Agent), SA Ryan Bliss, SA Chris Deardoff, SA Ted Silberstein, and SA David Snowden responded to the scene and assisted with various investigative activities. VSO Crime Scene Investigation (CSI) unit responded and processed the crime scene at the direction of FDLE.

The preliminary investigation revealed that on June 1, 2021, at approximately 4:57 p.m., deputies with VSO responded to a report of two missing juveniles from Florida United Methodist Children's Home located at 51 Children's Way, Enterprise, Florida 32725. The deputies began to search for the missing juveniles who had walked away from the children's home. The two were spotted on numerous occasions but fled from authorities.

At approximately 7:28 p.m., while searching for the juveniles, deputies were alerted to a possible burglary in progress at 1050 Enterprise Osteen Road. VSO deputies responded to the residence and set up a perimeter. The deputies identified the two subjects within the residence as the run-away juveniles. Several attempts were made to have the subjects exit the residence and surrender, which ended with negative results.

At approximately 8:28 p.m., as the deputies maintained a perimeter around the residence several shots were fired from the interior of the residence. Deputies maintained their positions of cover and continued to order the occupants to surrender. Jackson and Travis O'Brien exited the residence into the garage. Jackson was armed with a shotgun and O'Brien was armed with an AK-47 assault rifle. Jackson pointed the shotgun at deputies causing Deputy Richardson, Deputy Sawicki, Deputy Gray, Deputy Zimmerer, Deputy Ray, Sergeant Maxwell, Sergeant Bello, and Detective Winhoven to fire their weapons. Jackson was shot multiple times sustaining serious injuries. Jackson was transported from the scene to Central Florida Regional Hospital for treatment. A 12-gauge shotgun and a .22 caliber handgun were recovered from her person.

911 calls / Radio Communications / CAD report

The Computer-Aided Dispatch (CAD) report and radio transmission from the incident were collected and analyzed, each record should be referred to for complete details. SA Bliss completed a review of the items. Below is a synopsis.

CAD Report

After a thorough review by SA Bliss, it was determined that the CAD report was consistent with the radio traffic and contained no significant differences. The CAD report was recorded in actual time. The following is a synopsis of the information entered in CAD by the Communications Center.

06/01/2021

TIME	DESCRIPTION
16:57:32	51 Children's Way Enterprise, missing person between Broadway Street and Jacob Brock Avenue

17:02:02	Last seen headed towards the Edgewater Bike Trail by Doyle/Providence.
17:02:02	W/M age 12 DOB 10/15/2008 Travis O'Brien Blk shirt- Blk shorts
17:02:02	W/F age 14 Nicole Jackson Grey shirt--Jeans

17:02:58	Female also hit a staff member with a stick when he was following them.
19:28:31	1A40 Operator 7555 Sergeant William Maxwell, 1A46 Operator 8783 Trevor Brown BWC, 1X92 Operator 7633 Michael Sawicki BWC, 1X93 Operator 8754 Deputy Nicole Richardson BWC. Location 1050 Enterprise Osteen Road, Enterprise
19:28:48	1A40 Comment: Gate locked-wil be approaching hse.
19:31:34	Comment: Broken Door- need K9
19:32:01	1A40 Comment: on TAC
19:32:24	Baker 1K911 Unit ID: 1A40 Location: 1050 Enterprise Osteen Rd Ent Operator 7939 Deputy AJ Davis
19:33:54	1A40 Comment: Someone in the hse -poss the kids. Someone walking up the driveway- poss homeowner
19:35:54	Chgloc 1K911 Location:1050 Enterprise Osteen Rd, EntDisp: 3D64 Officer Melanie Cucco.
19:36:32	1A40 Comment: Owner says there keeps guns in hse. No one should ne in hse- owner will press charges.
19:36:59	Backer 1K99 Unit ID:1K911 LOcation:1050 Enterprise Osteen Rd, Ent Operator 2520 BWC Oper Name Anthony Zimmerer BWC
19:37:30	Backer 1X90 Unit ID 1A40 Location: 1050 Enterprise Osteen Rd, Ent. Operator:7928 BWC Operator:8470 Oper Names: Bello Omar; BWC; Wooleyhan, Jarett
19:38:04	1A40 Comment: Guns in hse in bedroom closet 1/4 corner
19:45:39	Backer Unit ID 1A48 Operator 8769 Deputy Anthony Location: 1051 Enterprise Osteen Rd, Ent.
19:49:06	1A40 Comment: one of the weapons in the house is AK47
20:06:34	1A40 Comment: Male on 1/2 side- Female is inside breaking things w/ what looks like a metal broom stick
20:10:57	Female still on 1/2 side beating on the wall
20:28:27	Shots fired from hse

20:30:35	1A40 Comment: Long gun pointed toward 1A40.
20:31:49	1A40 Comment: Shooting out the rear windows toward 1A40.
20:33:25	1A40 Comment: Shooting at 1A40 now.
20:33:49	1A40 Comment: she is rereacking round in gun.
20:40:25	Juvs made threats to kill LEO

20:41:45	1A40 Comment: looks like she is loading another firearm.
20:54:25	1A40 Comment: shots fired again.
20:54:41	(Juvenile Male (JM) was shooting that time
21:02:54	WC5 Comment: Both out of house w/ gun - ifo the truck
21:03:37	Juvenile Female (JF) pointing gun behind trash can
21:03:52	1A40 Comment: LEO shots fired.
21:04:17	JF is down behind the garbage can - the JM went back inside.
21:05:07	AIR1 Comment: JF still moving slightly
21:08:55	1X90 comment: 2 center mass to female-loading her.
21:09:14	1X90 Comment: Ray has JM secure

Additional CAD comments were related to investigative activities, coordination of medical response, and scene management. The complete CAD report should be reviewed for additional details.

Radio Traffic

The radio traffic recording was time-stamped with the recording time, not the actual time. The radio transmissions were reviewed and consistent with the CAD report and comments.

Law Enforcement Interviews

Deputy Nicole Richardson

On June 07, 2021, SA Bliss and SA Ratliff conducted a voluntary, sworn, and audio-recorded interview with Deputy Richardson. The interview was conducted at the law office of Attorney Mike Lambert who was also present during the interview. The following is a summary of the interview:

Deputy Richardson has been employed as a sworn law enforcement deputy with the VSO for approximately four years. Deputy Richardson was assigned to the VSO Crime Suppression Team (CST) and her shift is from 12 PM to 12 AM. Deputy Richardson worked in a tactical green uniform with black boots, a black tee-shirt with "Sheriff" on the sleeves. Deputy Richardson wore a black tactical vest with "Sheriff" on the front and back of the vest. Deputy Richardson operated her assigned marked VSO patrol vehicle equipped with overhead emergency lights. Deputy Richardson was wearing her duty belt and was armed with the department-issued Glock 34 9mm handgun equipped with a seventeen-round magazine. The magazine was loaded to full capacity with a round in the chamber for a total of eighteen rounds of ammunition. Deputy Richardson also carried two seventeen-round magazines on the duty belt that were loaded to full capacity and not used during this incident.

Deputy Richardson was originally called as backup to the missing juvenile call for service for Jackson and O'Brien. While enroute to attempt to locate the juveniles, Deputy Johnson heard another unidentified deputy advise that he saw the juveniles enter the Green Springs Park. Deputy Johnson responded to the park and began to walk through the many foot trails of the heavily wooded park in an effort to locate the juveniles. Deputy Johnson began to walk back towards her patrol car in the parking lot of the park when another deputy advised that he was flagged down by another individual in the park that heard glass break at the residence located at the above-listed address and saw juveniles make entry into the residence. Deputy Johnson drove her car to the residence and saw that the front gate to the property was closed. Deputy Johnson was directed by her sergeant to open the gate and approach the house to determine if forced entry was made to the residence. Deputy Johnson and other unnamed deputies approached the residence. Deputy Johnson walked

to the rear of the residence with Deputy Sawicki and VSO trainee Deputy Antonio Fernandez, the other unnamed deputies approached the front of the residence.

Deputy Richardson approached the rear of the residence and saw that the windows had been shattered. Deputy Richardson notified Sergeant Maxwell that the rear windows had been shattered and forced entry to the residence had been made. Deputy Richardson could not see in the residence because the window blinds were down. Sergeant Maxwell directed Deputy Richardson to remain at their position. Deputy Richardson, Deputy Sawicki, and Deputy Fernandez took a position at the "three-four" back corner of the residence. The homeowner was contacted by someone at the sheriff's office and information was received that there were unsecured firearms in the residence. Deputy Richardson took a position of cover behind a tree on the southwest side of the residence. Deputy Richardson saw an arm push through the window blinds and partially open a window. Deputy Richardson began to give verbal commands, sheriff's office, come out of the house, and that they were not in trouble.

Sergeant Maxwell threw his car keys to Deputy Sawicki and Deputy Sawicki and Deputy Fernandez left the area. Sergeant Maxwell was in a position of cover behind a tree located at the rear of the residence. Deputy Richardson remained in her position of cover behind a tree. Sergeant Bello directed Deputy Richardson to relocate to a tree further away from the residence because of a propane tank that was close to her. Deputy Richardson took cover behind another tree and maintained a good visual of the residence. Deputy Richardson saw an individual with longer hair peer out of the window and look toward the front of the residence. Deputy Richardson could not see anything in the individual's hand(s). The individual then retreated into the house away from the window.

The sun began to set causing the interior of the residence to be dark and Deputy Richardson could not see any movement inside the residence. Deputy Winhoven began to approach the residence when a gunshot was heard coming from inside the residence. Deputy Richardson remained at her position of cover with Deputy Zimmerer. Sergeant Maxwell continued to give updates and advised that Jackson had a long gun and was pointing it in his direction. Deputy Richardson had a visual of Sergeant Maxwell at the rear of the residence, but could not see inside the residence. Deputy Richardson saw some of the interior lights in the residence turn on but could not see anyone inside the residence. A short time later, Deputy Richardson saw the garage lights illuminate and Jackson walked into the garage with along gun in her hands.

Deputy Richardson moved to a different location behind the tree for better cover and lost a visual of Jackson for a brief moment when she heard several shots. Deputy Richardson "reaquired" a visual of Jackson and began to shoot. Deputy Richardson believed that she shot three or four times. Deputy Richardson did reload her firearm. Deputy Richardson advised on the radio that Jackson was down behind the trash can. Deputy Richardson heard other deputies giving verbal commands for O'Brien to come out of the garage. Deputy Richardson could not articulate what O'Brien was saying.

Deputy Richardson shot at Jackson because after Deputy Richardson lost visual of Jackson momentarily, Deputy Zimmerer advised that Jackson had lowered the long gun toward the deputies. When Deputy Richardson saw Jackson again, Deputy Richardson began shooting. Deputy Richardson did not know if Jackson was shooting, but she heard gunshots and believed Jackson was shooting. Deputy Richardson stopped shooting because a cease-fire was called.

Deputy Richardson maintained cover on the house while other deputies rendered aid to Jackson. Deputy Richardson did not have any previous contact with Jackson or O'Brien. Prior to the shooting, when Deputy Richardson was at a position out the back of the residence, Deputy Richardson saw Jackson throwing her hands up, "shooting birds" at the deputies.

Deputy Richardson did not view her body-worn camera before the interview but did see the video broadcast on the news outlets.

Deputy Michael Sawicki

On June 7, 2021, SA Lisa Gundrum and SA Deardoff conducted a voluntary, sworn, and audio-recorded interview with Deputy Sawicki. The interview was conducted at the law office of Attorney Mike Lambert. Attorney Brian Lambert was present during the interview. The following is a summary of the interview:

Deputy Sawicki has been employed by the VSO for ten years and is currently assigned as a Deputy to the Deltona Crimes Suppression Unit. On June 1, 2021, Deputy Sawicki assisted his partner, Deputy Gray, on a call involving two missing juveniles from a children's home. Deputy Sawicki and his trainee, Deputy Antonio Fernandez responded to some trails in the area along with Deputy Richardson to search for the missing juveniles.

A passerby on the trail advised two juveniles were observed breaking into a home approximately a mile down the road. Deputies Sawicki, Fernandez and Richardson responded to the residence. Sergeant Maxwell and few other deputies were on the scene. Upon arriving, Deputy Sawicki met with Sergeant Bello. A tag number from a car parked in the driveway was obtained to contact the property owner.

Deputy Sawicki advised that the deputies on scene broke up into groups and approached the residence. Deputy Sawicki approached the "four side" of the house, then went to the "three" or poolside of the house and noticed a shattered window. Deputy Sawicki continued to move around the house and at some point, Deputy Sawicki and his trainee moved to a tree. Sergeant Bello contacted Deputy Sawicki and Deputy Sawicki retrieved his long rifle from his vehicle.

The homeowner arrived on the scene and opened the garage door. Sergeant Bello, Deputy Sawicki, and Deputy Gray entered the garage and took position next to a truck parked inside the garage. Sergeant Bello was able to open a door inside the garage leading into the residence. Verbal commands were issued; however there was no response. At one point, a male suspect ran into the doorway with something in his hand but ran back when deputies illuminated him with the flashlight on their rifles.

Sergeant Bello and Deputy Gray left the garage. Detective Winhoven entered the garage with his pepper ball gun and took position next to Deputy Sawicki. Deputy Ray entered the garage with a cell phone. The phone was thrown in the hallway of the residence. The phone could be heard ringing inside the residence and verbal commands were repeatedly issued, but there was not acknowledgment from the suspects. Deputy Sawicki heard "stuff being broken" and knew that firearms were inside the residence. Sergeant Maxwell had a visual of the suspects inside the residence and continuously relayed information.

Deputy Sawicki said he distinctly heard gunshots inside the residence. One time the gunshots sounded like rapid gunfire. Shortly thereafter, Deputy Sawicki, Deputy Ray, and Detective Winhoven left their position inside the garage and took a position outside at a tree. Deputy Sawicki continued to hear gunshots coming from inside the residence.

The interior and exterior garage lights came on and Deputy Sawicki saw the suspects exit the interior garage door and enter the garage. Deputy Sawicki's view was partially obstructed by a car parked at the residence, but he could see the feet of the suspects from underneath the truck. Deputy Sawicki saw the female suspect "pieing" the corner wall coming out of the garage with a long object in her hand. Deputy Sawicki was not able to discern if the long object was a shotgun or a rifle. Deputy Sawicki heard someone say the female suspect had a shotgun.

The female suspect made a "swoop motion," meaning the firearm was pointed in one direction then lowered and pointed in another direction from behind the vehicle. Someone said the female suspect was "leveling it off," meaning aimed at deputies at the tree. Deputy Sawicki saw a bright light from the other side of the car and heard a loud bang. Deputy Sawicki believed the female suspect had fired a round. Deputy Sawicki saw the female through the car's front passenger window and leveled his rifle (Colt, .223 caliber rifle, Serial Number AO188871) at the female suspect's chest. Deputy Sawicki fired his rifle and then fired a few more rounds to suppress the female behind the car. Deputy Sawicki fired 7 to 10 rounds then heard someone yell, "Cease-fire." Deputy Sawicki yelled, "Cease-fire" down the line of the other deputies.

The male suspect exited the garage with his hands up and yelling, "Don't shoot, don't shoot." Deputy Sawicki ordered the male suspect to walk in his direction. Detective Winhoven took the orders and Deputy Ray secured the male. Another team of deputies moved up to the female suspect to render aid. Deputy Sawicki approached the residence and saw the female suspect on her side. Deputy Sawicki saw the shotgun, however went with other deputies to secure the residence. Deputy Sawicki heard other deputies' fire shots but did not see which deputies fired rounds at the suspect. Deputy Sawicki said Deputies Winhoven and Ray next to him fired their rifles because he felt the concussion from their rifles.

Deputy Sawicki prepared a hand-drawn diagram and referred to his diagram during the interview. Deputy Sawicki was wearing a body-worn camera that was activated at the time of the incident.

Deputy Sawicki did not review any video of the incident prior to the interview.

Deputy Donald Gray

On June 07, 2021, SA Bliss and SA Ratliff conducted a voluntary, sworn, and audio-recorded interview with Deputy Gray. The interview was conducted at the law office of Attorney Mike Lambert who was also present during the interview. The following is a summary of the interview:

Deputy Gray has been employed as a sworn law enforcement deputy with the VSO for approximately eight years. Deputy Gray was a police officer with the Daytona Beach Police Department (DBPD) for approximately one year. Deputy Gray is assigned to the VSO Crime Suppression Team (CST) and his shift is from 12 PM to 12 AM. Deputy Gray worked in a tactical green uniform with black boots, a black tee-shirt with Sheriff displayed on the sleeves, a Sheriff star displayed on the chest, and Sheriff displayed on the back of the tee-shirt. Deputy Gray wore a black tactical vest with Sheriff on the front and back of the vest. Deputy Gray operated his assigned grey unmarked Ford F150 pickup truck that is equipped with emergency lights and a siren. Deputy Gray was armed with his VSO-issued AR-15 rifle with a thirty-round magazine. Deputy Gray loaded the magazine with twenty-eight rounds of ammunition. Deputy Gray was wearing his duty belt and was armed with the department-issued Glock 34 9mm handgun that was not used during the incident.

According to Deputy Gray, the CST is a proactive unit and does not respond to calls for service. While driving in Deltona, Deputy Gray heard Deputy Billy Galarza announce on the radio that two runaway juveniles ran from him at Green Springs Park. Deputy Galarza stated the juveniles ran east into the woodline at the park. The girl was wearing blue jeans and the boy was wearing a black shirt. Deputy Gray responded to the area to drive around the streets in his unmarked vehicle in an effort to locate the juveniles. Deputy Gray heard a deputy advise that the subjects had broken into a house. Deputy Gray and the other responding deputies began to set up a perimeter when they learned that forced entry had been made into the residence, and the juveniles were observed inside. Deputy Gray arrived at the front of the residence and parked on Osteen-Enterprise Road.

Deputy Gray approached the east side of the residence on foot without his AR-15. Sergeant Bello arrived on the scene and information was received that firearms were inside the residence. Deputy Gray went back to his vehicle for the AR-15. A VSO detective was on the telephone with the homeowner and a schematic of the interior of the residence was provided. Deputy Gray provided that information to Sergeant Bello. Detective Gray, Sergeant Bello, Deputy Sawicki, and Sergeant Jarett Wooleyhan approached the residence on foot and took a position at the front northwest corner of the residence.

Deputy Gray and Deputy Sawicki entered the garage through the opened garage door. Deputy Gray and Deputy Sawicki took a position of cover behind the engine block on the driver side of a pickup truck in the garage and covered the interior door in the garage with their rifles. Sergeant Bello located an extension cord and "lassoes" the doorknob of the door and secured the door open. With the door secured open, O'Brien entered the doorway. Deputy Gray challenged O'Brien to come outside and O'Brien ran back into the residence. Deputy Gray did not see a firearm in O'Brien's hand(s) when he came to the doorway.

Deputy Winhoven who is on the SWAT team, has less-lethal weapons, pepper ball, and is a drone operator

arrived on the scene. Deputy Winhoven changed positions with Deputy Gray in the garage and Lieutenant Nick Shephard arrived on the scene to formulate a plan to port a window and deploy gas into the residence. Just before executing the plan to port a window, a gunshot was heard from inside the residence. Deputy Gray, Sergeant Bello, Deputy Brough, and Sergeant Wooleyhan left the front corner of the residence and took a position of cover behind a tree. It started to get dark and Sergeant Maxwell was able to provide the actions of Jackson and O'Brien inside the residence from his position of cover behind the tree at the rear of the residence. Sergeant Maxwell saw that Jackson had "slung" the rifle over her shoulder and was armed with a shotgun. O'Brien was armed with a pistol. Approximately one minute later, the interior garage light was illuminated. Deputy Gray advised it was completely dark outside and the "adrenaline and fear was going on."

Deputy Gray repositioned himself behind the tree to avoid being exposed and he saw Jackson and O'Brien enter the garage near the front of the pickup truck. Deputy Gray was concerned about his and the other deputies position because Jackson had the AK-47 that was in the residence. Deputy Gray continued to try and get a visual when someone said, "she's coming out the front." Deputy Gray saw Jackson break the threshold of the garage. From Deputy Gray's peripheral view, O'Brien was observed taking a position behind the wall on the right side of the garage near a window. Deputy Gray saw Jackson take a kneeling position on the drive near the trash can with a long gun. Deputy Grey then heard the first gunshot and Deputy Gray shot. Deputy Gray did not know if O'Brien was going to begin shooting through the window with the AK-47. In an effort to prevent O'Brien from shooting, Deputy Gray began shooting rounds at the solid brick wall between the window and the open garage door. Sergeant Bello said cease-fire and Deputy Gray stopped shooting.

O'Brien ran back to the interior part of the garage and seconds later turned around with his hands up and he appeared to have a handgun in his hands. O'Brien threw it and was yelling for the deputies not to shoot him. Deputy Gray was giving O'Brien verbal commands to come out of the garage. The team of deputies located to the right of deputy Gray approached and secured O'Brien. After O'Brien was secured, Deputy Gray approached Jackson to begin rendering care.

Deputy Gray believed that he shot approximately ten rounds. Deputy Gray shot at Jackson and saw her fall to the ground and transitioned to shooting the wall where O'Brien was standing and continued to shoot at the wall to prevent O'Brien from shooting through the window. Deputy Gray went into the residence with a team of other deputies to clear and secure the residence. Deputy Gray saw the AK-47 was lying in the doorway when he entered the house from the garage. Deputy Gray entered the residence and saw all of the damage that Jackson and O'Brien did inside the residence.

Deputy Grey advised that he shot at Jackson and O'Brien because he believed they were going to shoot at him and he believed they (Jackson and O'Brien) were there to shoot at them. Deputy Gray perceived a threat and shot. Deputy Gray thought his life and the other deputies lives were in danger because they had already shot at Sergeant Maxwell several times and they had no other options. Deputy Gray stopped shooting because Sergeant Bello said, stop shooting.

Deputy Gray heard Jackson screaming but did not recall her saying anything specifically. When O'Brien exited from the garage he was saying, "You shot my friend, don't shoot me."

Deputy Gray did not view his body-worn camera before the interview but did see the video broadcast on the news outlets.

Deputy Anthony Zimmerer

On June 7, 2021, SA Deardoff and SA Gundrum conducted a voluntary, sworn, and audio-recorded interview with Deputy Zimmerer. The interview was conducted at the law office of Attorney Mike Lambert. Attorney Brian Lambert was present during the interview. The following is a summary of the interview:

Deputy Zimmerer has been employed by the VSO for approximately eighteen years. At the time of the use of force, he was assigned to the K9 Unit. Deputy Zimmerer was wearing a green VSO uniform consisting of long pants, a black short-sleeve shirt, a duty belt, an exterior tactical vest, and a body-worn camera (BWC). The

uniform had agency patches and a badge that identified Deputy Zimmerer as a law enforcement officer. Deputy Zimmerer was in a VSO marked patrol vehicle which was equipped with an exterior light bar and law enforcement badging.

Deputy Zimmerer utilized his department-issued Glock 34 handgun during the use of force. The handgun was equipped with a 17-round magazine, which Deputy Zimmerer topped off with an additional round for a total of 18 rounds.

On the day of the incident, Deputy Zimmerer was assigned to the K9 Unit and was at training. While at training, Deputy Zimmerer heard via the police radio information about two missing juveniles that were somewhere in the Deltona area. As Deputy Zimmerer was listening to the police radio transmissions about the missing juveniles, he heard that they had broken into a residence and a K9 deputy was requested. Deputy Zimmerer advised via the police radio that he would respond to the residence. As Deputy Zimmerer was driving toward the residence, he heard via the police radio that additional deputies were already on scene and had established a perimeter around the residence. The two juveniles were still inside. Further information advised that the homeowner was on scene and stated that there were multiple firearms inside the residence and they were easily accessible. As Deputy Zimmerer arrived at the residence, located at 1050 Enterprise Osteen Road, Enterprise, FL 32725, he was instructed to go to the rear of the residence on the north side.

Deputy Zimmerer, Deputy Andrew Judd Davis, and additional deputies positioned themselves on the north side of the residence and took cover behind trees. Deputy Davis was an additional K9 deputy that had his K9 partner with him. Deputy Zimmerer and Deputy Davis were near the northeast corner of the residence and had a partial view of the driveway and garage door area. As Deputy Zimmerer and Deputy Davis were positioned to the rear of the residence, they were receiving information via police radio from Sergeant Maxwell. Sergeant Maxwell was positioned on the north side of the residence and had a visual of the outside porch area and could partially see inside the residence from a sliding glass door. Sergeant Maxwell advised that he could hear the juveniles inside the residence and that it sounded as if they were breaking objects inside. Deputy Davis then gave multiple, loud, verbal commands to the juveniles that he was a deputy with a K9 and needed to exit the residence. The commands were not obeyed.

Deputy Zimmerer was able to hear what sounded like objects being broken coming from inside the residence. He could also see that many of the rear windows of the residence were broken and glass was falling from them. At one point, Deputy Zimmerer saw the juveniles step out onto the porch area on the north side of the residence. Deputy Davis gave more verbal commands to the juveniles to exit the residence. The juveniles did not listen and went back into the residence. Deputy Zimmerer heard via the police radio that additional deputies on the south side of the residence had decided to introduce a chemical agent into the residence in order to have the juveniles exit. As deputies were attempting to do so, Deputy Zimmerer heard a gunshot come from the south side of the residence. Deputy Zimmerer heard via the police radio that a gunshot was fired from inside the residence through a window on the south side of the residence.

After the gunshot, Deputy Zimmerer saw multiple deputies exit the garage to the east and position themselves behind trees. Deputy Zimmerer instructed Deputy Davis to take his K9 partner further back into the wooded area for better cover. Deputy Zimmerer was advised by Sergeant Maxwell via police radio that he saw Jackson walking inside the residence with a long gun in her hands. Deputy Zimmerer heard an additional gunshot and heard Sergeant Maxwell advise via police radio that Jackson was shooting at him. Sergeant Maxwell further advised that he saw Jackson walk out of the residence onto the porch area and aim at him. Deputy Zimmerer then heard multiple gunshots. Jackson went back into the residence. Deputy Zimmerer heard multiple gunshots from inside the residence, but they were from what sounded like a small caliber firearm.

According to Deputy Zimmerer, the action of Jackson coming out to the porch and firing at Sergeant Maxwell occurred three to four times. Deputy Zimmerer advised he saw Sergeant Maxwell positioned behind a tree and while he was being shot at, Deputy Zimmerer could see the tree bark coming off of the tree as it was being shot. At one point, Sergeant Maxwell tried communicating with the juveniles and shouted that they needed to come out of the residence. Deputy Zimmerer heard what sounded like a child's voice from inside the residence say something similar to "You're going to have to kill us!" Multiple attempts were made to communicate with the juveniles, but they would not listen.

As Deputy Zimmerer maintained his position, he noticed that it was becoming dark outside and multiple lights on the inside and outside of the residence were turned on. He also noticed that the interior and exterior garage lights turned on. Deputy Zimmerer advised he heard Sergeant Bello state that the juveniles had entered into the garage from the interior garage door. Sergeant Bello further advised that Jackson had the long gun in her hands and she appeared to be tactically "clearing" the garage. Deputy Zimmerer observed Jackson exit the garage with the long gun in her hands and point it at the deputies that initially ran out of the garage and were positioned to the east. Deputy Zimmerer pointed his handgun at Jackson and was about to fire at her, but she knelt down on one knee behind a trash can to the north of the garage. Jackson was still pointing the long gun at the deputies to the east. Deputy Zimmerer then fired at Jackson approximately five to ten times because he feared that she was about to shoot the deputies to the east side of the residence.

After Deputy Zimmerer fired, he completed a tactical reload and heard Sergeant Bello yell, "cease-fire!" Deputy Zimmerer saw Jackson fall to the ground and it appeared that she was crawling and yelling. The deputies to the east side of the residence started giving verbal commands to the juvenile male, Travis O'Brien, to exit the garage. O'Brien complied and was detained. Deputy Zimmerer and additional deputies moved toward Jackson. Other deputies began to provide medical aid to Jackson while Deputy Zimmerer cleared the residence with additional deputies. Deputy Zimmerer did not locate any additional people inside the residence. After clearing the residence, Deputy Zimmerer walked into the garage and observed an AK-47 rifle with an additional magazine lying on the ground in the garage. Deputy Zimmerer then stood by for further instructions from his supervision.

Deputy Zimmerer was able to provide a hand-drawn diagram of the scene and showed where he and additional deputies were positioned in relation to the residence and Jackson during the use of force.

Deputy Anthony Ray

On June 7, 2021, SA Deardoff and SA Gundrum conducted a voluntary, sworn, and audio-recorded interview with Deputy Ray. The interview was conducted at the law office of Attorney Mike Lambert. Attorney Brian Lambert was present during the interview. The following is a summary of the interview:

Deputy Ray has been employed by the VSO for approximately four years. At the time of the use of force, he was assigned to the Traffic Unit. Deputy Ray was wearing a green VSO uniform consisting of long pants, a short-sleeve shirt, a duty belt, an exterior tactical vest, and a body-worn camera (BWC). The uniform had agency patches and a badge that identified Deputy Ray as a law enforcement officer. Deputy Ray was in a VSO marked patrol vehicle which was equipped with an exterior light bar and law enforcement badging.

Deputy Ray utilized his department-issued Colt M4 rifle during the use of force. The rifle was equipped with a 30-round magazine, which Deputy Ray filled with 28 rounds.

On the day of the incident, Deputy Ray was on patrol and heard via the police radio information about two missing juveniles that were somewhere in the Deltona area. As Deputy Ray was driving toward the Deltona area, he heard via the police radio that the two juveniles had been located at 1050 Enterprise Osteen Road, Enterprise, FL 32725. The juveniles had broken into the residence. Information was obtained from the homeowner that there were multiple firearms inside the residence that were easily accessible.

Prior to Deputy Ray arriving at the residence, he heard via the police radio that additional VSO deputies had arrived at the residence and established a perimeter around the residence. When Deputy Ray arrived at the residence, he retrieved his department-issued Colt M4 rifle from his patrol vehicle. Deputy Ray approached the residence from the driveway and eventually entered into the opened garage on the east side of the residence. In the garage with Deputy Ray were Deputy Sawicki and Deputy Winhoven. Positioned inside the garage was a truck which the deputies used as cover from the interior garage door that led into the residence. The interior garage door was on the north side of the garage.

Prior to Deputy Ray entering the garage, Deputy Sawicki and Deputy Winhoven were already inside the garage and had opened the interior garage door to the residence in an attempt to communicate with the juveniles inside. As Deputy Ray, Deputy Sawicki, and Deputy Winhoven were positioned behind the truck for cover, multiple verbal commands were shouted for the juveniles to come out. Deputy Ray did not hear a response from the juveniles but did hear sounds coming from inside the residence that were consistent with items being broken. After multiple verbal commands were shouted to the juveniles, Lieutenant Nicholas Shephard threw a cellular telephone into the residence through the opened interior garage door. Lieutenant Shephard called the cellular telephone and shouted for the juveniles to answer it. The cellular telephone was not answered.

While Deputy Ray was inside the garage, he was advised via the police radio that a gunshot was fired from inside the residence. Deputy Ray, Deputy Sawicki, and Deputy Winhoven exited the garage and repositioned themselves behind a tree to the east of the driveway, which led into the garage. From Deputy Ray's position, he could still see inside the opened garage and the entire east side of the residence. While Deputy Ray was positioned behind the tree, he was advised via the police radio that a deputy on the north side of the residence was being fired at by gunshots coming from inside the residence. Deputy Ray also heard sporadic gunshots come from inside the residence for a span of approximately an hour. Deputy Ray recalled that prior to the sporadic gunshots from inside the residence, it was sunny outside. When the sporadic gunshots stopped, it was dark outside and the exterior lights of the residence had turned on.

After the gunshots stopped, Deputy Ray saw Jackson and O'Brien exit the residence through the interior garage door into the garage. The juveniles then stood in front of the truck inside the garage. Deputy Ray was only able to see their feet from underneath the truck. Deputy Ray observed Jackson walk from the front of the truck to the rear of the truck with a rifle style firearm in her hands. Jackson had her right hand near the trigger guard of the firearm and her left hand was supporting the front of the firearm under the barrel. Deputy Ray advised that Jackson was walking with the firearm pointing down in front of her.

When Jackson reached the rear of the truck, which was near the opening of the garage, she turned around and walked back to the front of the truck. Jackson then walked back to the rear of the truck and exited the garage in a crouching manner. As Jackson exited the garage, she pointed the firearm at Deputy Ray, Deputy Sawicki, and Deputy Winhoven. Deputy Ray then saw Jackson crouch down and walk in the northeast direction behind a vehicle in the driveway. The vehicle was to the north of the garage and was between Jackson and Deputy Ray. Jackson positioned herself in a crouching manner on the driver's side of the vehicle. Deputy Ray was only able to see Jackson's head from the middle of her face and up through the windows of the vehicle. Deputy Ray lost sight of the firearm that Jackson was holding.

As Jackson was crouched behind the vehicle, Deputy Ray saw a large burst of light come from the driver's side of the vehicle toward the rear of the vehicle. At the same time, Deputy Ray also heard a loud sound consistent with a gunshot from a large caliber firearm. Deputy Ray described hearing and seeing a gunshot come from where Jackson was and believed Jackson had fired the firearm. After the gunshot, Deputy Ray fired at Jackson's head through the passenger front door window and through the door. Deputy Ray initially fired at Jackson's head and then saw her drop to the ground. Deputy Ray fired additional gunshots through the passenger front door to suppress Jackson from getting back up. Deputy Ray advised based on Jackson coming out of the house with a firearm, Jackson pointing the firearm at Deputy Ray and other deputies, and Jackson firing the firearm, he believed Jackson was a threat to his safety as well as the other deputies around him. That is why Deputy Ray fired at Jackson. Deputy Ray stated he fired approximately five times.

Deputy Ray believed he was the first deputy to fire at Jackson because he did not hear a gunshot, other than Jackson's before he fired. He could hear additional deputies firing but did not see them. After the gunshots had stopped, O'Brien was seen walking out of the garage with his hands up. Deputy Ray and additional deputies gave verbal commands for O'Brien to walk toward them. O'Brien complied as he was detained by Deputy Ray. Additional deputies then approached Jackson and provided medical aid to her as other deputies entered the residence and cleared it. Deputy Ray escorted O'Brien away from the residence to medical personnel who were on scene. After Deputy Ray left O'Brien with another deputy and medical personnel, he waited for further instructions from his supervision. Deputy Ray had no further involvement with the use of force.

Deputy Ray was able to provide a hand-drawn diagram of the scene and showed where he and additional deputies were positioned in relation to the residence and Jackson during the use of force.

Sergeant William Maxwell

On June 07, 2021, SA Bliss and SA Ratliff conducted a voluntary, sworn, and audio-recorded interview with Sergeant Maxwell. The interview was conducted at the law office of Attorney Mike Lambert who was also present during the interview. The following is a summary of the interview:

Sergeant Maxwell has been employed as a sworn law enforcement deputy with the VSO for approximately thirteen years. Sergeant Maxwell was the supervisor of the uniform patrol division for the alpha shift, from 6 p.m. to 6 a.m. in Deltona. Sergeant Maxwell worked in a full uniform with a Sheriff's star on the left side and Sergeant stripes on both sleeves. Sergeant Maxwell operated his fully marked VSO patrol vehicle that did not have emergency lights on the roof but was equipped with hidden emergency lights and sirens. Sergeant Maxwell wore his duty belt and was armed with the department-issued Glock 34 9mm handgun equipped with a seventeen-round magazine. The magazine was loaded to full capacity with a round in the chamber for a total of eighteen rounds of ammunition. Sergeant Maxwell also carried two seventeen-round magazines on the duty belt that were loaded to full capacity and not used during this incident.

Sergeant Maxwell started the shift and retrieved his assigned body-worn camera (BWC.) Sergeant Maxwell heard a call of two missing juveniles, Jackson and O'Brien from the Florida United Methodist Children's Home (FUMCH). O'Brien was a diabetic and if he did not receive his required diabetic shot within four hours, he could go into anaphylactic shock and need medical assistance. A description of O'Brien and Jackson was provided with a direction of travel. Sergeant Maxwell directed VSO deputies to respond to an area identified as Green Springs Historical Park.

A VSO deputy announced on the radio that he observed the juveniles as they ran away from him deeper into the park. Sergeant Maxwell had additional VSO deputies converge on the area to locate the missing juveniles, especially O'Brien because of his medical condition. Sergeant Maxwell remained outside of the park in an effort to locate the juveniles at the surrounding apartment complexes and area condominiums. One of the VSO deputies was approached by a witness, later identified as Richard Beck, who was walking on the bike path. Beck told the deputy that he observed two juveniles "breaking" into a house and he could hear glass breaking. Sergeant Maxwell directed the deputies to respond to the residence and establish a perimeter. Sergeant Maxwell drove onto the driveway in front of the residence and stopped at the closed gate. The gate had a chain "draped" over the gate but was not secured. Sergeant Maxwell repositioned the chain to open the gate, left the car running, locked it, and approached the residence on foot.

Sergeant Maxwell saw a vehicle parked on the driveway next to the house. Sergeant Maxwell provided the license plate number to the dispatch center and Sergeant Maxwell learned that the car belonged to the homeowner. Sergeant Maxwell and six other deputies approached the residence and covered each side of the house. The garage door was opened approximately six inches. Sergeant Maxwell looked through the closed glass front door and did not observe any activity in the residence. Sergeant Maxwell did not observe any forced entry at the front of the house. Sergeant Maxwell approached the west side of the house inside a screened area near the pool and observed broken glass from the sliding glass doors. Sergeant Maxwell conveyed that information on the radio.

Each corner of the residence was covered by a deputy. Sergeant Maxwell did not see anybody in the residence but began to give loud verbal commands, "Sheriff's office, come out of the house." Sergeant Maxwell continued to walk around the residence and saw broken glass all over the patio. Neither Jackson nor O'Brien responded to the verbal commands. Sergeant Maxwell changed the verbal commands to, "Come out of the house you're not in any trouble." Sergeant Maxwell began hearing items breaking inside the residence. Sergeant Maxwell heard items being broken or walls being smashed with an unknown object. The perimeter of the residence was established and Sergeant Maxwell requested a K9 to the scene in an effort to formulate a plan with the K9.

Contact was made with the homeowner and Sergeant Maxwell learned that unsecured firearms were in the residence with ammunition. Sergeant Maxwell repositioned the deputies to areas of concealment and cover. Sergeant Maxwell took a position of cover behind a large Water Oak tree that allowed him a clear visual of the rear of the residence. Sergeant Maxwell maintained a visual of the inside of the residence and saw O'Brien and Jackson walking inside the residence and look out the windows of the residence toward Sergeant Maxwell's parked vehicle. Sergeant Maxwell saw Jackson twirling a metal rod or a baseball bat in her hand, "like a majorette." Sergeant Maxwell continued to hear things breaking inside the residence, but that would not cause the VSO to "rush" inside the residence. Sergeant Maxwell knew from speaking with the homeowner that no residents were inside the residence.

Sergeant Maxwell continued to give verbal commands, all of which were ignored. Sergeant Maxwell threw a spare key to his vehicle to Deputy Richardson to use the public address (PA) system in his vehicle to continue to give verbal commands. The emergency lights were not activated on Sergeant Maxwell's vehicle. Sergeant Maxwell observed Jackson begin to smash windows on the rear of the house with the baseball bat or metal rod that she had in her hands. Sergeant Maxwell continued to give verbal commands to Jackson that were ignored. Sergeant Maxwell then saw Jackson shoot out one of the windows of the residence. Sergeant Maxwell believed that Jackson was trying to break out another window at the rear of the residence in an effort to escape because she saw the numerous police cars parked in front of the residence. Sergeant Maxwell was giving verbal commands for Jackson and O'Brien to go out the front door of the residence with their hands up. SA Bliss asked Sergeant Maxwell if there was any indication that Jackson heard the verbal commands. Sergeant Maxwell said that she heard the commands because Jackson was "flicking birds" to Sergeant Maxwell. O'Brien was standing very close to Jackson breaking things inside the residence.

Sergeant Maxwell was able to see inside a bedroom and a bathroom of the residence. Jackson and O'Brien were inside the room and at times, would be concealed behind the bed. Sergeant Maxwell saw that Jackson was armed with a short-barreled tactical shotgun and O'Brien had a dark-colored pistol in his hand, firing it inside the residence in the direction of Sergeant Maxwell. At one point, Sergeant Maxwell heard Jackson "racking" rounds in the shotgun and shot in the direction of Sergeant Maxwell. Sergeant Maxwell saw that after Jackson shot, O'Brien got into a crouched position, laughed, and said, "I'm fucking going to kill you," as he shot in the direction of Sergeant Maxwell.

Sergeant Maxwell saw Jackson standing at the door of the bedroom, looking out the front door positioning the shotgun to shoot at anyone that may have passed by the door. Sergeant Maxwell tried to convey that information to the deputies positioned at the front of the residence but was delayed because of a superior that continued to take up radio traffic. Sergeant Maxwell was able to get the information out to the deputies positioned at the front of the residence. O'Brien was standing next to Jackson and both walked away from the door area and began to break things in the bathroom. Jackson and O'Brien walked back to the door of the bedroom and it appeared that Jackson placed the shoulder strap of the rifle over her neck. O'Brien was armed with a pistol as they opened the door and approached the door to the garage. Again Sergeant Maxwell tried to inform the deputies positioned outside of the residence of Jackson and O'Brien's movement but could not because the same superior was occupying the radio traffic. Sergeant Maxwell "hit a keynote on his radio" and informed the deputies that Jackson and O'Brien were walking toward the garage and he knew that Sergeant Bello would be able to reacquire Jackson and O'Brien if they came to the garage.

Sergeant Maxwell advised that it was dark outside and during the gunfire, Sergeant Maxwell did not know who was shooting. Sergeant Maxwell heard via the radio that Jackson took a position behind a trash can, but Sergeant Maxwell did not know if they meant the air conditioner unit near the corner of the residence. Also on the ground was a blue pool hose that was stretched out in the yard. The blue hose "flapping" in the air caught Sergeant Maxwell's eye and it sounded like Jackson was moving and shooting. Based on what Sergeant Maxwell observed Jackson doing in the house with the guns, Sergeant Maxwell believed that Jackson would be fully capable of shooting while moving. Sergeant Maxwell thought Jackson was coming around the corner and the blue hose was her jeans. Sergeant Maxwell began shooting at the blue hose thinking it was Jackson's pants leg coming around the corner towards him. Sergeant Maxwell was positioned behind the tree at the rear of the house when he was shooting. Sergeant Maxwell believed he shot four rounds. Sergeant Bello yelled for a cease-fire and Sergeant Maxwell also yelled for a cease-fire.

Sergeant Maxwell fired at the blue hose that he believed was Jackson, who was outside taking an active stance toward law enforcement trying to shoot at the deputies, and Sergeant Maxwell did not want one of the deputies to get shot. Sergeant Maxwell stopped shooting because he heard the command to cease-fire. The lighting in the area was very dark except for the corner of the house that was brighter from the barrage of gunfire and the gun-mounted light systems on the rifles.

Sergeant Maxwell moved from his position of cover and ran to the garage side of the house and saw Jackson lying on the ground behind a trash can. Jackson was screaming while on the ground. Lieutenant Shephard and a trainee were rendering care to Jackson. Sergeant Maxwell is a trained medic and immediately began to address the situation to save her life. Sergeant Maxwell removed her shirt and saw small penetration wounds in the center of her chest. A decision was made to transport her in the back of a DeLand Police Department vehicle to an awaiting life flight.

Sergeant Omar Bello

On June 7, 2021, SA Ratliff and SA Bliss conducted a voluntary, sworn, and audio-recorded interview with Sergeant Bello. The interview was conducted at the law office of Attorney Mike Lambert who was also present during the interview. The following is a summary of the interview:

Sergeant Bello has been employed by the VSO for almost ten years. Sergeant Bello acknowledge that he did watch the video released by the VSO to the public. Sergeant Bello stated that on June 1, 2021, he was assigned as the supervisor of the crime suppression team in Deltona. He described his responsibilities to include the supervision of subordinates assigned to a team which works in a pro-active capacity to apprehend individuals committing higher risk crimes in the community. According to Sergeant Bello, the work entails working closely with warrants, narcotics, and other operational units in the apprehension of criminal subjects.

Sergeant Bello was wearing green BDU pants and a black undershirt with the words "Sheriff" written in green on the sleeves, front, and back of the shirt. Sergeant Bello stated the shirt is covered with an outer tactical-style vest which has additional sewn patches depicting the words "Sheriff" on the front and back, as well as a unit insignia. Sergeant Bello was also wearing a green baseball-style hat with the sheriff's office insignia on the front. Sergeant Bello stated, he was operating an unmarked Ford F-150 at the time of the incident.

Sergeant Bello was assigned a Troy, M4, Carbine, .223 rifle with a thirty-round magazine. Sergeant Bello loaded the magazine with twenty-eight rounds of ammunition. Further, Sergeant Bello stated he does not transport his rifle with a round chambered and only carries one magazine.

Sergeant Bello explained, he was training Sergeant Wooleyhan when they heard the call progressing over the radio. When it was determined that a burglary had occurred and it was reported that there were firearms in the residence, he and Sergeant Wooleyhan responded to the area.

According to Sergeant Bello, as he arrived on-scene, he spoke briefly with the homeowner (Ahmet Bedizel) concerning the weapons within the house and to provide a sketch of the residence. Sergeant Bello stated, he then began to delegate responsibilities to the deputies that were present.

Sergeant Bello stated he took a position at the one-four corner of the residence to act as a receiving element for the surrender of the suspects. Sergeant Bello stated he and his team cleared the garage. Sergeant Bello stated commands were being given for the subjects to surrender. After Detective Winhoven arrived, Sergeant Bello decided to secure the interior garage door open using an extension cord.

According to Sergeant Bello, the plan was to deploy a drone into the residence to determine the whereabouts of the two juveniles. As he and his team remained next to the garage, they heard a gunshot come from the residence. Sergeant Bello stated this changed the dynamics of the situation. After the gunshot was heard, he directed all personnel to seek cover behind the trees next to the residence.

Utilizing the trees as cover, Sergeant Bello and his deputies were able to maintain a position covering the one-four sides of the residence. Sergeant Bello stated he continued to monitor radio traffic as Sergeant Maxwell relayed information. This occurred as more shots were being fired out of the back of the residence.

Sergeant Bello stated that as it became nightfall and the interior lights of the residence came on, Sergeant Maxwell radioed that Jackson and O'Brien were moving toward the garage side of the residence. Sergeant Bello stated he observed the two juveniles in the garage. As the female moved, Sergeant Bello stated she "Leveled the gun" towards the exterior of the residence as she moved.

Sergeant Bello advised that he briefly lost sight of the juveniles. He then observed them moving back toward the interior door. According to Sergeant Bello, the female juvenile stayed at the doorway, "Leveling the rifle off at us." Sergeant Bello stated he informed his guys to "Get tight," as the female pointed the gun in their direction. He wanted to make sure his officers were staying behind the tree.

Sergeant Bello stated, at some point the female juvenile entered the residence and he lost sight of her. He was then alerted that the female juvenile was coming out near the trash cans. Sergeant Bello explained there was a silver vehicle positioned in the driveway adjacent to the trash cans. He observed the female juvenile low crawling between the trash cans and the vehicle. According to Sergeant Bello, he observed her get onto her knees and "Level the shotgun at us." Sergeant Bello stated he then fired his weapon at her.

At the time of the shooting, Sergeant Bello was positioned behind the tree with several other deputies. Sergeant Bello advised that he stopped firing when he witnessed the female drop to the ground.

Sergeant Bello was provided a photograph of the scene. Upon reviewing the photograph, he was able to indicate his position at the time of his observations. Sergeant Bello was able to show the movements of the juveniles as they moved in the garage. Sergeant Bello stated that as he was shooting, he observed Deputy Gray and other deputies to his right also firing rounds.

Sergeant Bello confirmed that Deputy Fernandez did not fire his weapon. According to Sergeant Bello, he and Deputy Gray were the only two who fired from his position. After the shooting, Sergeant Bello stated, he called "Cease-fire." Sergeant Bello advised, he heard the boy shouting, "Don't shoot me, don't shoot me." Sergeant Bello stated, he observed the boy with his hands raised walking from the garage, and he was taken into custody.

Sergeant Bello stated they approached the female as she remained on the ground. Sergeant Bello did not recall her saying anything as they assessed her injuries. Sergeant Bello advised, they did remove and secure a pistol from her waistband and a box cutter. Sergeant Bello stated, he and other deputies then cleared the residence before being directed out of the scene by administrative personnel.

Detective David Winhoven

On June 7, 2021, SA Gundrum and SA Deardoff conducted a voluntary, sworn, and audio-recorded interview with Detective Winhoven. The interview was conducted at the law office of Attorney Mike Lambert. Attorney Brian Lambert was present during the interview. The following is a summary of the interview:

Detective Winhoven has been employed by the VSO for eight years and is currently assigned as a Detective to the Criminal Investigations Division. Detective Winhoven is also a member of the VSO SWAT (Special Weapons and Tactics) team. On June 1, 2021, Detective Winhoven heard the call over the radio regarding runaways that had broken into a house. Detective Winhoven responded to the scene.

Detective Winhoven met with Sergeant Bello at the "one four corners" of the residence and assembled the drone. The drone was not functioning properly, so Detective Winhoven took a position next to Deputy Sawicki inside the garage next to the parked truck with a pepper ball gun. A plan was put together for Detective Winhoven, Deputy Sawicki, and Deputy Ray to "port" the window at the right of the front door, in other words, to deploy the pepper ball gun. As the deputies approached the window, a gunshot came through one of the

front windows. Detective Winhoven saw the powder from the glass come out the window. Detective Winhoven heard Sergeant Maxwell say something to the effect, "They shot at me." Detective Winhoven and the deputies returned to their original position inside the garage." Detective Winhoven heard what he believed to be gunshots inside the house.

Detective Winhoven continued to hear gunshots inside the house after he, Deputy Sawicki, and Deputy Ray moved back to a tree. Detective Winhoven observed a female wearing a gray hoodie and a male in a white t-shirt with brown hair exit the house and go into the garage. The male and female walked in front of a parked truck inside the garage. Detective Winhoven could see the suspect's feet from underneath the parked truck in the garage. The female returned to the interior doorway and walked along the wall to the outside of the garage. Detective Winhoven observed the female holding a shotgun in her hands. The female exited the garage and stopped for a moment between the garage and a silver car parked outside the garage.

Detective Winhoven could see the upper portion of the female through the windows of the car. Detective Winhoven saw a white flash of what he believed to be a muzzle flash and heard what he perceived as a shotgun blast between the car and the house. Detective Winhoven aimed for the center mass of the female and fired one round with his agency issued Tactical Machining, .223 caliber rifle through the passenger window and driver window of the silver car. The female went down behind the car. Detective Winhoven was concerned the female was going to return fire under or around the car. Detective Winhoven "suppressed" the car, by shooting half of the magazine into the driver and passenger doors to deter the female from firing any more rounds. Detective Winhoven did not fire rounds directly at the female.

Detective Winhoven stopped shooting and heard someone yell to "Cease-fire." Detective Winhoven saw the male throw the handgun across the garage and exited the garage with his hands up. Deputy Sawicki directed the male to walk back to their position. At that point, Detective Winhoven took over the commands directing the male and Deputy Ray handcuffed the male.

Another group of deputies moved to the female's location and requested a medical kit. Detective Winhoven went to his assigned vehicle to retrieve his medic kit. Upon returning, the female was being placed in a patrol unit.

Detective Winhoven stated announcements were being given the entire time. Detective Winhoven prepared a hand-drawn diagram depicting the crime scene. Detective Winhoven referred to his diagram and a crime scene photograph during his interview.

Civilian Witness Interviews

Richard Beck and Eric Perez

On June 02, 2021, SA Bliss traveled to Green Springs Park to conduct a sworn, audio-recorded interview of witnesses Richard Beck and Eric Perez. The following is a summary of the interview:

Beck and Perez were riding their bicycles on a bike path in the park. A deputy stopped Beck and gave a description of a young boy, later identified as Travis O'Brien that was seen in the area. Beck told the deputy that the description sounded like a boy he saw a few minutes earlier jumping from a tree into a lake in the park. The deputy told Beck that the O'Brien was a diabetic and needed medical attention. Beck and Perez rode their bikes back into the park and looked for O'Brien and could not locate him. Beck and Perez began to ride their bikes on the bike path located behind the residence located at the above listed address when Beck heard glass breaking. Beck then saw O'Brien running toward the cow pasture that is behind the residence. O'Brien ran back toward the residence and tried to open a single frame door located next to the garage door when a girl, later identified as Jackson, grabbed him and pulled him inside the screen enclosure. Perez stayed on the

bike path watching O'Brien and Jackson at the residence and Beck went back to the park and told the deputy of the burglary.

Perez saw Jackson and O'Brien enter the residence and occasionally saw their heads moving inside the residence. Perez described O'Brien as wearing dark-colored shorts without a shirt and Jackson wearing blue jeans and a burgundy colored shirt.

Several deputies converged on the residence and Beck and Perez rode their bikes back to their residence. Neither Beck nor Perez saw or heard the shooting.

Travis O'Brien

On June 15, 2021, SA Ratliff reviewed the audio-recorded interview of Travis O'Brien conducted on June 2, 2021, by VSO Detective Shon McGuire. The interview was conducted at Advent Health Fish Memorial Hospital located at 1055 Saxon Boulevard, Orange City, Florida 32763. A review of the interview revealed the following:

Detective McGuire confirmed the personal information of O'Brien. Detective McGuire asked about O'Brien's current living arrangements. O'Brien described his room and sleeping arrangements at the children's home.

Detective McGuire inquired about O'Brien's habits by asking if he played with toys. O'Brien stated he plays with Nerf guns and video games, Call of Duty and Grand Theft Auto (GTA).

O'Brien stated he has been at the FUMCH for approximately seven months. Prior to residing at FUMCH, O'Brien was living in foster care in Palm Coast, Florida. O'Brien was transferred from foster care due to his sponsor family being unable to care for his severe Type-1 diabetes. O'Brien stated he requires eight shots per day to manage his condition.

Detective McGuire explained the Miranda Warnings to O'Brien. When asked to sign the form, O'Brien stated, he "Could not see right now." Further, O'Brien stated that he was lefthanded, and was unable to sign due to his left arm being cuffed to the stretcher. Detective McGuire then requested that he sign with his right hand. O'Brien is heard saying, "I can't see, I can't write." Detective McGuire then asked, "Do you mind talking to me?" O'Brien answered, "Yeah."

Detective McGuire proceeded to ask O'Brien why he left the FUMCH. O'Brien responded, "To just get away from it." O'Brien indicated he was sick of everyone's attitude and admitted to running away on several occasions over the past seven months. O'Brien stated, he normally stays gone for a day or two before returning to the group home. When asked where he sleeps during these periods, O'Brien stated, "I break into houses, this house had a gun in it."

O'Brien stated that he and Jackson left together from FUMCH. O'Brien stated he and Jackson were able to enter the residence by breaking the windows out with rocks and a shovel. When asked how many windows did he break O'Brien stated, "Every last one of them." O'Brien later admitted to only breaking four windows.

According to O'Brien, entry into the residence was made through one of the broken sliding glass doors. O'Brien claimed the window was broken out by Jackson utilizing a crowbar they had found in a shed on the property. After the windows were broken, the four other children with them ran away. O'Brien stated Jackson entered the residence first to see if anyone was home.

O'Brien began to ramble as he stated, "I don't know what was going on at the time, I was in between getting traumatized, and getting traumatized even more." When asked what he meant, O'Brien stated, "So much violence, so many guns." Detective McGuire questioned him where or not the guns had been displayed at that point. O'Brien responded, "They were in, they were there, we had bullets, bags of bullets where we got the crowbar, shovels, and stuff." O'Brien continued, "The barn, we were on a farm, we met them, we met the boys, by the farm then we went to the shed and we got stuff, and there are multiple rooms in the shed and all that.

So, when we got in...this farm and stuff, we walked out, and then we went to the house and started breaking windows, and then we got in. Then we went directly, were in the house. Then cops showed up, for no brilliant reason, don't know why, it's probably a coincidence, but they showed up, and all these other cops, one by one, by one, and then, and then, we locked ourselves in a room that had an AK-47, a shotgun, two handguns, and a box, a big box of bullets."

O'Brien continued to explain, "They shot through the glass, one of them shot through the glass. All the kid, four of them ran out the door, and, and they were like nah, you got to stay in here, and he was like, uh, I'm just messing with you, oh and then, and then, and then, they just kind of set us up and ran away. So, we were in the room with the guns." Detective McGuire then asked, "Who shot through the glass," O'Brien answered, "Nicole, Nicole, uh-huh, with a big behind shotgun, um, my god that thing was huge."

Detective McGuire asked, "So what did you do?" O'Brien stated, "I grabbed them, I grabbed, I grabbed one of the handguns, and I told her to grab the other handgun, and I took the AK-47, she had the shotgun and the handgun, and we found a way out of the room, but then we had a go out, and we all went out the garage, we looked around to see if there was anybody there, and we're handing out our guns and stuff, and the rest of the extra guns we gave to them and they had ammo, they are still out there, they are not dead in hospitals." O'Brien claimed to have given guns to the four children that he had met prior to the break-in and that they ran away with them.

O'Brien stated that when he entered the garage he had the AK-47 with a full magazine. According to O'Brien, the garage door was open. He stated he did not see any police officers because they were all behind trees. Detective McGuire asked, "Did you know they were there?" O'Brien responded, "Yeah, after twelve bullets had gone into my friend's body just dropped to my foot, hands." Detective McGuire informed O'Brien, "Well, Nicole is not dead." O'Brien stated, "She will be, twenty-five percent chance, she got shot in the chest." When asked if he shot the AK-47 at the police, O'Brien stated, "Oh, yeah, I wasn't gonna, I was gonna, they were shooting right (laughter), I'm just, I'm just right next to her."

Detective McGuire asked, "How many times did you shoot the AK-47?" O'Brien answered, "I had to reload it twice and I didn't finish the second one." Further, O'Brien stated, "When they were shooting, I was shooting back, and it sounded like (he makes shooting noises) that fast for like two mags straight, and then I used a handgun." When asked how many times did he fire the handgun, O'Brien stated, "Six and then there were no more bullets."

Detective McGuire asked, "Were you trying to shoot the cops?" O'Brien stated, "Yes, yes, yes, there's just a body compared to seven, twelve mags, going direct to your head, did (inaudible) just, just, sit there." Detective McGuire asked, "Did Nicole shoot at the cops first?" O'Brien stated, "Yeah." Further, O'Brien claimed, Jackson fired one round before being shot at by the police. O'Brien stated, "I was basically just defending myself from dying." Detective McGuire then asked if he shot at the police first, O'Brien responded, "Uh-huh and then, and then, um, so Nicole, Nicole shot the shotgun, and then she had one more but she got shot in her arm and dropped the whole gun, and then she got shot again, the first two just, dead accurate hits, the next (he makes shooting noises), and I'm just behind the wall." O'Brien briefly described the sound of the AK-47, as he fired for "two mags straight."

Detective McGuire asked, "How many times do you think you shot at the cops before they began shooting at you?" O'Brien stated, "Plenty of times." Detective McGuire asked, "Before they even shot towards you?" O'Brien stated, "Yeah, do you know why? As soon as that laser turned green to my chest, I moved and shot." O'Brien continued, "There were lasers everywhere in the house, when they turn green they are aim...there not, gonna not, press that trigger, they are going to press that trigger, so we..." When asked why he did not come out when requested by the police, O'Brien stated, "Did we listen, I told them, I told them, put the guns down, blah, blah, blah, did they listen, nope they had guns at us still. How do you know, that as soon as we walk out that, that's just...and cops give out a very bad reputation and they have a..., they ruined my life at this point, it ruined my whole outcome by shooting my friends right in front of me."

Detective McGuire asked, "Did she shoot at them?" O'Brien answered, "Yeah." Detective McGuire goes on to explain that the officers were trying to defend themselves because Jackson had shot at them. O'Brien stated,

"Yeah they did, they shot at, they shot at her, she shot, she shot at her, and then I put my, I put the little thing on the corner and started shooting, and then she kept on shooting, it wasn't stopping, it was (he makes shooting noises) all of those people were shooting at the same time for like ten minutes straight, I was just huddled." Detective McGuire stated that he was confused, as he attempted to clarify the series of events.

O'Brien then explained his positioning at the time of the shooting to Detective McGuire. O'Brien stated, "Here is the garage door right, there's a corner, I'm behind that corner with the AK-47 and the handgun, here's her behind the, a trash can, and then there's a car more on this side, like right here, I'm behind her, she's in front of me, she took the shots for me, one of them would've hit my shoulder." Detective McGuire asked him to slow down as he attempted to clarify the information. O'Brien admitted to knowing the police officers were outside. He is asked how many times did Jackson shoot at the officers. O'Brien stated, "Once." O'Brien claimed there was no verbal exchange after the shooting started. According to O'Brien, "They just shot immediately after, their all having, they all pointing waiting for her to shoot."

Detective McGuire attempted to clarify his earlier acknowledgment that they shot at the police officers before the officers shot at them. In response, O'Brien stated, "Yeah, when we were in the bedroom shooting at the walls, that's a, when we found the guns." O'Brien confirmed that they were aware of the officer's presence, as they were firing the guns in the bedroom. O'Brien stated that they fired at least four times through the windows while in the bedroom. According to O'Brien, Jackson fired twice out of the windows with the shotgun. Further, he stated that the officers did not return fire at that point but did recall lasers being pointed at them.

At this point, the two are interrupted as the nurse comes in to provide medical treatment (26:26). Detective McGuire resumes the interview (27:38), asking O'Brien how many times did he shoot out the windows from the bedroom. O'Brien responded, "Six." When asked if he was trying to kill one of the police officers, O'Brien stated, "No, I was just trying to tell them to back off with those pointy little lasers (inaudible) lasers every time (inaudible) they turn green." O'Brien did state he intended to shoot the officers. He confirmed only he and Jackson were in the bedroom at the time. According to O'Brien, the other boys had already departed from the residence and left them there.

O'Brien confirmed that he and Jackson made their way to the garage to get out. O'Brien stated, Jackson was behind the trash can for cover and he was positioned behind a wall just inside of the garage. O'Brien stated, "I am over there in that area, then I hear the shotgun go off, and then I was like Nicole, Nicole, and then, and then, all those, all those huge score of bullets just comes straight through her and most of them hit the wall, and direct wall that I'm behind her with, and let's just say that they, bullets can go through bricks, right like that." O'Brien stated that he was almost struck in the head, stomach, left leg, and left arm by the gunfire.

O'Brien again claimed to have fired the AK-47 at the officers from the garage. According to O'Brien, "It was a clip and then after she was, she was on the ground making creepy noises (he makes choking sound), all that noises, all that like your coughing up blood from internal bleeding type of stuff, and then, and then, I load my gun, they start shooting again, and so, I shoot back, I shoot back, and then, and then, I screamed shut the fuck up, and then they were like who you talking to, and then there's, there's this guard with like a little handgun on the side of the...here's the garage right, it's the other door, you come around and then they were all telling me to put away my gun, so I put away my gun and turned myself in."

Detective McGuire asked O'Brien how he learned to load a weapon. O'Brien then described the process of loading a rifle with a magazine. O'Brien stated he learned the process by watching the video game GTA. O'Brien then stated, "Not really, not really, Nerf guns, they are pretty realistic." O'Brien then described the handgun that he possessed at the time of the incident. O'Brien stated, "The guns, handgun's top then flipped back at all angles, it's so weird." O'Brien stated that the handgun was very small and black in color but did not know what kind.

Detective McGuire then attempted to clarify the series of events from when O'Brien left FUMCH to the point of the altercation with law enforcement personnel at the residence. O'Brien stated that he and Jackson departed from the children's home around 9:00 a.m. They ran away to the "springs" and went swimming. O'Brien confirmed that they met the other boys at the springs. According to O'Brien, they left the springs with the boys and arrived at the residence at around 3:00 p.m. O'Brien stated they were drawn to the farm because of the

shed. O'Brien stated that when they walked into the shed there were "A bunch of power tools and a big bag of different of bullets." O'Brien stated, "We were like if there's bullets, there got to be guns, so we all went searching the property for weapons, and that's when we ran in the breaking in the house, and that's how it led up to the people, as soon as we got there, the people left." O'Brien admitted to seeing the homeowner leave the property moments before they broke into the house.

O'Brien stated it was the idea of the other boys for them to break into the house and that he and Jackson went along with it. O'Brien confirmed that he physically broke out several windows to get into the residence. When questioned about the other boys, O'Brien stated, "It seems like they were runners, but I don't know where from, they were like, there were like, really out to do anything bad."

During their conversation, O'Brien would refer to himself as "We," as he described other burglaries and thefts. He claimed to have stolen guns from other homes and admitted to disposing of them in the springs. Detective McGuire asked O'Brien if he thought it was not a good idea to shoot at the police. O'Brien stated, "Yeah, and see the rest of my friends getting shot, is there blood on my face? not even little tiny dots? they wiped it off." O'Brien stated he did not know why Jackson was shooting at the police. According to O'Brien, Jackson stated, "I'm going to roll this down like GTA" while they were in the bedroom of the residence. Further, O'Brien claimed that he only started shooting the AK-47 from the garage after witnessing Jackson getting shot.

O'Brien stated, "I want a lawyer." Detective McGuire asked if he wanted to answer any further questions? O'Brien stated, "I don't want to answer no further questions." O'Brien then agreed to answer questions.

Detective McGuire confronted O'Brien on inconsistencies in his statement, particularly lying about leaving FUMCH at 9:00 a.m. O'Brien admitted that he lied and had attended school until 2:00 p.m. Further, he stated that he returned to the children's home and attended a study hall until about 3:30 p.m. O'Brien said he became upset when he was denied permission to go outside. He claimed it was the only part he lied about.

O'Brien reiterated that the other boys tricked them into going into the house and then ran away.

Law Enforcement Officer - Witness Interviews

Corporal Tony Tagle

On June 1, 2021, SA Snowden conducted a voluntary, sworn, and audio-recorded interview with DeLand Police Department (DPD) Corporal Tagle. The interview was conducted in an unmarked VSO vehicle at 1050 Enterprise Osteen Road in Enterprise, Florida. VSO Detective Steve Wheeler was present for the interview.

Corporal Tagle is an eight-year veteran with DPD. For seven years he has been a member of the Volusia County SWAT team. On the day of the incident, Corporal Tagle was monitoring the VSO radio channel that was broadcasting information about a call involving two runaway juveniles. When Corporal Tagle heard there was gunfire actively occurring on the scene, he decided to respond knowing that there was a good likelihood this would require a SWAT response. Corporal Tagle received the SWAT callout as he drove to the location.

Corporal Tagle originally drove to the FUMCH due to the call originating from that location and the mapping system in his police vehicle taking him there. When he arrived and saw no other law enforcement vehicles, Corporal Tagle flagged down an EVAC vehicle and was told where the incident was located.

As he was arriving on the incident scene, Corporal Tagle heard the exchange of gunfire. He then heard a call for medical assistance over the radio, along with the request for a "med kit." Corporal Tagle had a medical kit in his possession. After being told the scene was clear, he drove to where the involved deputies were with Jackson. As Corporal Tagle approached Jackson and the deputies, one of the deputies said they needed to transport Jackson from the scene immediately instead of waiting for the EVAC unit to arrive. A VSO Sergeant (Corporal Tagle did not know who) told Corporal Tagle to take Jackson to Publix, where EVAC would meet

them. Several of the deputies placed Jackson into the back seat of Corporal Tagle's car. At least one deputy got in the back seat with Jackson while Deputy Fernandez got into the front seat to accompany Corporal Tagle. Corporal Tagle was unfamiliar with the area, so he asked Deputy Fernandez where Publix was located. Deputy Fernandez had only been with VSO for four weeks and did not know either. Fortunately, EVAC was almost at the location as Corporal Tagle pulled out of the driveway driving west. Corporal Tagle stopped his car and flagged down the ambulance. The deputies transferred Jackson to the ambulance, which left with Jackson. Corporal Tagle then returned to the incident scene.

According to Corporal Tagle, Jackson never made any statements to him during the time he was around her. Jackson only screamed from the pain of injuries and being shot. Corporal Tagle saw one suspected gunshot injury in one of Jackson's arms, although he could not recall which arm. "She was covered in blood." None of the deputies made any statements that Corporal Tagle recalled regarding the use of force.

Sergeant Jarrett Wooleyhan

On June 1, 2021, SA Snowden conducted a voluntary, sworn, and audio-recorded interview with Sergeant Wooleyhan in an unmarked VSO vehicle parked at 1050 Enterprise Osteen Road. Detective Wheeler was present for the interview.

Sergeant Wooleyhan has been with VSO for almost six years. Before that, Sergeant Wooleyhan was with the Volusia County Beach Patrol for two years. Sergeant Wooleyhan is currently assigned to the training division where he works with Sergeant Bello. Both were at their training office at 1691 Providence Boulevard, Deltona, when they learned of the call that would eventually involve the use of force.

Sergeant Wooleyhan and Sergeant Bello were monitoring the call of two juveniles that left the FUMCH. Sergeant Wooleyhan indicated a witness from the bike trail, which runs behind the property at 1050 Enterprise Osteen Road, saw two kids break a window to the house and go inside. Once the call escalated from a missing-juvenile call to an occupied-burglary call, Sergeant Wooleyhan and Sergeant Bello decided to respond from their office. Both Sergeant Wooleyhan and Sergeant Bello drove to the location in Sergeant Bello's unmarked VSO truck. Sergeant Bello parked the truck near the front of the residence.

According to Sergeant Wooleyhan, a "receiving team" had been established by the Watch Commander, Lieutenant Shephard, on the "one-two side" of the residence, and Sergeant Maxwell was "on the three side of the house." Other deputies were "on the four side of the house to create a perimeter." Sergeant Wooleyhan, Sergeant Bello, Deputy Gray, and Deputy Sawicki approached the "one-three side of the garage" (the garage would be the one-four side) with a ballistic shield and "captured the garage."

Jackson could be seen through the windows of the home swinging a bat. It was unknown to deputies on the scene that Jackson had a firearm in her possession, although deputies were aware of firearms in the home. After announcements had been unsuccessfully made attempting to call the juveniles out of the home, a plan was discussed to send a drone inside. It was determined a window "at the one-two side" was going to be breached to deploy chemical munitions inside to have the juveniles exit. Just before this happened, a shot was fired outside from within the home. Once the shot was fired, Sergeant Bello directed the resources in and around the garage to move further back to more substantial cover. Sergeant Wooleyhan, Sergeant Bello, and the other deputies relocated behind two large oak trees on the west side of the property. From this location, they could see into the garage.

Sergeant Wooleyhan estimated for the next hour, Jackson came out and fired at the deputies, although most of the shots were directed at the rear of the residence where Sergeant Maxwell was located. At some point during the call, Sergeant Maxwell advised over the radio that Jackson "Made verbal threats to kill LEO." "He [Sergeant Maxwell] had the visual for it, for the most part, for the duration of the call. From his vantage point... He was the one on the radio, 'She's at the back patio, she's coming to the front door, she just shot at me again.'"

SWAT had been called to respond to the scene along with an armored vehicle, but before their arrival, Jackson and O'Brien came out of the house into the garage and turned the light on. Sergeant Wooleyhan could not see the juveniles from where he was, but Sergeant Bello could and indicated Jackson had a shotgun in her hands. Jackson retreated inside the garage near the entry door of the house. The group of deputies behind the other tree north of Sergeant Wooleyhan thought that Jackson entered the home and indicated such (Sergeant Wooleyhan did not advise how this was communicated). Sergeant Bello replied and said Jackson was still in the garage by the washing machine. Jackson came back into view of Sergeant Bello, who announced, "She's leveling at us." At that point, multiple shots were fired by deputies. Sergeant Wooleyhan could not see Jackson from his location behind the tree. He indicated he never saw Jackson or O'Brien with any firearms until they entered the garage.

After Jackson fell to the ground, O'Brien came out of the garage with his hands in the air and was secured by deputies. Sergeant Wooleyhan and other deputies approached Jackson with the ballistic shield. Jackson was laying facing the road and was "obviously in pain." Deputy Gray stepped on the shotgun that was near Jackson to prevent it from being accessed. Jackson had a handgun in her rear waistband, which Deputy Fernandez pointed out. Sergeant Wooleyhan placed the shield on Jackson's back until he removed the handgun. The handgun and shotgun were both placed into the bed of a truck inside the garage by Sergeant Wooleyhan.

Sergeant Wooleyhan said he was aware of a rifle at the residence, but did not know where it was during the use of force. He believed that O'Brien had the rifle.

Sergeant Wooleyhan provided a hand-drawn diagram of where he was during the use of force.

Before the incident, Sergeant Wooleyhan was not familiar with either of the two juveniles involved in the call.

Deputy Brant Lickiss

On June 2, 2021, SA Snowden conducted a voluntary, sworn, and audio-recorded interview with Deputy Lickiss. Detective Wheeler was present for the interview. The interview was conducted at VSO District Six Office located at 79 South Charles Boulevard, Debary, Florida. The following is a synopsis of that interview:

On the day of the incident, Deputy Lickiss was dispatched to assist Deputy Billy Galarza to look for missing juveniles. Deputy Lickiss drove his vehicle down the bike path located west of South Courtland Boulevard and Doyle Road toward Green Springs. As Deputy Lickiss approached Green Springs, Deputy Galarza reported seeing the juveniles running toward the bicycle trail. While parked outside of Green Springs, Deputy Lickiss was met by Deputy Tiffany King and they were approached by a male on a bicycle. The male advised them he heard glass breaking and then observed two juveniles, a male and a female, enter a screened-in porch east of their location.

Deputy Lickiss notified Sergeant Maxwell of the information he had just received from the bicyclist and then traveled to the residence the juveniles were last observed. Deputy Lickiss parked his vehicle on the bicycle path behind the residence and approached the backyard of the residence (north-east corner). Sergeant Maxwell was on scene and reported seeing broken glass on the sliding glass door, broken windows and observed movement inside the residence.

Deputies began to give commands to the people inside the residence and within minutes of giving commands, Deputy Lickiss heard gunshots coming from the residence. Several minutes later, Deputy Lickiss heard additional gunshots which sounded like they were coming from the back of the residence. Deputy Lickiss observed Sergeant Maxwell taking cover behind a tree, who advised the gunshots were being fired in his direction.

Deputy Lickiss stated his initial vision was poor due to glare, but as the night went on, it became easier to see inside the residence due to the interior lights backlighting the interior of the residence along with its occupants. On multiple occasions, Deputy Lickiss observed a figure move the curtains to the back-sliding glass door, where gunshots were heard and a muzzle flash were observed.

Deputy Lickiss estimated he heard a total of six gunshots before he heard radio communications that someone had entered the garage. Due to the person's position inside the garage, Deputy Lickiss could not identify the person. Deputy Lickiss observed Jackson come towards the front of the garage and then heard a rapid exchange of gunfire.

Deputy Lickiss observed muzzle flashes coming from within the garage and from another area. Following the exchange of gunfire, Deputy Lickiss observed O'Brien, who was wearing a black shirt and black shorts, emerge from the garage with his hands up. Deputy Lickiss maintained his position and never approached Jackson or O'Brien.

Deputy Lickiss has had previous interactions with Jackson but never any violent interactions with her. Deputy Lickiss never heard Jackson or O'Brien make any statements during or after the incident.

Deputy Antonio Fernandez

On June 01, 2021, SA Snowden conducted a voluntary, sworn, and audio-recorded interview with Deputy Fernandez. Detective Wheeler was present for the interview. The interview was conducted at the VSO District Six Office.

Deputy Fernandez has been employed with the VSO since March 2021. He was a police officer for the Norfolk Police Department in Virginia for three years. Deputy Fernandez also served in the United States Navy as a Military Police K-9 handler for five years.

On June 01, 2021, Deputy Fernandez was in the VSO Deputy Training Officers Program (DTO) and he was being trained by Field Training Officer (FTO) Deputy Sawicki. Deputy Fernandez was responding to a missing juvenile call in the Green Springs area. Deputy Fernandez was told by other deputies the missing juveniles were reportedly breaking into a house located at 1050 Enterprise Osteen Road Deltona, Florida.

Deputy Fernandez and Deputy Sawicki responded to the location and posted at the 3/4 (north/east) corner of the house. Deputy Fernandez saw the blinds move on the house and someone opened the window slowly. Deputy Fernandez and Deputy Sawicki moved from their location to a position farther from the house with a better vantage point and more cover. Responding deputies were made aware that there were firearms inside the home. A VSO vehicle was moved closer to the home and numerous loudspeaker announcements were made using the vehicle's public announcement (PA) system. The announcements were instructing the juveniles to exit the home with their hands up and that no one wanted to hurt them. Deputy Fernandez heard a K-9 deputy warn the juveniles to exit the home or they could get bit. Deputy Fernandez saw deputies throw a cellphone inside the home in an attempt to facilitate communications with Jackson and O'Brien, but they would not answer the phone.

Deputy Fernandez saw Jackson come to the door and "flicked off" Deputy Fernandez. Deputy Fernandez also saw O'Brien come to the door but retreat into the house.

Deputy Fernandez heard a gunshot, saw a "puff of smoke" coming from the front window, and thought one of the deputies deployed gas. Deputy Fernandez did not know who was shooting until another deputy communicated, "Shots fired." The deputies notified dispatch as both O'Brien and Jackson moved throughout the house. Deputy Fernandez heard another shot and radio transmissions that one of the suspects was shooting at a sergeant (Maxwell) on the back of the house. The suspects also made threats to "Kill the police" to Sergeant Maxwell as well. During the standoff, Deputy Fernandez heard about "eight to ten" rounds being shot at responding deputies.

Jackson and O'Brien entered the garage with firearms but retreated into the house a short time later. Jackson again entered the garage with a firearm and Deputy Fernandez heard multiple shots being fired. Sergeant Bello shouted, "Cease-fire" and the gunfire stopped. Deputy Fernandez did not shoot his firearm because he

was behind four other deputies with rifles. Deputy Fernandez heard O'Brien holler, "Please don't shoot me," and exited the garage with his hands up. O'Brien was taken into custody by deputies.

Deputy Fernandez moved closer to Jackson with a cover element and saw Jackson laying on the ground with a firearm (pistol) in her waistband. Deputy Fernandez immobilized one of Jackson's arms while another deputy removed the firearm from her waistband. Deputy Fernandez assisted in providing medical aid and evacuation to Jackson. Deputy Fernandez saw injuries to Jackson's back, abdomen, and arm. While transporting Jackson, Deputy Fernandez discovered several rounds fell from Jackson's clothing. Jackson's only statements were relating to the pain she was feeling from her injuries.

After emergency medical services (EMS) transported Jackson to the hospital, Deputy Fernandez guarded O'Brien. O'Brien commented, "We were not doing anything that wrong - you did not have to shoot at us. We were just breaking things." He further commented four other people assisted in the burglary, but they left before law enforcement arrival. EMS transported O'Brien to a local hospital.

Deputy Trevor Brown

On June 2, 2021, SA Silberstein conducted a voluntary, sworn, and audio-recorded interview with Deputy Brown. The interview was conducted at the VSO Operations Center located at 1330 Indian Lake Road, Daytona Beach, Florida. The following is a synopsis of the interview:

Deputy Brown assisted in looking for several juveniles who reportedly ran away. Other assisting deputies advised over the radio that a passerby reportedly saw the juveniles go inside a residence and he heard glass breaking. Deputy Brown, Sergeant Maxwell, and Deputy Smith approached the residence and saw a rear sliding glass door shattered. The deputies took cover and waited for additional deputies to arrive. Deputy Brown took a position at the "One - Two corner" (front left side of the residence) behind an oak tree. Deputy Brown saw the female suspect at a window one or two times and she stuck her tongue out. Deputy Brown heard a gunshot came from a window of the residence and heard glass shatter, but he did not see who fired the shot. Deputy Brown then heard Sergeant Maxwell say over the radio that he was being shot at from the back porch area.

Deputies gave announcements and verbal commands to the people inside the residence to include, "We know you're in there," "You're not in trouble," and "Come outside." Deputy Brown heard someone say over the radio that the suspects were coming out of the garage and were holding firearms. Deputy Brown could not see the suspects coming out of the garage from his position. Deputy Brown heard twenty to thirty gunshots and saw the muzzle flashes from the gunfire. Deputy Brown did not see who was shooting because it was too dark, but the gunfire appeared to come from the deputies' position outside and to the right of the residence. Deputy Brown never saw the suspects.

After the gunfire stopped, Deputy Brown heard someone say over the radio that the male suspect threw the guns into the yard, disarmed himself, and had his hands up. Deputy Brown saw the male suspect walk toward the deputies with his hands up and saw deputies secure him. Deputy Brown was not in the group of deputies who approached the residence. Deputy Brown never saw the suspects in possession of weapons and never heard the suspects say or yell anything at the deputies.

Deputy Tiffany King

On June 2, 2021, SA Silberstein conducted a voluntary, sworn, and audio-recorded interview with Deputy King. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy King assisted in looking for several juveniles who were reported to be runaways. Deputy King arrived and took a position on the bicycle trail. Deputy King spoke with a passerby who told her he saw juveniles matching the description of the runaway juveniles on the back patio of a residence and he heard glass break at the residence. Deputy King and Deputy Lickiss made their way toward the residence. Deputy King and Deputy

Lickiss had to watch the residence from the bike trail because a fence prevented them from approaching the residence. Deputy King saw a male juvenile and a female juvenile exit the back patio. The juveniles appeared to see the deputies and ran back inside the residence. Deputy King called out the information and location over the radio to other deputies.

Deputy King saw other deputies arrive at the residence, and she heard Sergeant Maxwell say over the radio that he saw broken glass at a sliding door at the rear of the residence. Deputy King heard over the radio that contact was made with the homeowner, who advised that there were firearms inside the residence, including an AK-47 rifle and a handgun and that no one should be home. Deputy King could not see the juveniles inside the residence, but she could see the deputies outside the residence. Deputy King heard Sergeant Maxwell say over the radio that the female juvenile came to the back door and displayed a shotgun and the male was armed with a handgun. Deputy King heard deputies announce "Volusia County Sheriff's Office," and give verbal commands over a loudspeaker to the juveniles to come out of the residence, but they did not come out. Deputy King heard a gunshot, and then Sergeant Maxwell said over the radio that the female juvenile shot at him. Sergeant Maxwell said over the radio that the female threatened to kill him. Deputy King was able to see the juvenile inside of the residence. Several moments later, Deputy King heard three to seven additional gunshots and Sergeant Maxwell said, "Shots fired." Deputy King heard a Lieutenant instruct deputies not to rush into anything and cause it to escalate.

Someone said the female was exiting the residence, and Deputy King saw someone exiting the garage area. Deputy King did not see if the person was holding a weapon, but she heard someone say the female was armed with a shotgun and aimed it in their direction. Deputy King then heard approximately ten to fifteen gunshots and saw the flashes from the gunshots. Deputy King did not specifically see who was shooting, but the shots came from the area where the deputies were positioned. Deputy King heard Sergeant Omar Bello tell deputies to be cautious in approaching the residence. Deputy King heard someone say over the radio that the male juvenile had been armed with the AK-47 rifle but had put it down and was stepping out. Deputy King saw the male walk out of the residence. Deputy King was not with the team of deputies who approached the residence and took the juveniles into custody.

Deputy King never heard anything said by the juveniles during the encounter and never got close enough to see the juveniles with any weapons.

Lieutenant Nicholas Shephard

On June 1, 2021, FDLE SA Ratliff conducted a voluntary, sworn, and audio-recorded interview with Lieutenant Shephard. The interview was conducted at 1050 Enterprise Osteen Road, Enterprise, Florida 32725. The following is a summary of the interview:

Lieutenant Shephard was the watch commander for the VSO alpha/bravo shift rotation. Lieutenant Shephard was covering the alpha shift (5 p.m. to 5 a.m.), which was the shift at the time of the incident.

At the beginning of the shift, deputies were originally sent to the FUMCH located at 51 Children's Way, Enterprise, Florida. Lieutenant Shephard described the home as a place where children who were wards of the state are held for fostering. Two children, a twelve-year-old male and a fourteen-year-old female, were reported as runaways, prompting the sheriff's office to respond to the facility, which was a common occurrence. Lieutenant Shephard noted the area of concern for this particular call for service was the report of the twelve-year-old male being insulin-dependent and in need of his medication.

Lieutenant Shephard stated VSO patrol units were in the area actively looking for the missing children. When spotted by deputies, the children would run and hide in the woods. After about an hour and a half, he had deputies positioned in various locations throughout the area in an attempt to locate the children. A deputy positioned on the bike trail behind the residential properties was notified by a witness that a young white male and a young white female were breaking windows at a residence located at 1050 Enterprise Osteen Road. Lieutenant Shephard stated that the witness told the deputy he had witnessed both children enter the

residence. The female was described as wearing a gray shirt and blue jeans, and the male was wearing a black shirt and black shorts.

Lieutenant Shephard coordinated the response of the deputies to the residence. A perimeter was set up and efforts were made to get the children to surrender. After approximately ten minutes, the homeowner returned to the residence and gave consent for deputies to enter the residence. As they were formulating an entry plan, Sergeant Maxwell relayed via the radio that he could see the female "beating" stuff in the house.

Lieutenant Shephard stated the female continued to damage the residence for approximately forty-five minutes, to an hour, as he and his team tried to formulate a plan to have the two come out of the residence. He described the efforts of his group to establish communication with the juveniles. Lieutenant Shephard threw a cellular phone into the residence from the garage. He was hoping the juveniles would utilize the phone to communicate with them.

Lieutenant Shephard advised the plan was to maintain a visual on the female holding the "bat" and breach the window to engage her with a "less-lethal pepper-ball gun." Thirty seconds later, a shotgun round was fired out the front window. At this point, all of his personnel retreated to positions of cover, as he called for additional resources. The female continued to fire rounds over an hour-long period, as she was being observed by Sergeant Maxwell.

Lieutenant Shephard was told by Sergeant Maxwell that the female made verbal threats to do harm and that Sergeant Maxwell witnessed the male firing a pistol towards his direction. Lieutenant Shephard confirmed that he did not see them shooting from the residence but could hear the discharge of the firearms. He estimated that a total of ten to twelve rounds were fired. After sunset, the two juveniles turned on the lights and their movements were easier for the deputies to observe. He said the juveniles moved into the garage area. At some point, Lieutenant Shephard heard someone yelling, "She's pointing it at us, she's got the gun," moments later, someone fired toward the female's location causing her to "go down." After the shooting, the male juvenile is taken into custody.

Following the shooting, the female was observed lying in a prone position, with the shotgun next to her and a pistol in her waistband. Lieutenant Shephard began to assess her injuries and render first aid. Lieutenant Shephard described her injuries as wounds to her upper chest, abdomen, and right arm. Emergency services were staged outside of the area and that he had her transported to the awaiting paramedics, where she was airlifted to the hospital. Lieutenant Shephard said the female did not make any statements to him as he interacted with her.

Deputy Wes Brough

On June 2, 2021, SA Silberstein conducted a voluntary, sworn, and audio-recorded interview with Deputy Brough. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy Brough responded to assist deputies at a residence where two juveniles were reportedly inside the residence and glass was heard breaking. Upon arriving, Deputy Brough joined with Sergeant Bello and the Crime Suppression Team (CST) members. The deputies set up along a wall by the front of the garage at the front of the residence. If the suspects came to the front door, the deputies would challenge them and be the take-down team. Deputy Brough heard deputies give multiple verbal commands to the suspects to include, "Sheriff's Office," "Show us your hands," and "Come out with your hands up." Deputy Brough heard the deputies call the suspects by their names, Nicky and Travis. Deputy Brough did not hear the suspects say anything to the deputies. Deputy Brough heard a gunshot come out of a window in the deputies' direction of another team of deputies who were in a position at the left side of the yard of the residence. Someone said, "Shots fired." Deputy Brough and his team retreated to a position near a tree at the right side of the residence from which the deputies were able to see into the open garage.

Deputy Brough believed the suspects moved toward the rear of the residence. Sergeant Maxwell, who was outside in the rear of the residence, said over the radio that the female suspect fired a shotgun in his direction. Deputy Brough heard Sergeant Maxwell say over the radio that he was still taking fire and that the female suspect came out saying she was going to kill him.

Deputy Brough heard Sergeant Bello say that the female had a gun in her hand. Sergeant Bello said the suspects went back into the residence and that the female was coming back out with the gun and she stood behind a trash can. Deputy Brough heard a gunshot and then Sergeant Bello and Deputy Gray returned fire. Deputy Brough was standing directly behind Sergeant Bello and Deputy Gray as they fired their weapons. Deputy Brough moved to the right side of Sergeant Bello and saw the female suspect on the ground. The male suspect ran back inside the residence with nothing in his hands, and someone said to cease fire. Deputy Brough heard the male suspect say, "Don't shoot me," and he came out of the residence with his hands up. The male suspect was secured and medical aid was rendered to the female. Deputy Brough drew a diagram of the scene.

Deputy Billy Galarza

On June 1, 2021, SA Shephard conducted a voluntary, sworn, and audio-recorded interview with Deputy Galarza. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy Galarza was working in the capacity of a patrol deputy in zone "41." Deputy Galarza responded to a report of two missing juveniles from the FUMCH. It was reported that a male juvenile, O'Brien and a female juvenile, Jackson, had left the facility without permission. Deputy Galarza had prior interactions with Jackson, who is a habitual runaway. Deputy Galarza met at the FUMCH to take a missing person's report. During this report, Deputy Galarza was notified that O'Brien is insulin dependent and required medicine.

An additional call was received of a report of several juveniles swimming in Green Springs. Deputy Galarza responded to Green Springs in an attempt to locate Jackson and O'Brien. On arrival, Deputy Galarza parked and immediately saw Jackson and O'Brien. Deputy Galarza called to Jackson, who smiled and ran both juveniles ran from the area. Deputy Galarza was unable to locate the juveniles at this time.

Deputy Galarza was completing paperwork when a call was dispatched to 1050 Enterprise Osteen Road. The caller advised two juveniles were in the vicinity of the residence. Deputy Galarza arrived at the residence and notice signs of forced entry to the residence. Deputy Galarza could see movement in the residence and the individuals appeared to be Jackson and O'Brien. The on scene deputies set up a perimeter around the residence. The homeowner returned to his residence and advised there were firearms in the residence.

Deputy Galarza used the PA system to call to the juveniles to exit the residence. A request for a less lethal shotgun was made and shortly after the request, a gunshot was fired from inside the residence. Deputy Galarza moved to "hard cover." Deputies called over the radio that they were taking fire. Deputy Galarza hearing one to two gunshots from inside the residence, the shooting would stop for several minutes and then start again.

Deputy Galarza heard other radio transmissions that Jackson had exited the residence. Deputy Galarza saw Jackson with a "long rifle" pointed at deputies. Deputy Galarza used his radio to notify deputies that Jackson was pointing a firearm at them. Jackson was behind a garbage can and had leveled the rifle at deputies. Deputy Galarza stated he did not fire at Jackson because he knew there were other deputies on the other side of him and would jeopardize the other deputies by firing his weapon.

Deputy Galarza heard multiple gunshots and saw Jackson fall to the ground. O'Brien exited the residence with his hands up and surrendered. First aid was provided to Jackson, who was then placed into a patrol vehicle to be moved from the scene to meet with fire rescue. Deputy Galarza remained on scene and completed a crime scene log.

Deputy Andrew Davis

On June 2, 2021, SA Shephard conducted a voluntary, sworn, and audio-recorded interview with Deputy Davis. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy Davis is a K9 handler for VSO and was at training as the incident developed. As information was being received, Deputy Davis left training and responded to the incident location. Deputy Davis utilized his K9 as he gave commands for the juveniles to exit the residence. Deputy Davis stated several times, "Sheriff's Office K9, come out now or I will send the dog, you will be bit." Based on the age of the children, Deputy Davis would not allow his K9 to enter the residence. The juveniles did not exit the residence.

Deputy Davis heard a single gunshot from inside the residence. Deputy Davis moved to the north side of the residence with his K9 and took cover behind a tree. Deputy Davis heard additional gunshots coming from inside the residence. Sergeant Maxwell was to the right of Deputy Davis and announced over the radio that he was taking gunfire. During the duration of the incident, Deputy Davis estimated he heard approximately twenty gunshots from inside the residence towards Sergeant Maxwell.

Sergeant Maxwell announced that Jackson was exiting the residence through the garage. Jackson moved to a garbage can while carrying a "long gun." Jackson "popped up" several times from behind the trash can into a "shooting stance." Deputy Davis heard a "first shot" and then multiple gunshots. Deputy Davis did not know who fired their weapons and if Jackson had fired at deputies. Deputy Davis did not feel he would have been effective at shooting base on distance, holding his K9, and shooting one-handed. Deputy Davis remained on the scene as security until relieved.

Sergeant Roy Galarza

On June 2, 2021, SA Shephard conducted a voluntary, sworn, and audio-recorded interview with Sergeant Galarza. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy Billy Galarza notified Sergeant Galarza of a missing juvenile call. Jackson and O'Brien had left the FUMCH. O'Brien is insulin-dependent and required medication. Sergeant Galarza directed additional deputies to respond to the area to assist with searching for the juveniles.

VSO dispatch advised deputies involved with the incident that a witness had observed two juveniles make forced entry into a residence. Sergeant Galarza had the deputies relocate to the residence at Enterprise Osteen Road. On scene deputies determined there was forced entry to the residence.

Sergeant Galarza responded to the residence and assisted with attempting to have the juveniles leave the residence. While on the scene, Sergeant Galarza heard a gunshot from inside the residence. As the incident progressed, Sergeant Galarza heard several gunshots from inside the residence.

After hearing the gunshots, Sergeant Galarza could not see Jackson exit the residence. Sergeant Galarza described hearing a single gunshot and then multiple gunshots from deputies on the scene. Sergeant Galarza did not know who discharged their weapons but could see muzzle flashes.

After the incident, Sergeant Galarza remained on the scene in a supervisory capacity.

Deputy Deihan Johnson

On June 2, 2021, SA Shephard conducted a voluntary, sworn, and audio-recorded interview with Deputy Johnson. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy Johnson was notified of a missing juvenile report. One of the juveniles, O'Brien, is insulin-dependent. Deputy Johnson assisted with attempting to locate the juveniles.

VSO dispatch advised that a witness had observed two juveniles make forced entry into a residence. Deputy Johnson and other deputies responded to the incident location. Deputy Johnson observed several signs of forced entry into the residence. Windows and the sliding rear door glass had been shattered. The homeowner who was not in the residence informed deputies that there were firearms in the residence. Several commands were given to the juveniles to exit the residence.

A single gunshot was fired from inside the residence that caused the on-scene deputies to move back from the residence and take cover. During the duration of the incident, gunshots were fired inside the residence and then several minutes would pass before additional gunshots were fired again.

Deputy Johnson could not see Jackson exit the residence. Deputy Johnson did not know who discharged their weapons but could see muzzle flashes. Deputy Johnson remained on scene and assisted with maintaining the crime scene.

Deputy Nickolas Smith

On June 2, 2021, SA Shephard conducted a voluntary, sworn, and audio-recorded interview with Deputy Smith. The interview was conducted at the VSO Operations Center. The following is a synopsis of the interview:

Deputy Smith responded to a report of two missing juveniles from the FUMCH. During this report, Deputy Smith was notified that Travis O'Brien is insulin-dependent and required medicine.

Deputy Smith was dispatched to 1050 Enterprise Osteen Road. The caller advised two juveniles had forced entry into the residence. Deputy Smith arrived at the residence and notice signs of forced entry. Deputy Galarza could see movement in the residence. The on-scene deputies set up a perimeter around the residence. The homeowner returned to his residence and provided there were firearms in the residence.

Deputies reported over the radio that Jackson was in the residence breaking items with a baseball bat. The PA system was used to call the juveniles to exit the residence. A request for a less-lethal option of "pepper balls" was made and shortly after the request, a gunshot was fired from inside the residence. Deputies called over the radio that they were taking fire. Deputy Smith heard gunshots from inside the residence, and the shooting would stop for several minutes and then start again.

Deputy Smith heard deputies call that Jackson had exited the residence. Deputy Smith heard deputies call out that Jackson had a "long rifle" and took cover behind garbage cans. Deputy Smith heard multiple gunshots after hearing on the radio that Jackson was pointing a firearm at deputies. O'Brien exited the residence with his hands up and surrendered. First aid was provided to Jackson, who was then placed into a patrol vehicle to be moved from the scene to meet with fire rescue.

Deputy Smith met with O'Brien to secure him. Deputy Smith took several rifle rounds out of O'Brien's pockets. Deputy Smith recalled O'Brien say, "I bet you guys like that." The ammunition was secured as evidence. Deputy Smith then responded to where Jackson had been removed from and secured it as a crime scene.

Nicole Jackson

On June 18, 2021, SA Ratliff contacted Attorney Allison Hughes requesting to interview her client, Nicole Jackson. On June 22, 2021, SA Ratliff received an email correspondence from Hughes which stated, "I

discussed this with my office, and my client, and she is choosing to decline your request to interview her." Based on this information, an interview of Jackson was not conducted.

Interview with Fire/Rescue Personnel

On July 22, 2021, SA Ratliff conducted voluntary, sworn, and audio-recorded telephonic interviews with the following Deltona Fire Department (DFD) personnel. The following is a synopsis of each interview:

Lieutenant Mitchell Thurston

Lieutenant Thurston advised that they were dispatched to assist the Volusia County Fire-Rescue with staging for an incident in the area of Enterprise Osteen Road. While staging, he was informed that a victim had sustained gunshot wounds. Lieutenant Thurston and his crew were instructed to head toward the scene. As they were driving down Enterprise Osteen Road, they were met by law enforcement personnel. The officers had the shooting victim in the back of a patrol vehicle. Lieutenant Thurston described the victim as a young female. Jackson was placed onto a stretcher and into an ambulance for transport to the hospital. During the transition, Lieutenant Thurston did not recall any statements made by Jackson concerning the incident. Lieutenant Thurston proceeded to treat O'Brien. O'Brien stated that he suffered from diabetes and was having pain in his right side/lower rib area. O'Brien told Lieutenant Thurston that the pain was from holding a gun he was firing. Lieutenant Thurston did not recall any other statements. Lieutenant Thurston did note that O'Brien possessed several rounds of ammunition in his pockets. The ammunition was removed by deputies prior to O'Brien being transported to the hospital.

Firefighter Engineer Kyle Oakes

Firefighter Oakes observed Jackson as she was removed from the back of a law enforcement vehicle, Jackson was placed onto a stretcher and into an ambulance for transport. Firefighter Oakes provided her medical treatment during the transport to the hospital. During the transport, there were no conversations concerning the events resulting in her injuries. Jackson was able to answer generalized questions relating to her treatment. Firefighter Oakes observed multiple gunshot wounds and advised that Jackson was in and out of consciousness during the transport to the hospital.

Their statements were consistent with the reports provided documenting the treatment of Jackson and O'Brien.

Neighborhood Canvass

A canvas of the area was not conducted due to the secluded nature of the property.

Crime Scene and Evidence Summary

VSO Crime Scene Investigator (CSI) Eugene Mefford, CSI Joshua Mott, CSI Eric Cheek, and Sergeant Albert Pagliari responded and processed the crime scene. CSI Mefford, CSI Mott, CSI Erika Stammer, CSI Justin Ferrari, and CSI Justin Stewart conducted follow-up crime scene activities the following day in an effort to locate further evidence, and complete the processing of the crime scene.

On July 14, 2021, SA Ratliff received the VSO crime scene report. The report detailed each of the CSIs' involvement and duties related to processing of the crime scene, including taking photographs, measurements, and collecting evidence. For a complete list of evidence collected, the CSI report should be referred to in further detail.

Round Count

On June 1, 2021, SA Silberstein observed VSO CSI Joshua Mott conduct a round count of the deputies' firearms. The round count was conducted inside the VSO Operations Center. The following is a synopsis of the round count:

Sergeant Bello's firearms

Troy, .223 caliber rifle, Serial Number CJ0418019

- One live cartridge was in the chamber.
- Twenty-five live cartridges were in the thirty-round magazine inside the firearm.
- Sergeant Bello indicated he loaded twenty-eight rounds into the magazine and loaded one round into the chamber of the rifle.
- **Total rounds fired: Three**

Glock, Model 34, 9mm, Serial Number BRRY849 (not used in the use of force)

- One live cartridge was in the chamber.
- Seventeen live cartridges were in the seventeen-round magazine inside the firearm.
- Seventeen live cartridges were in the two spare magazines.

Sergeant Maxwell's firearm

Glock Model 34, 9mm, Serial Number BRRY507

- One live cartridge was in the chamber.
- Thirteen live cartridges were in the seventeen-round magazine inside the firearm.
- Seventeen live cartridges were in the two spare magazines.
- **Total rounds fired: Four**

Deputy Gray's firearms

Bushmaster, .223 caliber rifle, Serial Number BFI654244

- One live cartridge was in the chamber.
- Eighteen live cartridges were in the thirty-round magazine inside the firearm.
- Deputy Gray indicated he loaded the twenty-eight rounds into the magazine and loaded one round into the chamber of the rifle.
- **Total rounds fired: Nine**

Glock, Model 34, 9mm, Serial Number BRRY773 (not used in the use of force)

- One live cartridge was in the chamber.
- Seventeen live cartridges were in the seventeen-round magazine inside the firearm.
- Seventeen live cartridges were in the two spare magazines.

Deputy Ray's firearms

Colt, .223 caliber rifle, Serial Number AO203660

- One live cartridge was in the chamber.
- Twenty live cartridges were in the thirty-round magazine inside the firearm.

- Deputy Ray indicated he loaded twenty-seven rounds into the magazine and loaded one round into the chamber of the rifle.
- **Total rounds fired: Seven**

Glock, Model 34, 9mm, Serial Number BRRY860 (not used in the use of force)

- One live cartridge was in the chamber.
- Fourteen live cartridges were in the seventeen-round magazine inside the firearm.
- Seventeen live cartridges were in the two spare magazines.

Deputy Richardson's firearm

Glock Model 34, 9mm, Serial Number BRRY774

- One live cartridge was in the chamber.
- Seventeen live cartridges were in the seventeen-round magazine inside the firearm. The magazine inside the firearm was a spare magazine that Deputy Richardson loaded into the firearm during a tactical reload.
- The original magazine inside the firearm when Deputy Richardson discharged it contained ten live cartridges.
- Seventeen live cartridges were in the remaining spare magazine.
- **Total rounds fired: Seven**

Deputy Sawicki's firearms

Colt, .223 caliber rifle, Serial Number AO188871

- One live cartridge was in the chamber.
- Eighteen live cartridges were in the thirty-round magazine inside the firearm.
- Deputy Sawicki indicated he loaded twenty-nine rounds into the magazine and loaded one round into the chamber of the rifle.
- **Total rounds fired: Ten**

Glock, Model 34, 9mm, Serial Number BRRY848 (not used in the use of force)

- One live cartridge was in the chamber.
- Seventeen live cartridges were in the seventeen-round magazine inside the firearm.
- Seventeen live cartridges were in the two spare magazines.

Deputy Winhoven's firearms

Tactical Machining, .223 caliber rifle, Serial Number RU0000016

- One live cartridge was in the chamber.
- Sixteen live cartridges were in the thirty-round magazine inside the firearm.
- Deputy Winhoven indicated he loaded twenty-eight rounds into the magazine and loaded one round in the chamber of the rifle.
- **Total rounds fired: Twelve**

Glock, Model 43, 9mm, Serial Number BRSL703 (not used in the use of force)

- One live cartridge was in the chamber.

- Ten live cartridges were in the ten-round magazine inside the firearm.
- Ten live cartridges were in the two spare magazines.

Deputy Zimmerer's firearm

Glock Model 34, 9mm, Serial Number BRRY672

- One live cartridge was in the chamber.
- Seventeen live cartridges were in the seventeen-round magazine inside the firearm. The magazine inside the firearm was a spare magazine that Deputy Zimmerer loaded into the firearm during a tactical reload.
- The original magazine inside the firearm when Deputy Zimmerer discharged it contained three live cartridges.
- Sixteen live cartridges were in the remaining spare magazine.
- **Total rounds fired: Fourteen**

The firearms used by the deputies in the use of force incident were photographed and collected for evidence. The firearms carried by the deputies that were not used in the use of force incident were photographed but not collected for evidence.

Transfer of Evidence

On June 9, 2021, SA Ratliff responded to the VSO Operations Center and took possession of selected evidence items that were collected from the shooting scene and the officers involved; to consist of live ammunition rounds, the pistols, and rifles used by the deputies.

The items were submitted to the FDLE Orlando Regional Operations Center Evidence Unit.

ITEM #	DESCRIPTION
1	Mossberg 500, 12-gauge pump shotgun, S.N. T703520.
2	Norinco, 7.62 caliber rifle with magazine, S.N. 608466.
3	Ammunition from the 7.62 caliber magazine.
4	Beretta, .22LR caliber pistol, S.N. 43803.
5	Tactical Machining, TM16, .223 caliber rifle, S.N. RU0000016/Detective Winhoven.
6	Troy, M4A1, .223 caliber rifle, S.N. CJ0418019/Sergeant Bello.
7	Bushmaster, XM15, .223 caliber rifle, S.N. BFI654244/Deputy Gray.

8	Colt, M16A2, .223 caliber rifle, S.N. A0188871/Deputy Sawicki.
9	Colt, M4, .223 caliber rifle, S.N. A0203660/Deputy Ray.
10	Glock, 34, 9mm pistol, S.N. BRRY672/Deputy Zimmerer.
11	Glock, 34, 9mm pistol, S.N. BRRY774/Deputy Richardson.
12	Glock, 34, 9mm pistol, S.N. BRRY507/Sergeant Maxwell.
13	Ammunition from the .223 magazine of Detective Winhoven.
14	Ammunition from the .223 magazine of Sergeant Bello.

15	Ammunition from the .223 magazine of Deputy Gray.
16	Ammunition from the .223 magazine of Deputy Sawicki.
17	Ammunition from the .223 magazine of Deputy Ray.
18	Ammunition from the 9mm magazine of Deputy Zimmerer.
19	Ammunition from the 9mm magazine of Deputy Richardson.
20	Ammunition from the 9mm magazine of Sergeant Maxwell.

Firearms Laboratory Report

On June 1, 2021, SA Ratliff reviewed the FDLE laboratory report dated June 30, 2021, authored by Crime Laboratory Analyst (CLA) Amy Siewert, Firearms Section. The report references evidence submitted to the FDLE laboratory on June 11, 2021, by SA Ratliff. Below is a synopsis of analysis completed on the evidence submitted to the lab, as it relates to the use of force incident.

Item 1 shotgun (Jackson) was test-fired and was found to be functional. Images of a shotshell fired in the shotgun were entered in and compared to NIBIN. No potential associations were made at this time. Item 7 and 8 submitted in FDLE case 20210508206 (VSO case 210010202) were identified to Item 1 shotgun.

Item 2 rifle (Travis O'Brien) was test-fired using the submitted magazine and was found to be functional. Images of a cartridge case fired in the rifle were entered in and compared to NIBIN. No potential associations were made at this time.

Item 4 pistol (Jackson) was test-fired using the submitted magazine and was found to be functional. Images of a cartridge case fired in the pistol were entered in and compared to NIBIN. No potential associations were made at this time. Item 3 through 6 cartridge cases submitted in FDLE case 20210508206 were identified to the Item 4 pistol.

Item 5 rifle (Winhoven) was test-fired using the submitted magazine and was found to be functional. Two of the submitted cartridges (Item 7) were used to test-fire the rifle. The remaining cartridges were not examined.

Item 6 rifle (Bello) was test-fired using the submitted magazine and was found to be functional. Two of the submitted cartridges (Item 8) were used to test-fire the rifle. The remaining cartridges were not examined.

Item 15 rifle (Gray) was test-fired using the submitted magazine and was found to be functional. Two of the submitted cartridges (Item 9) were used to test-fire the rifle. The remaining cartridges were not examined.

Item 16 rifle (Sawicki) was test-fired using the submitted magazine and was found to be functional. Two of the submitted cartridges (Item 10) were used to test-fire the rifle. The remaining cartridges were not examined.

Item 17 rifle (Ray) was test-fired using the submitted magazine and was found to be functional. Two of the submitted cartridges (Item 11) were used to test-fire the rifle. The remaining cartridges were not examined.

Item 18 pistol (Zimmerer) was test-fired using one of the submitted magazines and was found to be functional. Two of the submitted cartridges (Item 12) were used to test-fire the pistol. The remaining cartridges and magazines were not examined.

Item 19 pistol (Richardson) was test-fired using one of the submitted magazines and was found to be functional. Two of the submitted cartridges (Item 13) were used to test-fire the pistol. The remaining cartridges and magazines were not examined.

Item 20 pistol (Maxwell) was test-fired using one of the submitted magazines and was found to be functional. Two of the submitted cartridges (Item 14) were used to test-fire the pistol. The remaining cartridges and magazines were not examined.

Video Review

SA Ratliff, SA Bliss, and SA Shephard received and conducted a thorough review of the body-worn camera (BWC) videos obtained in this case. There were multiple BWCs that captured different angles of the incident and each BWC video was reviewed. All of the BWC's were equipped with the date and time. For the complete details, please refer to the BWC files, the following is a synopsis:

Deputy Nicole Richardson - BWC

SA Shephard reviewed Deputy Richardson's body-worn camera (BWC) and the following is a synopsis of the video footage:

The BWC footage showed Deputy Richardson arrive in the area of 1050 Enterprise Osteen, Enterprise, Florida. Deputy Richardson and other deputies walked the perimeter of the residence until they reached the driveway. Deputies approached the residence and moved to the back patio. Deputy Richardson noted a broken window to the rear of the residence. Broken glass could be seen on the ground. A Deputy could be heard in the distance giving commands, "show me your hands, come out now."

Deputy Richardson moved to a window of the residence, pointed her gun at the window, and gave commands, "Sheriff's office, show me your fucking hands." Deputy Richardson remained at the window and gave commands. Deputies on scene continued giving commands to exit the residence.

Deputy Richardson moved from the window to a tree at the rear of the residence. The BWC captured the verbal commands being given via a PA system. Multiple commands were made, "This is the Volusia Sheriff's Office, we know you are in there, we need you to come out with your hands up, do it now."

Deputy Richardson noted the movement of Jackson and O'Brien within the residence. Jackson was holding a baseball bat and was breaking items in the residence.

Deputy Richardson remained behind the tree as a single gunshot could be heard. Radio traffic advised that Jackson had a long gun and had pointed it at deputies at the rear of the residence. Additional gunshots could be heard and radio traffic advised the juveniles were attempting to exit the rear of the residence.

The BWC footage became dark as the sunset. The audio could be heard as the juveniles continued to move around inside the residence.

The juveniles entered the garage and stood near the homeowner's truck. Radio traffic advised that Jackson was behind a garbage can pointing a gun at Deputy Richardson and other deputies. Two (2) single gunshots could be heard and then multiple gunshots, including Deputy Richardson firing. A "cease-fire" call was made and the shooting stopped. Deputy Richardson called out, "She's down, she's down behind the garbage can."

Deputies gave O'Brien several verbal commands to exit the garage. O'Brien walked to deputies and was secured.

Deputy Richardson remained in his position of cover as other deputies approached Jackson. Once the residence had been cleared by deputies, Deputy Richardson left her position.

The remainder of the video showed other officers arriving on the scene and a crime scene being established before the BWC is turned off.

Deputy Michael Sawicki - BWC

Shephard reviewed Deputy Sawicki's BWC and the following is a synopsis of the video footage:

The BWC footage showed Deputy Sawicki arrive in the area of 1050 Enterprise Osteen, Enterprise, Florida. Deputy Sawicki and other deputies walked the perimeter of the residence until they reached the driveway. Deputies approached the residence and moved to the back patio. Deputy Sawicki noted a broken window to the rear of the residence. Deputy Sawicki noted a hand was placed onto a rear window. A Deputy could be heard in the distance giving commands, "Show me your hands, come out now."

Deputy Sawicki gave commands to including using the threat of using a police K9. A police K9 did not appear to be on the scene at this time. Deputy Sawicki and other deputies took cover behind a large tree. Deputies on scene continued giving commands to exit the residence.

Deputy Sawicki moved from the rear of the residence to a tree at the front of the residence. Deputy Sawicki could see the open garage. Deputy Sawicki remained in this position for several minutes. Deputy Sawicki left the tree and ran down the driveway and back to his vehicle. Deputy Sawicki moved his vehicle closer to the residence and retrieved his patrol rifle. Deputy Sawicki ran back down the driveway to where multiple deputies were staged behind a patrol vehicle. Deputy Sawicki became part of a receiving team and moved to the front of the residence. Deputy Sawicki entered the garage and took cover behind a vehicle to cover the interior garage door.

The BWC captured the verbal commands being given via a PA system. Multiple commands were made, "This is the Volusia Sheriff's Office, we know you are in there, we need you to come out with your hands up, do it now."

As Deputy Sawicki continued to cover the interior garage door, a deputy opened the door and secured the door so it would not shut. As Deputy Sawicki was watching the interior door, O'Brien walked to the open door and quickly moved away from the door. Deputy Sawicki gave further verbal commands for O'Brien and Jackson to exit the residence.

A cellular phone was thrown into the residence in an attempt to get O'Brien or Jackson to answer the phone. The juveniles did not answer the phone. A single gunshot could be heard from inside the residence. Deputy Sawicki remained inside the garage and radio traffic transmitted advised that Jackson had a long gun and had pointed it at deputies at the rear of the residence. Additional gunshots could be heard and radio traffic advised the juveniles were attempting to exit the rear of the residence.

Deputy Sawicki exited the garage and moved to a tree for cover. Deputy Sawicki continued to cover the open exterior garage door. The BWC footage became dark as the sunset. The audio could be heard as the juveniles continued to move around inside the residence.

Deputy Sawicki and other deputies could see the juveniles entered the garage and stood near the homeowner's truck. Radio traffic advised that Jackson was behind a garbage can pointing a gun at Deputy Sawicki and other deputies. Two (2) single gunshots could be heard and then multiple gunshots, including Deputy Sawicki firing. A "cease-fire" call was made and the shooting stopped.

Deputies gave O'Brien several verbal commands to exit the garage. O'Brien walked to deputies and stated, "You guys shot her in the head three times." Deputy Sawicki remained in his position of cover as other deputies approached Jackson.

Deputy Sawicki then assisted with clearing the residence. The remainder of the video showed other officers arriving on the scene and a crime scene being established before the BWC is turned off.

Deputy Donald Gray - BWC

SA Bliss reviewed Deputy Gray's BWC and the following is a synopsis of the video footage:

Deputy Gray arrived on scene and parked on Enterprise Osteen Road. Deputy Gray exited from the VSO undercover Ford pickup truck with his assigned AR-15 rifle. Deputy Gray walked to the residence after opening the gate to the property. Deputy Gray was provided a schematic to the residence from the homeowner and Deputy Gray provided the schematic to Sergeant Bello and a plan was developed to approach the residence.

Deputy Gray and Sergeant Bello approached the residence with a team of other deputies. A deputy used the PA system and directed Jackson and O'Brien to come out of the residence with their hands up. Deputy Gray entered the garage of the residence with another unidentified deputy and took a position of cover behind the pick-up truck parked in the garage. At approximately 00:15:34 on the Coordinated Universal Time (UTC) on the BWC, O'Brien was seen running to the interior open-door way to the garage. Deputy Gray illuminated the doorway with the flashlight on the rifle and yelled sheriff's office. O'Brien quickly ran back into the residence out of sight. Deputy Gray advised that O'Brien had something in his hands. The BWC video showed an unidentifiable object in O'Brien's left hand.

Sergeant Bello directed Deputy Gray to the front outside wall with the other deputies at the corner of the garage to secure Jackson and O'Brien if they were to exit the residence from the front door. While positioned at the corner of the residence, Lieutenant Shephard was observed telling Deputy Gray and the other deputies to port the window at the one-two corner of the house and shoot pepper balls into the residence in an effort to flush Jackson and O'Brien out of the residence. At 00:27:36 UTC, one gunshot was heard from inside the residence. Subsequent to hearing the gunshot, the deputies positioned around the residence were directed to get hard cover away from the residence.

Sergeant Maxwell was in a position of cover at the rear of the residence and could see Jackson and O'Brien in the residence armed with a long gun or a shotgun. Sergeant Maxwell was giving updates of the actions and position in the residence. At 00:32:55 UTC, a second gunshot was heard from inside the residence. Sergeant Maxwell stated, "Ten-four they are shooting at me, hold the air." Sergeant Maxwell announced that Jackson was re-racking a round inside the shotgun. Sergeant Maxwell announced that O'Brien had a firearm in his hand and was inside at the one-two corner of the residence.

Sergeant Bello directed Deputy Gray and the other deputies to run from the corner of the residence to a position of cover behind a large tree. Deputy Gray was in a prone position behind the tree. At 00:40:09, Sergeant Maxwell announced that Jackson and O'Brien made verbal threats to kill. Sergeant Maxwell continued to give updates to the actions and position of Jackson and O'Brien in the residence. The VSO helicopter, "AIR1" arrived on the scene and could be heard on the BWC. The BWC video of the residence was dark and the residence could not be seen. At 01:01:54 UTC, a deputy announced they are standing in the garage. At 01:02:05 UTC, a deputy said something that was inarticulate and Deputy Gray said, "Is she pointing it, I can't see her, where is she at." A deputy said, "She went back inside the garage." A deputy announced on the radio she's back in the garage with a rifle in her hand. A deputy announced she has a gun behind the trash can.

The visual of the residence was dark and could not be clearly seen with the BWC when the series of gunshots were heard. Deputy Gray's BWC partially captured the use of force incident due to the position of the camera during the shooting. Jackson was never seen in the video prior to the shooting, during the shooting, or after the shooting. The shooting stopped after Sergeant Bello yelled cease-fire.

An unknown deputy yelled that O'Brien had retreated into the house. The BWC captured O'Brien saying, don't shoot me. The deputies also announced that O'Brien said, don't shoot me. O'Brien was directed to walk out with his hands up. Sergeant Bello announced that Jackson was on the ground behind the car. The BWC did not capture O'Brien exiting the residence. Subsequent to O'Brien being secured, Deputy Gray approached Jackson. Sergeant Bello advised that Jackson had a pistol in her waistband. The pistol and the shotgun were secured and the deputies began to render care to Jackson.

Deputy Gray and a team of other deputies cleared and secured the residence.

Deputy Anthony Zimmerer - BWC

SA Bliss reviewed Deputy Zimmerer's BWC and the following is a synopsis of the video footage:

Deputy Zimmerer arrived on the scene with his K9 at approximately 23:58:03 UTC on the BWC. Deputy Zimmerer was directed to park at the end of the driveway near Sergeant Bello's unmarked pickup truck and Deputy Gray's patrol car. Deputy Zimmerer approached the residence and took a position of hardcover behind a tree at the corner of the three-four side of the residence with Deputy Richardson. Deputy Zimmerer was equipped with an earpiece and the radio dialogue from the on-scene deputies could not be heard.

At approximately 00:27:36 UTC, one gunshot was heard from inside the residence. Deputy Zimmerer remained at the position of hardcover behind the tree with Deputy Richardson. At 00:32:58, a single gunshot was heard from inside the residence. At approximately 00:54:14, another single gunshot was heard from inside the residence. At 00:58:59, another gunshot came from the residence.

As time progressed, the area where Deputy Zimmerer was positioned became very dark and the position of the BWC was viewing the skyline. At approximately 01:00:01, Sergeant Maxwell could be heard from the BWC audio saying, "They are heading toward the garage." Deputy Richardson said there is glass breaking on the window of that door. Deputy Zimmerer changed his position and said, "I can't see shit." Deputy Zimmerer said to Deputy Richardson, "If I engage this way, keep an eye on that garage." Deputy Richardson said a light turned on and Deputy Zimmerer announced on the radio that a light turned on the four side and he saw shadows in the room. Deputy Zimmerer advised the garage light was on.

The residence with the lights on in the rooms on the four side of the residence was visible through the BWC. Deputy Zimmerer positioned himself to a lower position behind the tree and the view of the BWC was dark and nothing could be seen. Deputy Zimmerer said, "They are outside." Deputy Zimmerer said, "Is she pointing at somebody, I got a shot on her I can't see." Deputy Richardson said, "Is she pointing at us." At approximately 01:03:34, the BWC captured the sound of gunshots quickly followed by Deputy Zimmerer shooting his department-issued pistol also. The flash of the gunfire was captured on the BWC with the sound of the barrage of gunfire that quickly followed. At approximately 01:03:44, a cease-fire was called and the gunshots stopped. The view through the BWC was still dark with no visual. Deputy Richardson said, "She's down behind the garbage can." Deputy Zimmerer reloaded his pistol.

The BWC captured O'Brien exiting the garage as Deputy Zimmerer asked, "Is that the boy" and Deputy Richardson confirmed, saying, "That's the boy." The BWC audio captured Deputy Zimmerer saying, "She came out leveled that fucking gun down at them." Deputy Zimmerer said that he could not see Jackson on the ground. Deputy Richardson said, "I see her, she is still moving." Deputy Zimmerer and Deputy Richardson maintained cover on the residence from behind the tree and subsequently approached the residence. Deputy Zimmerer cleared and secured the residence with a team of other deputies.

With the BWC still activated, the shooting deputies were directed to provide their names for the crime scene log. The deputies provided their names and a deputy asked if Sergeant Maxwell shot. Sergeant Maxwell was asked by an unknown deputy, "Donnie did you shoot back at her at all or no?" Sergeant Maxwell replied, "I don't recall if I shot back at her, but I did shoot when I thought they were coming back around the corner."

Deputy Anthony Ray – BWC

SA Bliss reviewed Deputy Ray's BWC and the following is a synopsis of the video footage:

Deputy Ray arrived on the scene and parked on Enterprise Osteen Road. Deputy Ray exited from the VSO patrol car and could be heard on the police radio advising, "she is at the front door." A deputy could also be

heard on the PA system saying, "Come out of the house, do it now." Deputy Ray retrieved his AR-15 rifle from the vehicle and walked on the long driveway to the residence. Deputy Ray approached Lieutenant Shephard, who was standing next to a car on the driveway and was directed to Sergeant Bello's positioned at the corner of the residence next to the opened garage door. Sergeant Bello directed Deputy Ray to enter the garage where Detective Winhoven and Deputy Sawicki were positioned. Deputy Ray took a position of cover next to Detective Winhoven and Deputy Sawicki behind the parked pickup in the garage. One of the deputies began to give verbal commands for O'Brien and Jackson to come out of the residence.

After the repeated commands for Jackson and O'Brien to come out of the house were ignored, Lieutenant Shephard directed Deputy Ray to throw a cellular telephone to Jackson and O'Brien in an effort to establish a dialogue. The phone was placed in the doorway of the garage entrance to the residence and Lieutenant Shephard was yelling for them to get the phone and answer the phone as Lieutenant Shephard was calling. Those commands were also ignored. As the time elapsed, the BWC showed it became dark in the garage with light from the outside only lighting the area of the garage near the opening. As the deputies continued to speak about their plan to enter the residence, a single gunshot was heard.

The deputies maintained their position of cover in the garage while listening to the other deputies describe Jackson and O'Brien's location in the residence and that Jackson was armed with a long gun or a shotgun and O'Brien had something in his hands. Jackson appeared to be pointing the long gun or shotgun at the back windows. A deputy was heard on the police radio saying, "They are shooting out the rear window." A deputy announced that they were trying to pull the patio door to come out and they were not armed. A deputy positioned at the back of the house saw Jackson trying to bust out the window in the back and the deputy announced that Jackson had the shotgun in her hands. A second gunshot was heard and a deputy advised that Jackson was observed "re-racking a round."

After the second gunshot was heard, Deputy Ray, Deputy Sawicki, and Detective Winhoven ran from the garage to a position of cover behind a tree on the garage side of the house. A deputy that had a visual inside the residence announced on the police radio that shots were fired and Jackson was holding a pistol and a long gun and O'Brien was holding a long gun. A deputy announced that Jackson was moving toward the garage and then switched to the back-porch area. The video from Deputy Ray's BWC was completely dark and the residence could not be seen. Deputy Ray stated, she's pointing the gun. Deputy Ray advised that it looked like Jackson was armed with a shotgun and had taken a position with O'Brien in front of the truck in the garage. Deputy Ray announced that both Jackson and O'Brien had gone back into the house.

The BWC visual of the residence was completely dark, but Deputy Ray advised that he saw that Jackson was near the washing machine in the garage and was "taking aim." O'Brien was also observed in the garage. Deputy Ray then advised that "She was coming outside and was behind the trash can." A ten-second volley of gunshots that started at approximately 1:03:32 UTC on the BWC and was heard until 1:03:42 UTC when a cease-fire was announced.

Deputy Ray's BWC partially captured the use of force incident due to the position of the camera during the shooting. Jackson was never seen in the video before the shooting, during the shooting, or after the shooting.

An unknown deputy yelled that O'Brien had retreated into the house. Another deputy was heard saying, "He's throwing guns." The BWC did not capture O'Brien exiting the residence until he was in the yard and was being directed to walk toward the deputies' voice. The BWC video captured O'Brien walking toward the deputies with his hands up and was secured by Deputy Ray.

O'Brien told the deputies, "You guys shot her in the head." O'Brien said to Deputy Ray, "I'm only eight." Deputy Ray asked O'Brien if there was anybody else inside the residence and O'Brien said, "They already got away, you shot her in the head." O'Brien said, "You guys almost shot my ear off, do you guys want to get these bullets out of my pocket, my pants are falling down." Deputy Ray said, make sure there are no weapons on you and O'Brien said, "There is not." Deputy Ray was walking O'Brien to an EVAC because of his diabetes and O'Brien said, "How would you like to shoot a second eight-year-old." O'Brien told Deputy Ray, "You know that trash can you guys were shooting at, you know who was behind that too, the person that blocked the shot."

Deputy Ray told O'Brien to stop talking and O'Brien continued and said, "The other people, having fun shooting people, all of these cops are here focusing on us while they are going to do something crazy."

The paramedics checked O'Brien's body for gunshot wounds or other injuries and Deputy Ray told the paramedics that O'Brien was a diabetic. A paramedic asked when he last took his insulin and O'Brien answered yesterday. O'Brien again said, "You guys shot like twelve rounds." The paramedics checked O'Brien and his sugar level was at 443 and transported O'Brien to the hospital for care.

Sergeant William Maxwell – BWC

SA Bliss reviewed Sergeant Maxwell's BWC and the following is a synopsis of the video footage:

Sergeant Maxwell responded to the Green Springs Park to assist with locating runaway juveniles, Jackson and O'Brien. Sergeant Maxwell walked through the park searching the wooded area and the surrounding apartment complexes. At approximately 23:20:00 UTC on the BWC, a witness later identified as Richard Beck notified a deputy that he observed two juveniles burglarizing the residence at 1050 Enterprise Osteen Road. Sergeant Maxwell responded to the residence and arrived at approximately 23:24:33 UTC. Sergeant Maxwell looked at the residence with a pair of binoculars in an effort to see anyone in the residence and to view the license plate of the vehicle parked on the driveway. Sergeant Maxwell and other deputies approached the residence and Sergeant Maxwell saw that a sliding glass door was broken on the pool deck. Sergeant Maxwell and the other deputies established a perimeter around the residence.

Contact was made with the homeowner, who advised that no one should be in the residence and there were several unsecured firearms with ammunition in the residence. Sergeant Maxwell gave loud verbal commands for Jackson and O'Brien to come out of the residence. All of the commands were ignored. Sergeant Maxwell was in a position of hardcover at the rear of the residence and had a visual of the interior of the residence. Sergeant Maxwell provided the perimeter deputies with Jackson and O'Brien's location and if they were armed with the firearms in the residence.

At 00:27:36 UTC, one gunshot was heard from inside the residence. Subsequent to hearing the gunshot, the deputies positioned around the residence were directed to get hardcover away from the residence. Sergeant Maxwell advised that Jackson had a long gun or a shotgun pointed in his direction. O'Brien also had an object in his hand. The lighting and position of the BWC prevented a visual of Jackson inside the residence. Sergeant Maxwell broadcast on the radio that there were no weapons in their hands and they just busted out the window on the back. Sergeant Maxwell announced that Jackson had the shotgun in her hands. Sergeant Maxwell yelled for Jackson to put the shotgun down. At 00:32:55 UTC, a second gunshot was heard from inside the residence. Sergeant Maxwell stated, "ten four they are shooting at me, hold the air." Sergeant Maxwell announced that Jackson was re-racking a round inside the shotgun. Sergeant Maxwell announced that O'Brien had a firearm in his hand and was inside at the one-two corner of the residence.

The BWC visual of the residence was dark and the residence could not be seen. At approximately 00:54:14 UTC, a gunshot was heard and Sergeant Maxwell announced that O'Brien had shot at him again. At 00:58:52, a gunshot was heard and Sergeant Maxwell announced on the radio that shots were fired and that Jackson had the pistol and a rifle and O'Brien had a rifle. Deputies positioned in front of the garage began to advise the location of Jackson and O'Brien in the garage. A deputy stated, "she is pointing the gun behind the trashcan." Sergeant Maxwell's BWC visual was completely dark when a series of gunshots were heard. Sergeant Maxwell also shot, but Sergeant Maxwell's BWC did not capture the use of force incident due to the poor lighting during the shooting. Subsequent to O'Brien being secured, Sergeant Maxwell ran to Jackson and assisted in rendering care and placing Jackson in the rear of the Deltona Police Department car for transport to an awaiting rescue unit off-site.

Sergeant Omar Bello - BWC

SA Ratliff reviewed Sergeant Bello's BWC and the following is a synopsis of the video footage:

The BWC footage showed Sergeant Bello and Sergeant Wooleyhan arriving on-scene and pulling into the driveway of 1050 Enterprise Osteen, Enterprise, Florida. Sergeant Bello proceeds up the driveway to a position approximately fifty yards from the front of the residence. Sergeant Bello was observed exiting his vehicle, retrieving a rifle, prior to walking over to Lieutenant Shephard. Lieutenant Shephard was heard briefing Sergeant Bello. Lieutenant Shephard informed Sergeant Bello that there were firearms in the residence. As they conversed, the BWC video captured the position(s) of several deputies. The deputies were positioned behind a large tree in front of the residence.

The BWC video captured the deputies formulating a plan and staging their approach. Sergeant Bello was given a hand drawn map of the residence. He was heard conversing with Deputy Richardson over the radio to further verify the layout of the residence. Sergeant Bello then gave instructions to several deputies as they prepared their approach to the residence.

The deputies were observed on video moving tactically towards the residence. Sergeant Bello was observed entering and clearing the garage. The BWC captured the verbal commands being given via a PA system. There were multiple commands stating, "This is the Volusia Sheriff's Office, we know you are in there, we need you to come out with your hands up, do it now."

Sergeant Bello was observed moving to the corner of the residence as he assessed the area. Deputy Richardson and Sergeant Maxwell could be heard describing the movements of the occupants via the radio. A deputy could be heard yelling, "Sheriff's Office K-9" come out and surrender. The BWC video captured Sergeant Bello enter the garage to secure the interior door open with an extension cord.

The BWC video captured Detective Winhoven preparing a drone for deployment into the residence. Lieutenant Shephard was observed approaching Sergeant Bello to suggest the utilization of the pepper ball gun. Screaming can be heard coming from the garage to "Get your hands up." Sergeant Bello was observed providing instructions to a group of deputies positioned in front of the residence near the garage. Sergeant Maxwell could be heard stating the boy, "Had some type of metal pipe." Sergeant Maxwell was heard saying, "They are opening up the rear slider, it is now closed." Deputy Sawicki was instructed by Sergeant Bello to give verbal commands to surrender. Deputy Sawicki could be heard yelling into the open garage interior door for "Nicole Travis come out of the house now." Sergeant Maxwell was heard continuing to provide updates.

The BWC video captured Lieutenant Shephard and Sergeant Bello discussing the plan of action due to the diminishing daylight. Lieutenant Shephard was observed taking Sergeant Wooleyhan's cellular phone and walking into the garage. Lieutenant Shephard was heard saying, "I'm going to call you ok, please answer that phone for me, Travis, Nicole, will you come answer the phone so we can talk."

The BWC video captured Sergeant Bello and Lieutenant Shephard walking on the side of the house. Sergeant Bello was heard requesting an update from Sergeant Maxwell. Sergeant Bello was observed returning to the front of the residence when a loud gunshot was heard. Lieutenant Shephard was heard requesting the closure of the roadway in front of the residence and instructing all personnel to find "hardcover." The group of deputies were observed maintaining their position in front of the residence behind a brick wall.

The BWC video captured Sergeant Maxwell stating, "She has a long gun pointed at me, shotgun, or a long gun, the male also appears to have a gun in his hand, the lights are on in the bedroom." Sergeant Maxwell continued to state, "They are trying to come out the back door." Moments later screaming could be heard followed by a loud gunshot. Sergeant Maxwell was heard saying over the radio, "They are shooting at me, hold the air, I'm code 4, she is re-racking a round in the shotgun." Sergeant Maxwell then advised that "Both juveniles are armed."

The BWC video showed two deputies exit from the garage toward Sergeant Bello. Sergeant Bello instructed them to set up behind a tree in the field next to the residence. Sergeant Bello then instructed all of the deputies positioned with him to move to the field behind the trees. Deputies were observed moving to various locations behind trees next to the residence.

A helicopter was heard flying overhead as the deputies maintained their positions of cover. The BWC video captured screaming followed by Sergeant Maxwell advising, "Verbal threats to kill, still have hardcover we're good." Moments later, Sergeant Maxwell was heard saying, "She is armed with a shotgun pointed at that door."

The BWC video captured the change in lighting conditions as the sun began to set. Sergeant Bello was heard conversing with Lieutenant Shephard regarding the positioning of personnel. Lieutenant Shephard was captured on the BWC video positioned to the right of Sergeant Bello's location. As Sergeant Bello and Lieutenant Shephard converse, Sergeant Maxwell was heard providing updates on the movement of the juveniles within the residences. Several deputies were heard providing their locations over the radio.

The BWC video captured the sound of a gunshot, followed by Sergeant Maxwell stating, "Standby, shots fired at me again." Sergeant Maxwell then advised, "The juvenile male fired that one." Sergeant Maxwell acknowledges that he was "Good to go."

Sergeant Bello informed Lieutenant Shephard, "Lt. I'm all for not killing kids and stuff, but I mean if there're shooting at us, we have to put an end to this." Lieutenant Shephard responded by saying, "What's that bud." Sergeant Bello replies, "I'm all for not killing kids, but if they keep shooting at Maxwell, we need to do something." In response, Lieutenant Shephard stated, "Make no mistake about it, they are trying to fucking kill each and everyone one of us, now we are giving them the opportunity to stop doing this and do it safely but, um, this has changed fucking gears." Lieutenant Shephard tells Sergeant Bello, that he is going to start working his way out in order to direct in additional assistance.

The BWC video captured the sound of a gunshot being fired. Sergeant Bello stated, "That was out the back." This was followed by Sergeant Maxwell saying, "Shots fired again, the female now has the pistol, the juvenile male now has a long gun, so does the female, standby." Sergeant Bello stated, "Listen, I don't want to kill a kid, but I also don't want you to get killed by a kid either, so do what you have to do."

Sergeant Maxwell advised, "Female is trying to go out on the pool deck with a firearm, standby." Sergeant Bello stated that he observed the male and female walking in the garage. Sergeant Bello then stated, "I think she is trying to level the gun."

A voice was heard saying, "Omar can you hit your lock button so the lights will go off on your truck please." Another voice was heard stating, "They are pointing a gun, pointing a gun, from behind the trash can." Sergeant Bello stated "Oh, he's outside." The sound of a gunshot was heard, followed by the sound of a second gunshot and a rapid series of gunshots.

Sergeant Bello was heard yelling, "Cease-fire," as the gunshots stop. Sergeant Bello yelled to other deputies, "The boy guys is retreating inside." Yelling could be heard in the background. A voice was heard stating, "He's leveling off," followed by Sergeant Bello stating, "He's right there." Sergeant Bello continues to talk saying, "I think the female is on the ground." The voice of Travis O'Brien could be heard yelling, "Don't shoot me, don't shoot me," as he was given verbal commands to come out.

The BWC video captured O'Brien as he walked from the garage with his hands raised. O'Brien kept his hands raised as he followed the orders given by the deputies. Sergeant Bello was observed moving forward with his group deputies toward Jackson. Jackson was observed lying on the ground.

The remainder of the video showed other officers arriving on the scene, clearing the structure, and rendering aid to Jackson before the BWC is turned off.

On June 05, 2021, SA Bliss reviewed the BWC video footage from the following non-shooting VSO deputies: Deputy Antonio Fernandez, Deputy Brant Lickiss, Deputy Billy Galarza, Deputy Dejhan Johnson, Deputy Nickolas Smith, Deputy Kletus Stubblefield, Deputy Trevor Brown, Deputy Wes Brough, Deputy Andrew Davis, Deputy Roy Galarza, and Sergeant Jarett Wooleyhan.

A review of the BWC video footage did not capture the deputy-involved shooting of Jackson.

Witnesses**Law Enforcement Witnesses**

Florida Department of Law Enforcement – Brevard/Volusia Field Office 6769 North Wickham Road Suite #104, Melbourne, Florida 32940 – (321) 752-3107	
➤ RAC Jason Kriegsmann	➤ SA Ryan Bliss
➤ SAC Lee Massie	➤ SA Chris Deardoff
➤ ASAC Rich Piccininni	➤ SA Ted Silberstein
➤ SA Scott Ratliff (Case Agent)	➤ SA Christopher Shephard
➤ SA Lisa Gundrum	➤ SA David Snowden
Volusia County Sheriff's Office 1691 Providence Boulevard, Deltona, Florida 32725 – (386) 860-7030	
➤ Deputy Nicole Richardson	➤ Corporal Tony Tagle (DPD)
➤ Deputy Michael Sawicki	➤ Detective Eric Cheek
➤ Deputy Donald Gray	➤ Detective Shon McGuire
➤ Deputy Anthony Zimmerer	➤ Deputy Brant Lickiss
➤ Sergeant William Maxwell	➤ Deputy Andrew Davis
➤ Sergeant Omar Bello	➤ Deputy Wes Brough
➤ Detective David Winhoven	➤ Deputy Tiffany King
➤ Sergeant Graeme Foster	➤ Deputy Dejhan Johnson
➤ Sergeant Roy Galarza	➤ Deputy Anthony Bota
➤ Deputy Trevor Brown	➤ Deputy Brandon Bivone
➤ Deputy Billy Galarza	➤ CSI Joshua Mott
➤ Deputy Nickolas Smith	➤ CSI Eugene Mefford
➤ Lieutenant Nicholas Shephard	➤ CSI Justin Stewart
➤ Sergeant Jarett Wooleyhan	➤ CSI Ericka Stammer
➤ Sergeant Albert Pagliari	➤ CSI Justin Ferrari
➤ Deputy Steven Wheeler	➤ Detective Cordell Lemay
➤ Deputy Antonio Fernandez	➤ Lieutenant Daniel Shivers
➤ Deputy Jayson Richardson	➤ Deputy Kletus Stubblefield
➤ Deputy Katlyn Bender	➤ Deputy Daniel Berriozabal
➤ Detective Joel Medina	➤ Deputy Megan Potosky
➤ Deputy Michael Morgan	➤ Deputy Daniel Galarza
➤ Deputy Andrew Nelson	➤ Deputy Eban Prado

Civilian Witnesses

Name	Address
Battalion Chief Brent Drexler	Deltona Fire Department: 1685 Providence Boulevard, Deltona, Florida 32725
Lieutenant Mitchell Thurston	Deltona Fire Department: 1685 Providence Boulevard, Deltona, Florida 32725
Engineer Kyle Oakes	Deltona Fire Department: 1685 Providence Boulevard, Deltona, Florida 32725
Firefighter Ricardo Garcia	Deltona Fire Department: 1685 Providence Boulevard, Deltona, Florida 32725
Richard Beck	3223 Roland Drive, Florida 32738
Eric Perez	3223 Roland Drive Florida 32176
Travis O'Brien	51 Children's Way, Florida 32175
Janice Hopkins	51 Children's Way, Enterprise, Florida 32725
Sheena Lewis	51 Children's Way, Enterprise, Florida 32725
Yolaine Cote	51 Children's Way, Enterprise, Florida 32725

Hunter Mennings	51 Children's Way, Enterprise, Florida 32725
Ahmet Bedizel	1050 Enterprise Osteen Road, Enterprise, Florida 32725

Conclusion

The Florida Department of Law Enforcement (FDLE) has completed a comprehensive investigation into the use of force by Volusia Sheriff's Office employees Deputy Nicole Richardson, Deputy Michael Sawicki, Deputy Donald Gray, Deputy Anthony Zimmerer, Sergeant William Maxwell, Sergeant Omar Bello, and Detective David Winhoven. This presentation of facts is based on law enforcement witnesses, civilian witnesses, and physical evidence. FDLE submits this investigative summary to the Office of the State Attorney for their review and disposition.

Notarizations

I swear that the foregoing is a true and accurate summary of facts either personally known to me, or derived from statements provided to me or to other law enforcement officers during the course of this investigation.

SWORN to and SUBSCRIBED

this ____ day of August 2021

 Scott Ratliff, Special Agent
 Florida Department of Law Enforcement
 Brevard Field Office
 6769 North Wickham Road Suite 104
 Melbourne, Florida 32940

 (Notary Public or LEO)

OFFICE OF THE STATE ATTORNEY

SEVENTH JUDICIAL CIRCUIT OF FLORIDA
VOLUSIA, FLAGLER, PUTNAM & ST. JOHNS COUNTIES

R.J. LARIZZA
STATE ATTORNEY



251 North Ridgewood Avenue
Daytona Beach, FL 32114-7509
Phone (386) 239-7710
Fax (386) 239-7711

September 15, 2021

Special Agent Scott Ratliff
Florida Department of Law Enforcement
Brevard Field Office
6769 North Wickham Road, Suite 104
Melbourne, FL 32940

Re: Investigation of Officer Involved Shooting of N.J. and T.O.
FDLE Case Number OR-27-0395

Dear Special Agent Ratliff:

This letter is to advise that this office has reviewed all of the investigative reports, officer statements and witness statements provided by your office regarding the "police use of force" involving Deputy Nicole Richardson, Deputy Michael Sawicki, Deputy Donald Gray, Deputy Anthony Zimmerer, Deputy Anthony Ray, Sgt. William Maxwell, Sgt. Omar Bello and Det. David Winhoven of the Volusia County Sheriff's Office that occurred on June 1, 2021.

Based on a review of the investigation and the information provided, no further action is warranted by this office.

Should you have any questions regarding this matter, please do not hesitate to contact me.

Sincerely,

R.J. Larizza
State Attorney
Seventh Judicial Circuit

Cc: Sheriff Michael J. Chitwood, Volusia County Sheriff
Mike Lambert, Esq.

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

Case Related Items Print

Case # **Module**
 OR-27-0395 Investigative Report

<u>RI Seq #</u>	<u>Key 1 (Case)</u>	<u>Key</u>	<u>Key 3</u>	<u>File Name</u>	<u>Description</u>	<u>Last Update Date</u>	<u>Last Update By</u>
INV-1	OR-27-0395	2			CAD Report	06/04/2021 11:29:44	Bliss, Ryan Wayne
INV-2	OR-27-0395	2			Radio traffic	07/23/2021 14:54:01	Bliss, Ryan Wayne
INV-3	OR-27-0395	2			opened in error	07/23/2021 14:54:29	Bliss, Ryan Wayne
INV-4	OR-27-0395	3		VSO Deputy Nicole Richardson.MP3	Audio-Recorded Statement of Deputy Nicole Richardson.	07/01/2021 09:29:13	Bliss, Ryan Wayne
INV-5	OR-27-0395	3		Richardson diagram and photo.pdf	Diagram and photo of scene- Deputy Nicole Richardson	07/01/2021 09:36:29	Bliss, Ryan Wayne
INV-6	OR-27-0395	4		VSO Michael Sawicki.MP3	Audio-Recorded Statement of Deputy Michael Sawicki	07/09/2021 11:27:15	Hamm- Gundrum, Lisa J.
INV-7	OR-27-0395	4		sawickidiagram.pdf	Diagram - Deputy Michael Sawicki.	07/09/2021 11:23:04	Hamm- Gundrum, Lisa J.
INV-8	OR-27-0395	5		VSO Sgt. Donald Grey.MP3	Audio-Recorded Statement of Deputy Donald Gray.	07/02/2021 12:12:33	Bliss, Ryan Wayne
INV-9	OR-27-0395	5		Gray photos of scene.pdf	Diagram - Deputy Donald Gray.	07/02/2021 12:14:35	Bliss, Ryan Wayne
INV-10	OR-27-0395	6		Audio Interview of VSO Deputy Anthony Zimmerer.MP3	Audio-Recorded Statement of Deputy Anthony Zimmerer.	06/18/2021 14:37:36	Deardoff, Christopher Michael

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

Case Related Items Print

Case #

OR-27-0395

Module

Investigative Report

<u>RI Seq #</u>	<u>Key 1 (Case)</u>	<u>Key</u>	<u>Key 3</u>	<u>File Name</u>	<u>Description</u>	<u>Last Update Date</u>	<u>Last Update By</u>
INV-11	OR-27-0395	6		VSO Deputy Anthony Zimmerer Diagram.pdf	Diagram - Deputy Anthony Zimmerer.	06/18/2021 14:37:47	Deardoff, Christopher Michael
INV-12	OR-27-0395	7		Interview of VSO Deputy Anthony Ray.docx	Audio-Recorded Statement of Deputy Anthony Ray.	06/17/2021 15:03:16	Deardoff, Christopher Michael
INV-13	OR-27-0395	7		VSO Deputy Anthony Ray Diagram.pdf	Diagram - Deputy Anthony Ray.	06/17/2021 15:12:11	Deardoff, Christopher Michael
INV-14	OR-27-0395	8			Audio-Recorded Statement of Sergeant William Maxwell.	06/04/2021 12:40:04	Ratliff, Scott Anthony
INV-15	OR-27-0395	8		Sergeant Maxwell diagrams.pdf	Diagram - Sergeant William Maxwell.	07/09/2021 15:21:05	Bliss, Ryan Wayne
INV-16	OR-27-0395	9			Audio-Recorded Statement of Sergeant Omar Bello.	06/04/2021 12:45:43	Ratliff, Scott Anthony
INV-17	OR-27-0395	9		OR-27-0395 Photograph Used in Sergeant Omar Bello Interview.pdf	Diagram - Sergeant Omar Bello.	07/23/2021 10:40:54	Ratliff, Scott Anthony
INV-18	OR-27-0395	10		VSO Deputy Winhoven.MP3	Audio-Recorded Statement of Detective David Winhoven.	07/09/2021 11:17:11	Hamm- Gundrum, Lisa J.
INV-19	OR-27-0395	10		Winhoven diagram and photo.pdf	Diagram - Detecetive David Winhoven.	07/09/2021 11:20:34	Hamm- Gundrum,

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

Case Related Items Print

Case # **Module**
 OR-27-0395 Investigative Report

<u>RI Seq #</u>	<u>Key 1 (Case</u>	<u>Key</u>	<u>Key 3</u>	<u>File Name</u>	<u>Description</u>	<u>Last Update Date</u>	<u>Last Update By</u>
							Lisa J.
INV-20	OR-27-0395	11			Audio-Recorded Statement of Corporal Tony Tagle.	06/04/2021 13:54:48	Ratliff, Scott Anthony
INV-21	OR-27-0395	12			Audio-Recorded Statement of Sergeant Jarett Wooleyhan.	06/04/2021 13:56:50	Ratliff, Scott Anthony
INV-22	OR-27-0395	12			Diagram - Sergeant Jarett Wooleyhan.	06/04/2021 13:57:48	Ratliff, Scott Anthony
INV-23	OR-27-0395	13		Interview with Deputy Brant Lickiss.WMA	Audio-Recorded Statement of Deputy Brant Lickiss.	06/09/2021 14:12:54	Coyle, Sean J
INV-24	OR-27-0395	14		Interview with Deputy Antonio Fernandez.WMA	Audio-Recorded Statement of Deputy Antonio Fernandez.	06/09/2021 14:14:13	McGinley, Kevin Scott
INV-25	OR-27-0395	14		Deputy Fernandez Diagram.pdf	Diagram - Deputy Antonio Fernandez.	06/09/2021 14:18:46	McGinley, Kevin Scott
INV-26	OR-27-0395	15		Interview with Deputy Wes Brough.MP3	Audio-Recorded Statement of Deputy Wes Brough.	06/07/2021 06:07:12	Silberstein, Ted Baker
INV-27	OR-27-0395	15		Diagram Drawn by Deputy Wes Brough (2).pdf	Diagram - Deputy Wes Brough.	06/07/2021 06:07:31	Silberstein, Ted Baker
INV-28	OR-27-0395	16		Interview with Deputy Trevor Brown.MP3	Audio-Recorded Statement of Deputy Trevor Brown.	06/07/2021 05:48:26	Silberstein, Ted Baker
INV-29	OR-27-0395	16		Diagram Drawn by Deputy Trevor Brown.	Diagram - Deputy Trevor Brown.	06/07/2021 05:49:14	Silberstein, Ted Baker

FLORIDA DEPARTMENT OF LAW ENFORCEMENT

Case Related Items Print

Case # **Module**
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<u>RI Seq #</u>	<u>Key 1 (Case</u>	<u>Key</u>	<u>Key 3</u>	<u>File Name</u>	<u>Description</u>	<u>Last Update Date</u>	<u>Last Update By</u>
				pdf			
INV-30	OR-27-0395	17		Interview with Deputy Tiffany King.MP3	Audio-Recorded Statement of Deputy Tiffany King.	06/07/2021 07:35:40	Silberstein, Ted Baker
INV-31	OR-27-0395	18		OR-27-0395 Lieutenant Nicholas Shephard Interview.MP3	Audio-Recorded Statement of Lieutenant Nicholas Shephard.	06/18/2021 09:40:49	Ratliff, Scott Anthony
INV-32	OR-27-0395	19		Interview with VSO Sergeant Graeme Foster.MP3	Audio-Recorded statement of Sgt Gram Foster	07/06/2021 15:43:48	Shephard, Christopher M
INV-33	OR-27-0395	22		Interview with Deputy Billy Galarza.MP3	Audio-Recorded Statement of Deputy Billy Galarza.	07/08/2021 11:23:25	Shephard, Christopher M
INV-34	OR-27-0395	20		Interview with VSO Deputy Brandon Bivone.MP3	Audio-Recorded Statement of Deputy Brandon Bivone.	07/07/2021 09:17:13	Shephard, Christopher M
INV-35	OR-27-0395	21		Interview with VSO Detective Anthony Bota.MP3	Audio-Recorded Statement of Detective Anthony Bota.	07/07/2021 10:58:30	Shephard, Christopher M
INV-36	OR-27-0395	23		Interview with VSO K9 Deputy Andrew Davis.MP3	Audio-Recorded Statement of Deputy Andrew Davis - Witness.	07/09/2021 12:22:51	Shephard, Christopher M
INV-37	OR-27-0395	24		Interview with VSO Sergeant Roy Galarza	Audio-Recorded Statement of Sergeant Roy Galarza.	07/09/2021 12:47:38	Shephard, Christopher

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				.MP3			M
INV-38	OR-27-0395	25		Interview with VSO Deputy Dejhon Johnson.MP3	Audio-Recorded Statement of Deputy Dejon Johnson.	07/09/2021 13:12:48	Shephard, Christopher M
INV-39	OR-27-0395	26		Interview with VSO Deputy Nickolas Smith.MP3	Audio-Recorded Statement of Nicholas Smith - Witness.	07/09/2021 13:37:09	Shephard, Christopher M
INV-40	OR-27-0395	27		Richard Beack Eric Perez int.MP3	Audio-Recorded Statement of Richard Beck.	07/09/2021 16:10:29	Bliss, Ryan Wayne
INV-41	OR-27-0395	29		OR-27-0395 FDLE Custody Receipt.pdf	FDLE Custody Receipt.	06/18/2021 09:53:54	Ratliff, Scott Anthony
INV-42	OR-27-0395	29		OR-27-0395 VSO Property Reports and Receipts.pdf	VSO Property Receipts.	06/18/2021 09:55:40	Ratliff, Scott Anthony
INV-43	OR-27-0395	30			Audio-Recorded Statement of Travis O'Brien #1	06/28/2021 08:57:09	Ratliff, Scott Anthony
INV-44	OR-27-0395	30			Audio-Recorded Statement of Travis O'Brien #2	06/28/2021 08:58:03	Ratliff, Scott Anthony
INV-45	OR-27-0395	30			Audio-Recorded Statement of Travis O'Brien #3	06/28/2021 08:58:36	Ratliff, Scott Anthony
INV-46	OR-27-0395	31			Sergeant Omar Bello BWC Video.	06/30/2021 15:48:34	Ratliff, Scott Anthony

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INV-47	OR-27-0395	32		OR-27-0395 Email Request to Interview Nicole Jackson.pdf	Email Request to Interview Nicole Jackson.	06/30/2021 16:08:38	Ratliff, Scott Anthony
INV-48	OR-27-0395	33			created in error	07/08/2021 15:29:37	Hamm-Gundrum, Lisa J.
INV-49	OR-27-0395	33			created in error	07/08/2021 15:28:36	Hamm-Gundrum, Lisa J.
INV-50	OR-27-0395	34			Sergeant William Maxwell BWC	07/20/2021 16:30:40	Bliss, Ryan Wayne
INV-51	OR-27-0395	34			created in error	07/08/2021 15:31:15	Hamm-Gundrum, Lisa J.
INV-52	OR-27-0395	35			Deputy Ray BWC	07/19/2021 15:39:56	Bliss, Ryan Wayne
INV-53	OR-27-0395	36			DEputy Donald Gray's BWC video	07/20/2021 13:27:37	Bliss, Ryan Wayne
INV-54	OR-27-0395	37			BWC VSO Deputy Michael Sawicki	07/20/2021 15:30:54	Shephard, Christopher M
INV-55	OR-27-0395	39			BWC VSO Deputy Nicole Richardson	07/21/2021 15:10:46	Shephard, Christopher M

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INV-56	OR-27-0395	33		OR-27-0395 FDLE Laboratory Report.pdf	FDLE Firearms Laboratory Report.	07/22/2021 10:42:24	Ratliff, Scott Anthony
INV-57	OR-27-0395	38			Zimmerer BWC	07/22/2021 11:05:18	Bliss, Ryan Wayne
INV-58	OR-27-0395	40		OR-27-0395 VSO Case 21-10202 CSI Report (1).pdf	VSO Crime Scene Report.	07/23/2021 10:21:36	Ratliff, Scott Anthony
INV-59	OR-27-0395	42		OR-27-0395 Interview of Deltona Fire Lieutenant Mitchell Thurston and Firefighter Kyle Oakes.MP3	Audio-Recorded Interview of Lieutenant Mitchell Thurston and Firefighter Kyle Oakes.	07/26/2021 10:04:41	Ratliff, Scott Anthony
INV-60	OR-27-0395	42		OR-27-0395 Deltona Fire Department Reports.pdf	Deltona Fire-Rescue Reports	07/26/2021 10:05:48	Ratliff, Scott Anthony
INV-61	OR-27-0395	41			Deputy Fernandez' BWC video	07/26/2021 13:15:45	Bliss, Ryan Wayne
INV-62	OR-27-0395	41			Deputy Lickess' BWC video	07/26/2021 13:16:32	Bliss, Ryan Wayne
INV-63	OR-27-0395	41			DEputy Billy Galarza's BWC video	07/26/2021 13:17:09	Bliss, Ryan Wayne
INV-64	OR-27-0395	41			DEputy Johnson's BWC video	07/26/2021 13:17:30	Bliss, Ryan Wayne

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INV-65	OR-27-0395	41			Deputy Smith's BWC video	07/26/2021 13:17:54	Bliss, Ryan Wayne
INV-66	OR-27-0395	41			DEputy Stubberfield's BWC video	07/26/2021 13:18:23	Bliss, Ryan Wayne
INV-67	OR-27-0395	41			Deputy Brown's BWC video	07/26/2021 13:18:43	Bliss, Ryan Wayne
INV-68	OR-27-0395	41			DEputy Brough's BWC video	07/26/2021 13:19:13	Bliss, Ryan Wayne
INV-69	OR-27-0395	41			DEeuty Davis' BWC video	07/26/2021 13:19:38	Bliss, Ryan Wayne
INV-70	OR-27-0395	41			Sergeant Roy Galarza's BWC viideo	07/26/2021 13:20:11	Bliss, Ryan Wayne
INV-71	OR-27-0395	41			Sergeant Wooleyhan's BWC video	07/26/2021 13:20:51	Bliss, Ryan Wayne
INV-72	OR-27-0395	40			Crime Scene Photographs.	08/10/2021 14:11:05	Ratliff, Scott Anthony
INV-73	OR-27-0395	40			FARO Crime Scene Scans.	08/10/2021 14:11:51	Ratliff, Scott Anthony
INV-74	OR-27-0395	43			Investigative Summary, E-Book, and Delivery Receipts.	08/19/2021 13:46:13	Ratliff, Scott Anthony
INV-75	OR-27-0395	44		Letter from State Attorney Larizza.pdf	Letter from State Attorney Larizza	09/16/2021 09:27:00	Bliss, Ryan Wayne

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INV-76	OR-27-0395	45		Signed EDAF 0395.pdf	Signed EDAF	09/17/2021 09:27:43	Bliss, Ryan Wayne
INV-77	OR-27-0395	46		OR-27-0395 Evidence Log.pdf	FDLE Evidence Property Receipt.	02/03/2023 14:34:34	Ratliff, Scott Anthony
INV-78	OR-27-0395	47		OR-27-0395 FDLE Laboratory Report.pdf	FDLE Laboratory Report.	02/03/2023 14:51:45	Ratliff, Scott Anthony
INV-79	OR-27-0395	47		OR-27-0395 Evidence Disposal Form.pdf	FDLE Evidence Disposal Form.	02/03/2023 14:52:50	Ratliff, Scott Anthony
INV-80	OR-27-0395	48			Evidence Transfer Log.	03/01/2023 10:28:04	Ratliff, Scott Anthony