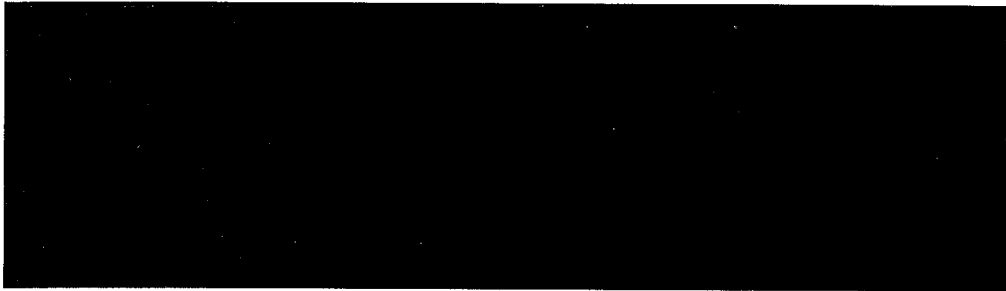


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INTERVIEW WITH BANALES
CASE # 1713455
9/25/2017

5 **Sharpe:** How are you overall? Are you doing okay?

6 **Banales:**

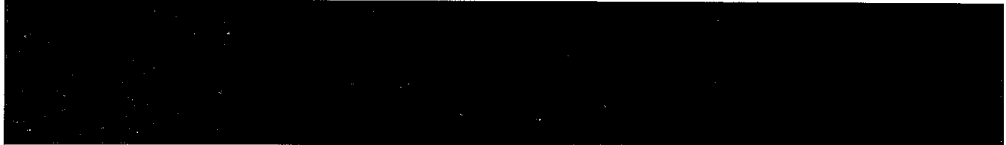


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10 **Sharpe:** Good.

11 **Banales:** Yeah.

12 **Sharpe:**



13 **Banales:**

14 **Sharpe:** All right. I know it's hard probably--I know you had a chance to kind of go
15 over some things and before we actually officially start, um, I just wanted to
16 kind of give you the low--the layout of the interview in a sense. Um, I know
17 we've all been through this kind of on the officer side of things.

18 **Banales:** Yeah, - - .

19 **Sharpe:** Interviewing plenty of victims and suspects and witnesses. Um, we also are
20 coming at it from the criminal side of things. You, Officer Sachs--you guys
21 are victims.

22 **Banales:** Right.

23 **Sharpe:** Um, we're going to treat--obviously we're looking at it in that respect. Um, a
24 lot of the questions that we're going to be asking may seem very basic to you-

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1 is, your ID number--probably ask you to spell your last name. And it's
2 strictly for just documentation purposes.

3 **Banales:** Right.

4 **Sharpe:** Um, for when these things are transcribed. So, some of them may seem a
5 little kind of out there. But that's...

6 **Banales:** No, no, no - - .

7 **Sharpe:** The purpose of it. Um, we are all kind of here for you, Leo.

8 **Banales:** Thank you.

9 **Sharpe:** Like you said earlier, we're a family. Um, we're here to support you. If at
10 any time you want a break--if you need a break, just holler. Bathroom
11 break...

12 **Banales:** Thank you.

13 **Sharpe:** Um, so this, this interview is going to be recorded. Were you aware of that?

14 **Banales:** Yes.

15 **Sharpe:** And you're okay with that.

16 **Banales:** Absolutely.

17 **Sharpe:** Okay. Video/audio--we'll have our recorders out. Um, again, but at any
18 point in time, we take a break, we'll press pause and then we can go from
19 there.

20 **Banales:** Okay.

21 **Sharpe:** Okay? So I'm going to turn the recorded now at this point just so we're kind
22 of all on the same page.

23 **Banales:** Back up to the back up.

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1 **Sharpe:** Yeah. That's all that is. -- anything we talk about--if you have questions as
2 we go, feel free to interrupt and ask and, and we'll make it--I'll speak as
3 slowly -- . So, so just so we all kind of know who is present in the room, uh,
4 my name Sarah Sharpe, detective with COV, um, ID 809.

5 **Molina:** Anthony Molina, uh, crimes - - ID number 840.

6 **Detective:** And yourself, sir.

7 **Banales:** Leo Banales, ID 534.

8 **Sharpe:** Okay. Um, you're in here. I know you--again, we already briefly spoke, but
9 it's a voluntarily statement to come in, um, on your own accord. We are in an
10 interview room, but at any point in time if you need to get out you have the
11 proxy card. We take a break at any time. Um, so under no obligation are you
12 kind of forced to stay in here for any reason. Okay?

13 **Banales:** Okay.

14 **Sharpe:** Um, we kind of already went over, again, the purpose of the interview, but
15 we just want to get your statement--kind of go through everything, um, and
16 try to go play-by-play of that night and of the incident. All right?

17 **Banales:** Sure.

18 **Sharpe:** So let's start out with kind of basically background information if you don't
19 mind. Um, you've been with Chula Vista PD for how long?

20 **Banales:** About 22 years.

21 **Sharpe:** And do you recall your date of hire when you were...

22 **Banales:** I do not.

23 **Sharpe:** No? Okay. But roughly 22 years?

24 **Banales:** Uh huh.

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1 **Sharpe:** And what, uh, you're currently a patrol officer. Is that correct?

2 **Banales:** Yes.

3 **Sharpe:** And are you assigned to patrol at this point?

4 **Banales:** I am.

5 **Sharpe:** And what shift are you assigned to?

6 **Banales:** Swings. In other words, we start at about two in the afternoon and we go till,
7 uh, 12 midnight.

8 **Sharpe:** Okay. And is that during the weekdays?

9 **Banales:** Monday through Thursday, yes, uh...

10 **Sharpe:** Okay. And prior--you've been with Chula Vista for 22 years. Is there any
11 prior law enforcement experience?

12 **Banales:** No

13 **Sharpe:** Before this department? Okay. And before you became a law enforcement
14 officer at all, any other military experience--any other...

15 **Banales:** No.

16 **Sharpe:** Okay. And you've been, um, what other assignments have you held here at
17 Chula Vista besides patrol?

18 **Banales:** Uh, I was lucky enough to become my school officer. I was, uh, I was lucky
19 enough to make the SWAT team. I've worked in professional standards,
20 handled community relations, and I'm also an instructor as far as wrestling
21 control with firearms.

22 **Sharpe:** Okay. And how long have you been an instructor with...**CONFIDENTIAL**

23 **Banales:** Uh, about 15 years.

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1 **Sharpe:** Okay. All right. Um, and you've been in patrol this current assignment--so
2 on swing watch Monday through Thursday--for how long?

3 **Banales:** Um, I think it's--this is my second tour. In other words, uh, by the end of this
4 year it will have been a year.

5 **Sharpe:** Okay. And is it--here at Chula Vista, we have shift change every six months.

6 **Banales:** Correct.

7 **Sharpe:** So this shift that you're on currently started when? How long have you been
8 on this shift?

9 **Banales:** Since January.

10 **Sharpe:** Oh...

11 **Banales:** Oh, oh, oh. This particular team?

12 **Sharpe:** Yeah, the team that you're on.

13 **Banales:** I think it was late June.

14 **Sharpe:** Okay. So rights have changed. All right. And then just to clarify--so patrol-
15 -you're in full uniform on your swing shift?

16 **Banales:** I am.

17 **Sharpe:** Um, drive a mock patrol vehicle?

18 **Banales:** Yes.

19 **Sharpe:** Okay. Gear-wise--how do you wear--do you have the outer of the external
20 vest or do we wear an internal vest?

21 **Banales:** Internal.

22 **Sharpe:** Internal?

23 **Banales:** Uh huh.

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1 **Sharpe:** And then your duty belt, um, everything is kind of on your waist--on your
2 hips.

3 **Banales:** Yes.

4 **Sharpe:** For the lack of a better term. All right. The gun--the weapon that you carry--
5 the firearm on your, your main one. Is it a department-issued one or you
6 carry...

7 **Banales:** Yes, it's a department-issued P320.

8 **Sharpe:** Okay. And you carry, um--we just got those issued recently. Um, have you,
9 have you carried it the whole time since it's been issued to us? The new...

10 **Banales:** Yes.

11 **Sharpe:** All right. And have you made any modifications to it? Gun light? Anything
12 like that at all?

13 **Banales:** I have not.

14 **Sharpe:** No? Okay. And that's your primary weapon. Do you carry any type of
15 backup weapon while on duty?

16 **Banales:** I do. It's called a Smith & Wesson Shield.

17 **Sharpe:** Okay.

18 **Banales:** And I use that off-duty and it's a backup here on duty.

19 **Sharpe:** And where do you carry it on you?

20 **Banales:** 

21 **Sharpe:** Okay. And, um, and what caliber is that or what...

22 **Banales:** Nine millimeter.

23 **Sharpe:** Nine millimeter?

24 **Banales:** Uh huh.

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1 **Sharpe:** All right. And then for your duty weapon, um, presumably obviously you
2 have the magazine that's in the gun. You have two additional magazines...

3 **Banales:** Yes.

4 **Sharpe:** In your magazine pouches.

5 **Banales:** Yes.

6 **Sharpe:** And are they all, um, fully loaded?

7 **Banales:** Yes.

8 **Sharpe:** To, to capacity? And do you know how many rounds each magazine holds?

9 **Banales:** I do not.

10 **Sharpe:** Okay. Um, and then any additions mags--do you carry anything additional as
11 far as ammunition outside of those three magazines?

12 **Banales:** I do not.

13 **Sharpe:** No? Okay, okay. Um, at this point in time, I would like to move into the
14 incident, um, on the 19th. Um, but I want to ensure you've had a chance to
15 view your body worn camera footage.

16 **Banales:** I have.

17 **Sharpe:** You have? Okay. And you're comfortable then speaking about this.

18 **Banales:** I am.

19 **Sharpe:** And everything is okay with that?

20 **Banales:** Yes.

21 **Sharpe:** Okay. So, the incident we're talking about in question is going be on
22 Tuesday, September 19th, um--we're all good with that and--okay.

23 **Banales:** Yes.

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1 **Sharpe:** And can you tell me at that point in time on that shift what beat you were
2 working?

3 **Banales:** I wasn't working a beat. I was assigned to a sector. My call sign was [REDACTED]

4 [REDACTED]

5 **Sharpe:** Okay. And is that predominantly just for sector one then?

6 **Banales:** Yes.

7 **Sharpe:** And you're able to kind of roam around.

8 **Banales:** Yes.

9 **Sharpe:** And - - calls as they come out of the sector.

10 **Banales:** Yes.

11 **Sharpe:** Okay. And were you, um, do you recall who your beat partners were or
12 through the sector--who the sector partners were?

13 **Banales:** Uh, Dave Sachs, but, um, um, Nathaniel Hicks, and, uh, I can't remember
14 who else.

15 **Sharpe:** Okay. Are you normally or usually assigned to [REDACTED]? Is that kind of
16 normal for you?

17 **Banales:** Uh...

18 **Sharpe:** Or...

19 **Banales:** Half the time. Half the time. We, we move around. So half the time I'm
20 there.

21 **Sharpe:** Okay. Um, and prior--you're comfortable with sector one. Is that kind of--
22 even when you move around do you, you move sectors or just you move...
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23 **Banales:** Correct.

24 **Sharpe:** Oh, okay.

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1 **Banales:** They move us all around, yes.

2 **Sharpe:** Okay. Did you have anybody riding along with you at that evening?

3 **Banales:** I did. [REDACTED]

4 riding with me from the beginning of the - - including lineup all the way to
5 the end of the shift.

6 **Sharpe:** Okay. And tell me about that. Had you had ride along with you before or are
7 you familiar with...

8 **Banales:** He has ridden with me before I just can't remember that that it was any time
9 recent. So it's been several years.

10 **Sharpe:** Okay. And does he predominately--does he ride on your shift on a regular
11 basis?

12 **Banales:** He rides with us it seems like every couple, three months.

13 **Sharpe:** Okay.

14 **Banales:** Like I, I, I don't--I can't tell you for sure what his, you know, routine is.

15 **Sharpe:** Okay. But you're used to seeing him. He's kind of a staple...

16 **Banales:** Yes.

17 **Sharpe:** With--amongst patrol officers?

18 **Banales:** Yes.

19 **Sharpe:** All right. So - - to the best of your recollection, Leo, can you tell us about
20 the initial kind of call for service that you received?

21 **Banales:** Uh, initially we got a call to, uh, I want to say the [REDACTED] of Melrose.

22 **Sharpe:** Okay.

23 **Banales:** And the call was very, um, brief in a sense that they just said, hey, this, you
24 know, neighbor has a problem with another neighbor and, uh, he's called the

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1 second or third time that, you know, hey, where are the cops. And by this
2 time it was--I'm going to guess, uh, 9:30, 10:00 at night and we rolled up to
3 the house. And when I say we it's, you know, [REDACTED] and myself and
4 David Sachs.

5 **Sharpe:** Okay.

6 **Banales:** And we go to the gentleman's home. I can't tell you specifically what is
7 address is, but, again, it's [REDACTED] of Melrose. And, um, we're thinking,
8 you know, maybe they're answer the door, maybe they won't. The car has
9 been holding over an hour or maybe, you know, two hours. I can't remember.

10 **Sharpe:** Right.

11 **Banales:** So we get to the door--the front door is open. There's, there's a screen door.
12 The light is on - - there are lights on inside the house. So we figure, well,
13 somebody is going to be home. And sure enough when I knock or ring the
14 doorbell, a woman answers and [REDACTED]
15 [REDACTED] So he comes out and, you
16 know, [REDACTED] He starts telling us about how he's
17 having a problem with the neighbor that lives behind him. [REDACTED]

18 [REDACTED]
19 [REDACTED]
20 [REDACTED]

21 **Sharpe:** Uh huh.

22 **Banales:** But he made it clear that something was thrown at him by this neighbor that
23 lives behind him. And he asked me specifically--I was doing all the talking,

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1 you know, you know, took charge and, uh, [REDACTED]
2 [REDACTED]

3 **Sharpe:** Uh huh.

4 **Banales:** I said of course. So he takes us in his backyard and he shows us what I
5 would describe as a chunk concrete a little bit bigger than a softball.

6 **Sharpe:** Okay.

7 **Banales:** And it's just laying in one of his planters. Uh, his house is such that you go to
8 the backyard. [REDACTED]

9 [REDACTED]
10 [REDACTED]
11 [REDACTED]
12 [REDACTED]

13 [REDACTED] [REDACTED]

14 [REDACTED] And I said, fine,
15 we will check. And we'll get back to you and, um, somewhere along the

16 conversation, he makes it clear that-- [REDACTED]

17 [REDACTED]

18 [REDACTED]

19 [REDACTED]

20 [REDACTED]
21 [REDACTED]

22 **Sharpe:** Uh huh.

23 **Banales:** Projectile. I go, okay, oh my gosh, you know, uh, you know, [REDACTED]
24 medical attention. I think I asked him.

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1 **Sharpe:** Uh huh.

2 **Banales:** [REDACTED]
3 [REDACTED]

4 So we told him--or I told him, you know, let me check on this other, you
5 know, person and, uh, can you identify him. [REDACTED]

6 [REDACTED]
7 [REDACTED]

8 **Sharpe:** Uh huh.

9 **Banales:** [REDACTED] And I said, okay, we'll try to, you
10 know, work something out and see what come up with and, um, we just left it
11 at that. We drove around to the, um, other street, which is, uh, Monterey.

12 **Sharpe:** May I pause you for one second?

13 **Banales:** Yes, yes.

14 **Sharpe:** You stated the initial call kind of--was a 415 neighbor call.

15 **Banales:** Right.

16 **Sharpe:** Um, so now you've spoken with the RP. He tells you his account on what
17 occurred. Um, is your mindset changing at this point? Are you thinking...

18 **Banales:** Right, right.

19 **Sharpe:** - - anything else?

20 **Banales:** We're thinking we weren't--no one told us that there was a projectile
21 involved.

22 **Sharpe:** Uh huh.

23 **Banales:** No one told us that, uh, RP was injured. You know?
24 B.S. but, you know, we'll just write it off to, you know, it's typical.

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1 know? We just got to work with the information we have, you know, at, at
2 the time.

3 **Sharpe:** Uh huh.

4 **Banales:** Excuse me. And kind of work through that. So we, you know, obviously
5 245, we around to the other, other street, which is, uh, Monterey.

6 **Molina:** Can I ask real quick before we just skip that part--so we're done with that
7 part. Um, what was the lighting like in the back there when he took you and
8 kind of showed you the other house, where he was standing and all that?

9 **Banales:** The lighting wasn't so great. I remember that we had to use our flashlights to
10 look at the, the projectile. We had to look at the, you know, the house and
11 that kind thing. So the--to answer your question, the lighting was poor.

12 **Molina:** Okay.

13 **Banales:** At least in the backyard.

14 **Molina:** And, um, what did he say he wanted done? Like, when you said--

15 **Banales:** Nothing, nothing.

16 **Molina:** 

17 **Banales:** We didn't ask, like, do you want this guy arrested or, you know, make sure
18 you document it--nothing like that.

19 **Molina:** Okay.

20 **Banales:** But then again we didn't know if we were going to catch up to the other half
21 if we, we had anything to offer to him. So...

22 **Molina:** Okay.

23 **Banales:** We weren't at that point.

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1 **Sharpe:** Did you and Officer Sachs--because in your mind now you are investing
2 potentially a 245.

3 **Banales:** Correct.

4 **Sharpe:** Did you and Officer Sachs actually verbalize that or was that something that
5 just...

6 **Banales:** No, that's just something that was part of my thought process.


7 **Sharpe:** Okay.

8 **Banales:** I thought--you know what, now that I think about it, I don't remember if we
9 verbalized but I, I, I, I vaguely remember we, we talked about--you know
10 what? No one said anything about a projectile being thrown. Nobody said
11 anything about the RP being injured. This is, you know, a little different.

12 **Sharpe:** Uh huh.

13 **Banales:** So I think we discussed that. I can't actually tell you for sure.

14 **Sharpe:** Okay.

15 **Banales:** By the time we get over to Monterey, we figure, well, it's--that certain
16 number and, uh, or that certain numbered house and, you know, it was a very
17  uh, the porch light on--is on or the front
18 light is on. So, um...

19 **Sharpe:** Did that house ring a bell at all with you? Do you recognize the house on
20 Monterey?

21 **Banales:** I do not.

22 **Sharpe:** Okay.

23 **Banales:** I do not. But, uh, what's a little interesting is that when we were on Melrose,
24 I took charge and I was asking all the questions and I did all the talking. For

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1 whatever reason, it flipped the minute we got to the front door of Monterey.

2 Dave started doing all the talking.

3 **Sharpe:** Uh huh.

4 **Banales:** Dave took charge and Dave asked all the questions, which was fine. But, uh,
5 initially there was some problems as far as what address we were going to
6 and I went round and round with one of the dispatchers. By this time, um,
7 you know, all hell is breaking loose as far as, you know, other calls and other,
8 you know, people with weapons and that kind of thing. So because of all the
9 chatter on channel one I switched to channel three and said, hey, just a heads
10 up. Such and such address is not the correct address. We're at a different
11 address and, and we--I worked that out with the dispatcher as far as the
12 address we were at.

13 **Sharpe:** And just to--clarification purposes, Leo. The initial whatever address you
14 initially said on channel one, you realize it's the wrong address. Is that just
15 because when you got to that address, it was the wrong color? What made
16 you realize it was the wrong address?

17 **Banales:** Uh, I don't know how they, they got the address that they did, but it was
18 incorrect.

19 **Sharpe:** Okay.

20 **Banales:** So I don't know if the RP provided that address.

21 **Sharpe:** Okay.

22 **Banales:** Or the dispatcher maybe, you know, checked on Google maps.

23 **Sharpe:** Uh huh.

24 **Banales:** Oh, they're probably talking about such-and-such a...

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1 **Sharpe:** Okay.

2 **Banales:** A numbered house on Monterey. Whatever it was, it was incorrect.

3 **Sharpe:** Okay.

4 **Banales:** So thank god I took a, you know, few extra steps to correct that.

5 **Sharpe:** Uh huh.

6 **Banales:** But again I was on channel three because of the activity on channel one.

7 **Sharpe:** Pretty crazy night - - .

8 **Banales:** And--yeah, it was, it was non-stop, you know, just out of control..

9 **Sharpe:** Yeah.

10 **Banales:** Uh, uh, shift.

11 **Sharpe:** Okay.

12 **Banales:** So I didn't mean to, but I stayed on channel and like I said, um, once the, um, ~~Chula Vista Police Department~~

13 talking began it was David asking the questions, David taking the charge,

14 David, you know, walking him through the threshold first.

15 **Sharpe:** Uh huh.

16 **Banales:** So, uh, I don't know why that happened. I didn't ask him, you know, hey, I

17 did all the talking on, you know, the other address...

18 **Sharpe:** Right.

19 **Banales:** How about you, you know, carrying your load? Nothing like that was

20 discussed.

21 **Sharpe:** Okay.

22 **Banales:** It just happened. So before he started talking, I knocked on the door, rang the

23 doorbell and even took my, uh, handcuff key and knocked on the window

24 because no one was responding. Finally, a little dog or something responds

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1 and starts yapping, and a woman comes and--to the door and, and answers the
2 door.

3 **Sharpe:** And where are you guys kind of set up because there's three of you in theory.

4 **Banales:** Great question.

5 **Sharpe:** So...

6 **Banales:** If you're facing the front door, I'm on the right side.

7 **Sharpe:** Okay.

8 **Banales:** David is on the left side of the front door as you're facing the house.

9 **Sharpe:** Uh huh.

10 **Banales:** As you're facing the front door and all I know is the [REDACTED] is somewhere
11 behind us.

12 **Sharpe:** Uh huh.

13 **Banales:** You know, it's--always trying to keep an eye on him

14 **Sharpe:** Okay. And so a lady answered the door--

15 **Banales:** The woman answered the door and if, uh, if it matters, there's a--it's, it's a
16 double door and the door on the right didn't open. It's the right - - door. As
17 your facing the house, the door on the left had opened.

18 **Sharpe:** Okay.

19 **Banales:** Maybe, you know, a couple feet and she was very cordial. [REDACTED]

20 [REDACTED] That kind of thing. I can't remember her exact words. [REDACTED]

21 [REDACTED]

22 hey, you know, uh, are you here by yourself. [REDACTED]

23 And, uh, Dave said something, well, your son might be involved with some
24 kind of a problem with your neighbors and that's why we're here...

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1 **Sharpe:** And just for clarification, when you say Dave you mean Officer Sachs just
2 because...

3 **Banales:** Officer Sachs, yes, yes.

4 **Sharpe:** The suspect's name is also David.

5 **Banales:** Yes, yes.

6 **Sharpe:** But we want to clarify just so...

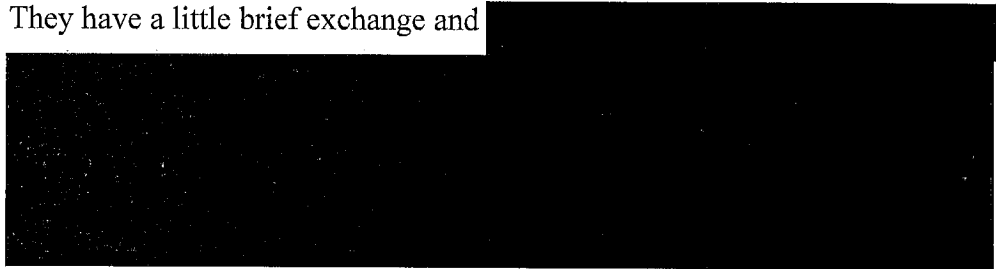
7 **Banales:** Yes.

8 **Sharpe:** Okay.

9 **Banales:** So...

10 **Sharpe:** Okay.

11 **Banales:** They have a little brief exchange and



12

13

14

15 **Sharpe:** Uh huh.

16 **Banales:** So, um...

17 **Sharpe:** Are you thinking anything at this point? Because you say mom when she
18 first answers she's--her demeanor is calm? Is it--how would describe her
19 demeanor when she first enters the door?

20 **Banales:** She seems, uh, very, very calm.

21 **Sharpe:** Okay.

22 **Banales:** But it starts, um, her comments start becoming of concern to me.

23 **Sharpe:** Okay.

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1 **Banales:** 

2

3

4 **Sharpe:** Okay. So let me stop you there. What concerned you with what she's saying
5 versus kind of her demeanor. So obviously how she looks is fine because
6 you say she's calm. But what's she's saying you just said gives you cause for
7 concern. Can you tell us more about that?

8 **Banales:** Uh, I can't...

9 **Sharpe:** And what your mindset is.

10 **Banales:** 

11

12

13 **Sharpe:** Uh huh.

14 **Banales:** You know? And, um, and...

15 **Sharpe:** 

16 **Banales:**

17

18

19

20

21 **Sharpe:** And for clarification purposes also, PERT is the psychiatric...

22 **Banales:** Emergency Response Team.

23 **Sharpe:** Response Team.

24 **Banales:** Right.

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1 **Sharpe:** And they deal with...

2 **Banales:** Mentally ill patients.

3 **Sharpe:** Okay, okay.

4 **Banales:** And, uh...

5 **Sharpe:** So you've had training in that.

6 **Banales:** A, a week, uh, worth of training. In other words, uh, 40 hours' worth of
7 training, but that was at least 10 years ago.

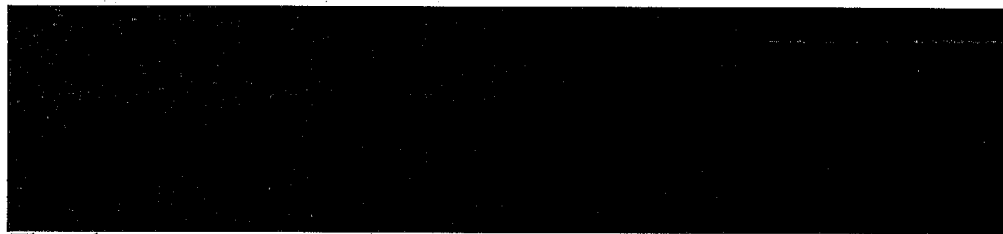
8 **Sharpe:** Okay.

9 **Banales:** But again it was just to learn, you know, take the mystique out.

10 **Sharpe:** Uh huh.

11 **Banales:** Why have I had, you know, these close calls, what's this, you know, the other
12 half of the equation all about. So, um...

13 **Sharpe:**



14

15

16 **Banales:** That, that was my term, not hers.

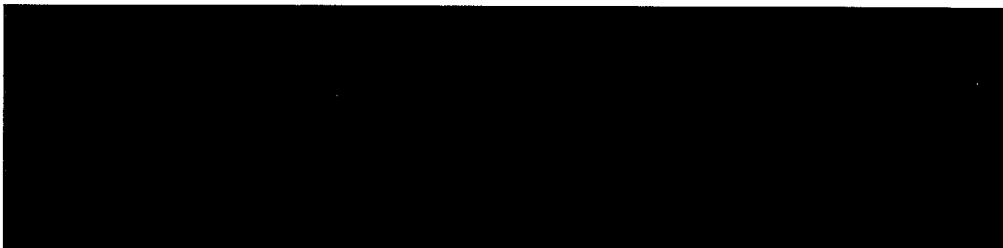
17 **Sharpe:** Absolutely.

18 **Banales:** That's what...

19 **Sharpe:** That's what you're interpreting.

20 **Banales:** - - that was my translation of her comments.

21 **Sharpe:**



22

23

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1 **Banales:** 


3 **Sharpe:** Uh huh.

4 **Banales:** But, uh, it, it does mean that they're, you know, maybe hyperventilating,
5 maybe, you know, thinking, talking, just, you know, going 100 miles an hour.
6 And it's--it, it could lead to something, you know, bad or violent, but not
7 necessarily. You know? I'm, I'm thinking, oh my god, he's going to hurt us
8 or kill us. I wasn't thinking those thoughts.

9 **Sharpe:** Okay. Has your mindset changed from when you initially were talking with
10 the RP, um, and when you guys leave that house, you knock on the door--has
11 your mindset at all been changed from the original mindset at the RP's house
12 to where you are now as you're entering the home.

13 **Banales:** Yes. Because, uh, we shifted from the little bit of information we had on the
14 notes from the call, which was just at 415 in which--between neighbors,
15 which could have been, you know, you know, one neighbor yelling at the
16 other FU, no FU.

17 **Sharpe:** Uh huh.

18 **Banales:** And, you know, that's that. Okay. 

19 

20 **Sharpe:** Uh huh.

21 **Banales:** So when you bring a projectile, especially, you know, a large chunk of
22 concrete into the equation, you know, yes, it affected us.

23 **Sharpe:** Okay, okay.

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1 Banales:

[REDACTED]

2

3 Sharpe: Okay. So mom--so you're at the front door. You're on the right and facing
4 the door. Officer Sachs is on the left. [REDACTED] s going to be
5 somewhere...

6 Banales: Somewhere behind us, yes.

7 Sharpe: Behinds you guys.

8 Banales: Yes.

9 Sharpe: And that's fine. Mom answers. She tells you guys, yes, I'm home with my,
10 uh, adult son.

11 Banales: Right.

12 Sharpe:

[REDACTED]

13

14 Banales: Correct.

15 Sharpe: Um, and so then what--go ahead from there. What happened? Or what
16 happens next?

17 Banales: - - . Like I mentioned to you before, I can't tell you word-for-word what the
18 mom said, but I can tell you word-for-word what Officer Sachs said. The
19 minute he walked through the threshold, he asked the mother is he violent.

20

[REDACTED]

21 [REDACTED] I can't remember word-for-word what she said, but I remember saying
22 famous last words. (laughs)

23 Sharpe: Right.

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1 **Banales:** As I walked into the door because, uh, although my first instinct was to ask
2 more questions, I wasn't about to let David walk into a house by himself.

3 **Sharpe:** Does mom--

4 **Banales:** I mean, Officer Sachs.

5 **Sharpe:** That's okay. Does mom invite you guys in - - ?

6 **Banales:**



But

8 whatever she said it was crystal clear we were walking inside her house...

9 **Sharpe:** Okay.

10 **Banales:** - - her son.

11 **Sharpe:** And, again, your mindset at this point and you're entering, um, was mom's
12 demeanor, um...

13 **Banales:** No, no reason for any alarm or any suspicion.

14 **Sharpe:** Okay.

15 **Banales:** That we're going to walk into something bad or violent. I'm, I'm just
16 expecting, um, talking with someone that maybe he's, ah, you know just...

17 **Sharpe:** Right.

18 **Banales:** Wound up.

19 **Sharpe:** Okay.

20 **Banales:** That's it.

21 **Sharpe:** Okay. So presumably--kind of how are you guys entering the home? Is, is
22 mom leading the way or is she...

23 **Banales:** Mom is leading the way and, um, as soon as we clear the, uh, front door
24 threshold.

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1 **Sharpe:** Uh huh.

2 **Banales:** There's a small--I don't know how to say it exactly, but foyer.

3 **Sharpe:** A foyer?

4 **Banales:** Foyer.

5 **Sharpe:** Okay.

6 **Banales:** Yeah. Small. I mean, I'm not a big guy, but I'm tall. Uh, Officer Sachs is a
7 little taller than me.

8 **Sharpe:** Uh huh.

9 **Banales:** [REDACTED] I think is as tall or taller than me. And we, we were packed in
10 there--the three of us.

11 **Sharpe:** Okay.

12 **Banales:** Just that little area and I saw mom kind of scuttle towards the--what I learned
13 to be the kitchen.

14 **Sharpe:** Okay.

15 **Banales:** I learned later was the kitchen area.

16 **Sharpe:** Okay. And so as you--mom is leading the way, is she saying anything at this
17 point. Officer Sachs asked about if he's violent. [REDACTED]

18 **Banales:** And I don't, I don't remember what she said.

19 **Sharpe:** Whatever she said but it causes you to say oh famous last words.

20 **Banales:** I--but I remember him saying is he violent and I remember myself saying
21 famous last words.

22 **Sharpe:** Okay. - - now you guys are entering that front hallway.

23 **Banales:** Foyer.

24 **Sharpe:** Foyer area.

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1 **Banales:** Right, right.

2 **Sharpe:** And heading towards what is the kitchen.

3 **Banales:** Towards whatever the--what I learned was the kitchen.

4 **Sharpe:** Correct.

5 **Banales:** I didn't know what that was.

6 **Sharpe:** Okay. And so then what happened? Walk me through kind of what happens
7 next to the best of your recollection.

8 **Banales:** Before us three and I'm referring to Officer Sachs, myself and [REDACTED]
9 being behind the two of us. Before we cleared, cleared the next threshold,
10 which would have been the, the doorway that leads into the kitchen...

11 **Sharpe:** Okay.

12 **Banales:** The suspect came from west to east if that makes any sense. In other words,
13 kind of from the back of the house towards the front door--whatever that
14 direction or however you want...

15 **Sharpe:** Okay.

16 **Banales:** Uh, and I remember he was very tall and very obese. But I just saw a little,
17 you know, quick scuffle.

18 **Sharpe:** Uh huh.

19 **Banales:** Near that threshold.

20 **Sharpe:** Okay.

21 **Banales:** And, uh, I thought that he was running past us or, or around us or, or
22 something. But all I thought was, okay, he just kind of pushed or slapped or
23 did something with David, uh, Officer Sachs and then Officer Sachs knocked

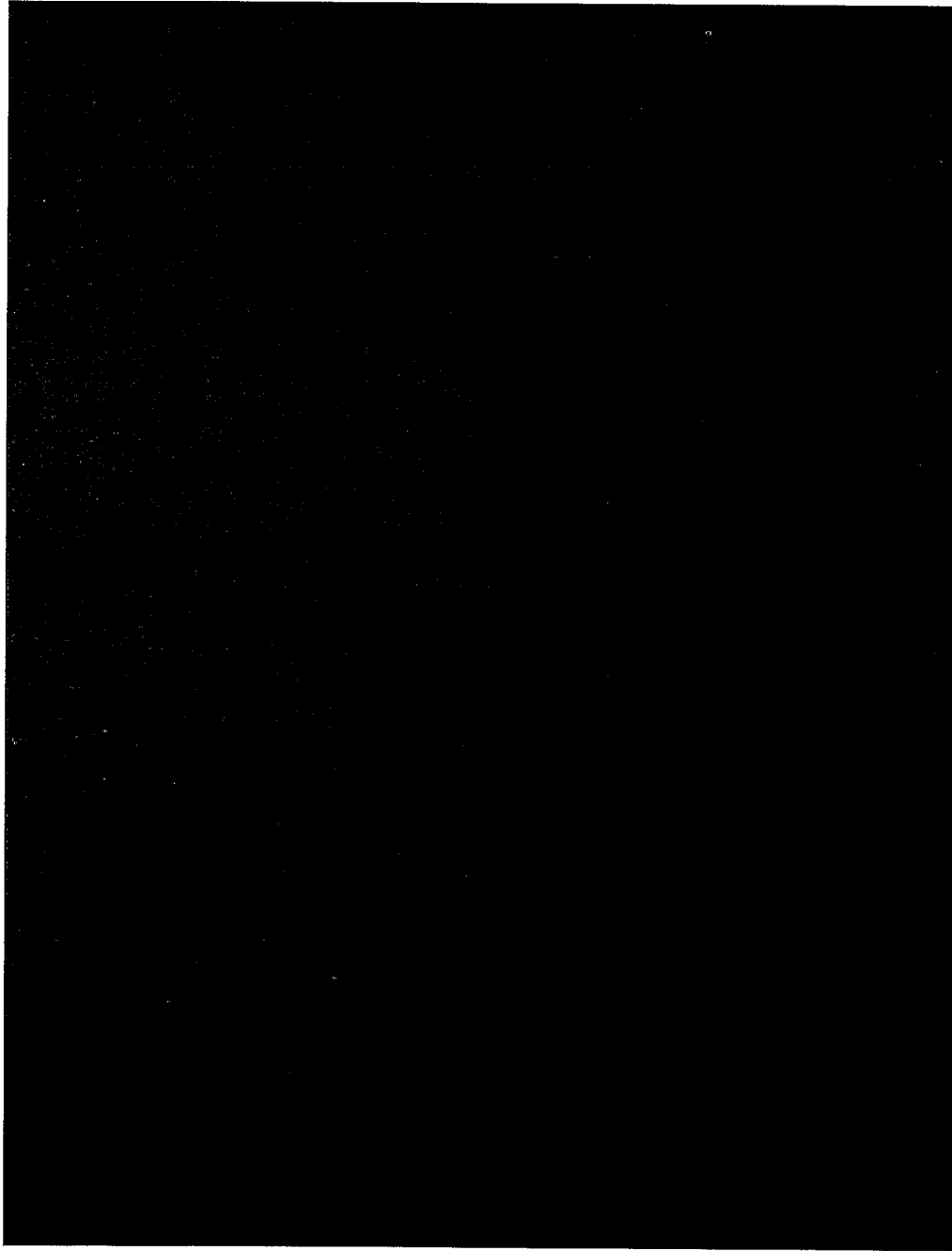
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1 him down to the ground. And when I saw him laying on the ground, I
2 remember thinking, you know, we're going to have to whoop his ass now.

3 **Sharpe:** Uh huh.

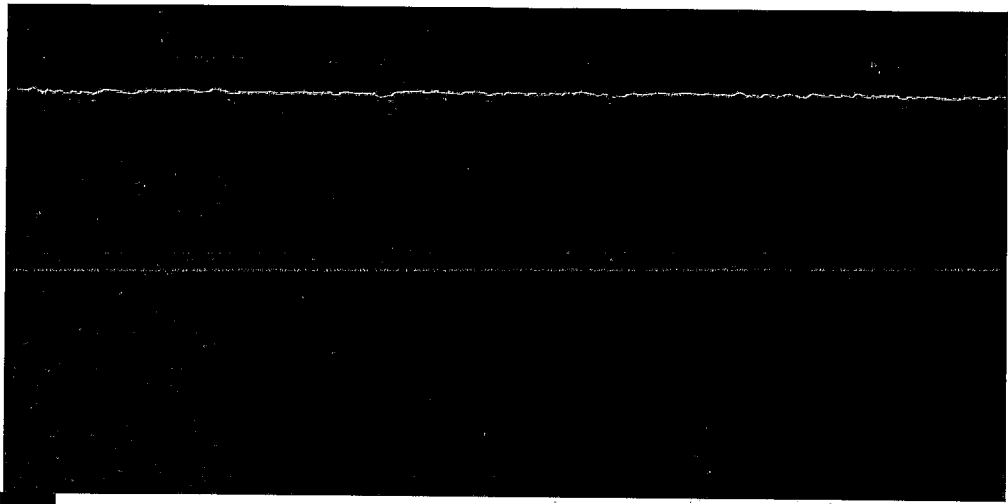
4 **Banales:** So I learned forward and I'm thinking how, how am I going to do that, you
5 know, kick him, um, go for his back, do, you know, what am I going to do.
6 And in the back of my mind I heard knife, knife, knife. He's got a knife.



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I went to my car, which was parked around the corner.

11 **Sharpe:** Uh huh.

12 **Banales:** And, uh, we try to apply first aid. By this time, I, broadcast, hey, you know,
13 not only were there shots fired, but there's an officer that's been stabbed. I'm
14 trying to watch the front door. I'm trying to render first aid, trying to work
15 with [redacted] and Officer Sachs, uh, it didn't take a lot of time for the
16 cavalry to get there. You know? I heard the sirens. I heard guys rushing off.
17 And I think by that time I broadcast, look, the suspect is inside the house.
18 He's, you know, heavysset, wearing a white t-shirt, Caucasian and he's still
inside the house with--I may, may have mentioned that his mother was with
him also. And, um, when the cavalry started getting there, then I thought,
okay, let's distance ourselves some more from the house and from the front
door and that kind of thing and we went out to the street [redacted]

[redacted] We just
kind of dealt on that kind of thing.

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1 **Sharpe:** Okay. Doing okay?

2 **Banales:** Yes.

3 **Sharpe:** - - talk about. Okay. Do you want to take a break or anything?

4 **Banales:** It was overwhelming.


5 **Sharpe:** Okay.

6 **Banales:** It was overwhelming as far as, uh, going from seeing the suspect knocked on
7 his ass to realizing he's armed to realizing that Officer Sachs was hurt.

8 **Sharpe:** Yeah.

9 **Banales:** So, it was, it was a bit much.

10 **Sharpe:** I can't even imagine, Leo. And that's why I kind of want to do--

11 **Banales:** 

12 **Sharpe:** It's like - - .

13 **Banales:** It can never be simple, right?

14 **Sharpe:** - - situation.

15 **Banales:** Yeah.

16 **Sharpe:** And so--but going off of that, I want to be able to go back if we can a little bit
17 and just kind or break some of those...

18 **Banales:** Sure, sure.

19 **Sharpe:** Um, steps down if you're okay with that.

20 **Banales:** Sure.

21 **Sharpe:** Um, do you want some water or anything? Do you want a break?

22 **Banales:** I'm fine.

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1 **Sharpe:** Okay. So I want to take you back, um, basically to where you guys are now
2 in the house and kind of that first turn, if you will, into that kitchen area. I
3 know you're behind Officer Sachs as I understand it--as we understand it.

4 **Banales:** Right.

5 **Sharpe:** Um, and--so at what point do you, do you hear the suspect before you see
6 him? Do you see him and hear him at the same time? Is there anything--

7 **Banales:** No, no. I do not hear him.

8 **Sharpe:** Okay.

9 **Banales:** And, uh, I don't even remember what our suspect's mother's response was to
10 David's comment about, you know, is he violent.

11 **Sharpe:** Uh huh. So when you first see--

12 **Banales:** I don't know if there was some, you know, auditory exclusion going on.

13 **Sharpe:** Okay.

14 **Banales:** But that's, that's even before the stuff hit the fan. You know?

15 **Sharpe:** Absolutely. So when you first see the suspect--that's your recollection. Kind
16 of paint that picture for us and what it is that you initially see with him and
17 then kind of where you're at ...

18 **Banales:** I'll never forget that image. I was very simply, um, like two, uh, you know,
19 mountain goats just ramming each other - - .

20 **Sharpe:** And by two you're talking about Officer Sachs and...

21 **Banales:** And the suspect.

22 **Sharpe:** The suspect.

23 **Banales:** Right.

24 **Sharpe:** Okay.

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1 **Banales:** So...

2 **Sharpe:** And where is this taking place?

3 **Banales:** At the threshold that leads from the foyer area...

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4 **Sharpe:** Uh huh.

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5 **Banales:** To the kitchen area.

6 **Sharpe:** Okay.

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7 **Banales:** So--but my recollection is Officer Sachs was at that threshold.

8 **Sharpe:** Uh huh.

9 **Banales:** Maybe a third of his body exposed.

10 **Sharpe:** Uh huh.

11 **Banales:** And suspect came, like I mentioned from a west to east direction.

12 **Sharpe:** Okay.

13 **Banales:** From the back of the house towards the front of the house and it was just,
14 like, collided like they, they rammed each other. I'm sure I'm going to be off
15 a little bit, but it seemed like it was, you know, a couple, three seconds that
16 they're just kind of ramming each other, bumping each other...

17 **Sharpe:** Uh huh.

18 **Banales:** And that kind of thing and Officer Sachs knocks him down to the ground.

19 **Sharpe:** And if you can recall what is it at this point that you're thinking or what's
20 going through your head as you see--as you put it--these two rams kind of
21 colliding. What is it that you're thinking?

22 **Banales:** Uh, well, like I mentioned before, it seemed like he--the suspect was just
23 trying to run past us or run around us or, you know, maybe get away from us.

24 **Sharpe:** Uh huh.

1 **Banales:** I, I don't know.

2 **Sharpe:** Okay.

3 **Banales:** But it was just, uh, like I mentioned, a couple, three seconds that they, you
4 know, kind of ran into each other.

5 **Sharpe:** Uh huh.

6 **Banales:** And then Officer Sachs knocked, uh, the suspect down to the ground.

7 **Sharpe:** And you--at this point you don't see, um, any weapons in the suspect's hand.

8 **Banales:** I did not see the knife.

9 **Sharpe:** Okay.

10 **Banales:** I did not realize Officer Sachs had been hurt.

11 **Sharpe:** Okay. And so then Officer Sachs was able to knock the suspect down.

12 **Banales:** Correct.

13 **Sharpe:** In the kitchen. Is that correct?

14 **Banales:** Correct.

15 **Sharpe:** Okay. And then where--if you recall, where does Officer Sachs go once he
16 knocks him down.

17 **Banales:** I, I, I don't know because when the suspect got knocked down to the ground,
18 uh, like I mentioned to you, I just thought, okay, now we're going to whoop
19 your ass and then the question was how do I approach him. How do I start?

20 **Sharpe:** Uh huh.

21 **Banales:** Because he's, he's a big guy. I wanted to soften up him a little bit. And then
22 out of the back of mind I vaguely hear Officer Sachs say knife, knife--he's got
23 a knife and then I'm right at the threshold where the foyer leads to the
24 kitchen.

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1 **Sharpe:** Uh huh.

2 **Banales:** And I'm actually leaning in and my whole focus goes to his hands.

3 **Sharpe:** Okay.

4 **Banales:** And the knife..

5 **Molina:** - - .

6 **Banales:** And I see the knife.

7 **Sharpe:** And at this point then what is it that you're thinking? What is going through
8 your head now that's changed from, hey, we got to get in there, um, and
9 control him, um, to the best of our ability and the you hear Officer Sachs
10 yelling knife.

11 **Banales:** Right, right.

12 **Sharpe:** You see it.

13 **Banales:** Right.

14 **Sharpe:** In the suspect's hand.

15 **Banales:** Right.

16 **Sharpe:** And again whichever hand--you don't recall which hand it was.

17 **Banales:** I don't recall.

18 **Sharpe:** Okay. You see it. You're focused in on it.

19 **Banales:** Right.

20 **Sharpe:** It's laser sharp in your mind. So you know it's there. And what's going
21 through your mind?

22 **Banales:** I'll never forget that image. It's like a, uh, you know, Sizzler restaurant steak
23 knife, serrated edge.

24 **Sharpe:** Uh huh.

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1 **Banales:** And a wooden handle.

2 **Sharpe:** Okay. And what are you thinking?

3 **Banales:** I'm thinking I've got to create some distance because if he gets up and starts,
4 you know, slicing and dicing me, um, that, uh, I've got to have a chance. I've
5 got to have some space, which - - .

6 **Sharpe:** Uh huh.

7 **Banales:** You know, uh, time. And I've got to go to available cover so I can, you
8 know, you know, duck behind and smoke him if I have to.

9 **Sharpe:** Could you estimate how far the suspect was from you at this point give or
10 take?

11 **Banales:** I'd say as far as, you know, you and I.

12 **Sharpe:** Okay. So that would be three feet for those who are not in the room with us.

13 **Banales:** Yeah, three, four feet.

14 **Sharpe:** Three feet?

15 **Banales:** Three, four feet.

16 **Sharpe:** Okay, okay. And so you want to create that distance because you're thinking,
17 um, if you would get--to use your verbiage, slice and diced, um, some pretty
18 serious injuries can occur. Is that safe to say?

19 **Banales:** Uh, I wasn't worried about getting hurt. I was worried about creating that
20 distance. In other words, you know, the distance is going to give me, you
21 know, time...

22 **Sharpe:** Uh huh.

23 **Banales:** And with time I could react.

24 **Sharpe:** Uh huh.

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1 **Banales:** And being that close to him and him being armed, I, I, I had less of a chance
2 to...

3 **Sharpe:** Okay.

4 **Banales:** To fight the good fight.

5 **Sharpe:** And so then what do you do next?

6 **Banales:** I turn and as I'm going towards the front door I'm thinking, you know,

7  You know? I'm
8 concerned about his safety. I'm worried, I'm worried about, you know, being
9 able to challenge this guy from a...

10 **Sharpe:** Uh huh.

11 **Banales:** Position of advantage.

12 **Sharpe:** Uh huh.

13 **Banales:** And, um, I hear the gunshots.

14 **Sharpe:** I'm going to pause you right there. Suspect is down on the ground. Officer
15 Sachs and your--you hear him vaguely yelling knife, knife, knife.

16 **Banales:** Correct.

17 **Sharpe:** Other than that and then you focus in on that knife and you want to create
18 distance, um, you exit the home. You retreated back to be able to gain that
19 distance.

20 **Banales:** Correct.

21 **Sharpe:** Um, do you hear anything else being said? Are there any other commands?
22 Are there any other--anything that you can recall being said.

23 **Banales:** No.

24 **Sharpe:** Okay.

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1 **Banales:** I can't remember what I said, what anybody else said.

2 **Sharpe:** Okay.

3 **Banales:** I don't remember....

4 **Sharpe:** Okay.

5 **Banales:** Any other comments.

6 **Sharpe:** Okay. 

7 **Banales:** Correct.

8 **Sharpe:** All right. And then, then you hear then--how, how soon after it if you can
9 recall do you exit the home to when you hear the shots?

10 **Banales:** I think I was at the, the threshold at the front door.

11 **Sharpe:** Okay.

12 **Banales:** - - right now because I remember thinking is this guy going to, you know, get
13 up and chase me. And, and I thought I can just go, you know, do a little
14 button hook around the front corner and, you know, try to trip him, try to, you
15 know, do whatever.

16 **Sharpe:** Uh huh.

17 **Banales:** And, um, and before I could finish those thoughts--that's when I heard the
18 gunshots. And then after I heard the gunshots, you know, a whole other, you
19 know, can of worms as far as, oh my gosh, was he armed with a knife and a
20 gun.

21 **Sharpe:** Uh huh.

22 **Banales:** You know? I, you know, I hoped to god that that was, you know, David shot.
23 I had trusted him that he was going to try to gain some, uh...

24 **Sharpe:** Uh huh.

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1 **Banales:** Distance and, and seek cover too. But, uh, again, when I heard the words,
2 you know, knife, knife, knife, he's got a knife, I--my vision shrunk and I had
3 tunnel vision and I was just focused on his hand...

4 **Sharpe:** Uh huh.

5 **Banales:** And a weapon.

6 **Sharpe:** Uh huh. So you exit the home, um, you and [REDACTED]

7 You hear the, the gunshots.

8 **Banales:** Right.

9 **Sharpe:** And then at some point you realize Officer Sachs is still inside.

10 **Banales:** Correct.

11 **Sharpe:** Because you're hearing the gunshots.

12 **Banales:** Correct.

13 **Sharpe:** And so then if you can kind of walk me through that. What is going through
14 your mind and what are you, um, thinking at that point?

15 **Banales:** I don't, I don't--I didn't know what to think as far as who fired, who fired
16 those shots.

17 **Sharpe:** Okay.

18 **Banales:** So, I'm going--I'm walking towards, uh, the front door.

19 **Sharpe:** Okay.

20 **Banales:** And at about the same time, uh, Officer Sachs walks out.

21 **Sharpe:** And what do you see?

22 **Banales:** [REDACTED]

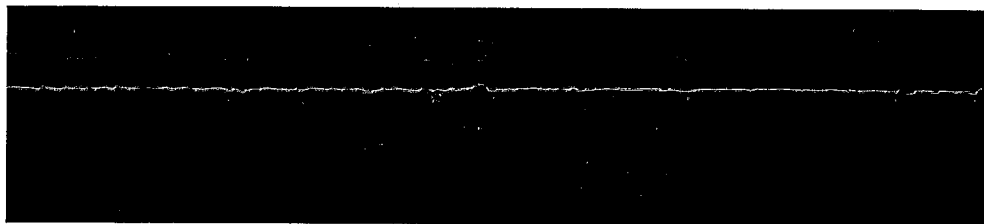
23

24 **Sharpe:** Okay.

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1 Banales:



2

3

4 Sharpe: Uh huh.

5 Banales: You know? The house.



6



So I just grab my, uh, first aid

7

kit out of the car.

8 Sharpe: And you come back...

9 Banales: Yes.

10 Sharpe: To the driveway area.

11 Banales: Correct.

12 Sharpe: - - .

13 Banales: Correct.

14 Sharpe: You come back to the driveway area. Um, Officer Sachs is with



15



16 Banales: Correct.

17 Sharpe: You guys were kind of all in the same general area.

18 Banales: Correct. We, we stayed together, yes.

19 Sharpe: Do you hear anything going on in the home. Is there any, um, view of the

20 suspect at this point? Do you see anything?

21 Banales: No and no. I don't hear anything and I don't see anything.

22 Sharpe: Okay. Um, you put out over the radio, um, shots fired.

23 Banales: I put out three bits of information, uh, shots fired, officer has been stabbed,

24 and then information about the suspect being in the house with his mother.

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1 **Sharpe:** Uh huh.

2 **Banales:** And I said something like he's heavysset maybe, you know, late twenties and,
3 uh, Caucasian. You know? That kind of thing.

4 **Sharpe:** Uh huh. Nobody comes out of that house after Officer Sachs. Is that correct?
5 Nobody else exits?

6 **Banales:** Correct.

7 **Sharpe:** Up until the cavalry arrived and...

8 **Banales:** Correct.

9 **Sharpe:** - - .

10 **Banales:** Correct.

11 **Sharpe:** But while you're waiting for the cavalry to arrive--the other responding
12 officers--there's nobody else that comes out of that home.

13 **Banales:** Correct.

14 **Sharpe:** Okay. Um, do you recall how many, um, when you hear the shots being
15 fired, tell me were--how many shots were fired?

16 **Banales:** Four or five in rapid succession.

17 **Sharpe:** Okay. Okay. And nothing heard--vocal-wise, nothing heard inside the home
18 when those--after or before those shots being fired.

19 **Banales:** No, I didn't hear any...

20 **Sharpe:** Okay.

21 **Banales:** Screaming or, you know...

22 **Sharpe:** Uh huh. Okay. You stated Officer Sachs is pretty calm when he comes out
23 and that...

24 **Banales:** Extremely calm.

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1 **Sharpe:** First inclination. Your first actual realization that he's been stabbed.

2 **Banales:** Yes.

3 **Sharpe:** And what is going through your mind at that point? Is it to render aid? Is it
4 to go back in the home? What's the...

5 **Banales:** [REDACTED]

6 **Sharpe:** Okay.

7 **Banales:** [REDACTED]

8
9 **Sharpe:** Okay.

10 **Banales:** I didn't know what it was all about. I didn't know how serious his wounds
11 were. So, um, I, I didn't think about going back in the house because my
12 focus and my priority was, you know, Officer Sachs.

13 **Sharpe:** Uh huh.

14 **Banales:** And rendering him first aid. So, no, I didn't think about going back in the
15 house.

16 **Sharpe:** Okay. Um, then as I understand it, rendering aid, but--and you end up riding
17 in the ambulance with Officer Sachs.

18 **Banales:** Correct.

19 **Sharpe:** [REDACTED]

20 **Banales:** Correct.

21 **Sharpe:** Up to [REDACTED] with him.

22 **Banales:** Correct.

23 **Sharpe:** Okay. And then eventually you make your way back down...

24 **Banales:** Correct.

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1 **Sharpe:** To the scene, okay. Um, post-incident--actually do you want to...

2 **Molina:** I had, um, just before we leave that area that, um--first of all, did you draw
3 your firearm at any point during this?

4 **Banales:** I did, but I don't remember.

5 **Molina:** Okay. You don't remember where or...

6 **Banales:** Um, all I, all I remember is that, uh, at EOS, which was, uh, very, very late,
7 um, I notice that my, uh, holster was unfastened.

8 **Molina:** So, like, the retention on it...

9 **Banales:** Correct.

10 **Molina:** Would have been unfastened.

11 **Banales:** Correct.

12 **Molina:** Okay.

13 **Banales:** Correct. And other officers that arrived after, uh, I broadcast information told
14 me that, that I had my weapon trained on the front door while I was trying to
15 render first aid.

16 **Molina:** Got it. So while--before anybody knew the actual, uh, status of the suspect
17 inside.

18 **Banales:** Correct.

19 **Molina:** Okay.

20 **Banales:** Correct.

21 **Molina:** And then when you were talking about, um, you focused in on the knife.

22 **Banales:** Correct.

23 **Molina:** Because you heard Officer Sachs yell knife.

24 **Banales:** Correct.

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1 **Molina:** You focused in. At that time, what did you see--was, was the suspect still on
2 the ground?

3 **Banales:** He was still on the ground and because I, uh, I ended up having tunnel vision,
4 I, I don't--I can't tell you where Officer Sachs was, you know, whether he
5 retreated towards--

6 **Molina:** Sure.

7 **Banales:** You know? The garage or a different part of the house. My focus was on the
8 suspects hands and the knife.

9 **Molina:** And so in looking at him, do you remember, um, did you ever see him start to
10 get back up or any other movement with that knife at that point before you
11 turned?

12 **Banales:** I, I don't remember that. I just remember I need to create space because if he
13 bounces up and starts chasing me, I want to have, you know, half a shot at,
14 you know...

15 **Molina:** Okay.

16 **Banales:** Fighting him.

17 **Molina:** Okay. Um...

18 **Banales:** And I can tell you--another thing that I forgot to mention was that the way he
19 was knocked down to the ground, his feet were facing west and his head was
20 facing east if that makes any sense. In other words, his head was closer to the
21 front door and his feet were the opposite direction if that...

22 **Molina:** Okay.

23 **Sharpe:** So facing into the kitchen essentially. Was that...

24 **Banales:** No, no. If, uh...

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1 **Sharpe:** His feet.

2 **Banales:** If this was, uh, the foyer...

3 **Sharpe:** Uh huh.

4 **Banales:** And that door was leading to the kitchen?

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5 **Sharpe:** Uh huh.

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6 **Banales:** His feet were facing Fourth.

7 **Sharpe:** Uh huh.

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8 **Banales:** And, and, and his head was facing Third Avenue. And it was parallel to that
9 threshold.

10 **Sharpe:** Okay.

11 **Banales:** If that makes sense.

12 **Molina:** Okay. So kind of, kind of--oh, I got you. Parallel to the threshold. So...

13 **Banales:** The, the threshold that led from the foyer to the kitchen, yes.

14 **Molina:** Okay.

15 **Sharpe:** Okay.

16 **Molina:** Was that a significant thing for you, like, knowing which way he could get up
17 or...

18 **Banales:** I honestly thought he was going to chase me. So I thought I need to create
19 some space. So, I, I turned and then, you know, I had that extra burden or
20 responsibility, you know, [REDACTED]-where is he? Where is he? But he,
21 you know, he was ahead of me.

22 **Molina:** Okay.

23 **Banales:** You know, that god he, you know, we didn't trip into each other or, you
24 know, that kind of thing.

1 Molina: Yeah.

2 Sharpe:

3

4 Banales:

5 Sharpe:

6 Banales:

7 Sharpe:

8 Banales:

9 Sharpe:

10 Banales:

11 Sharpe:

12 Banales:

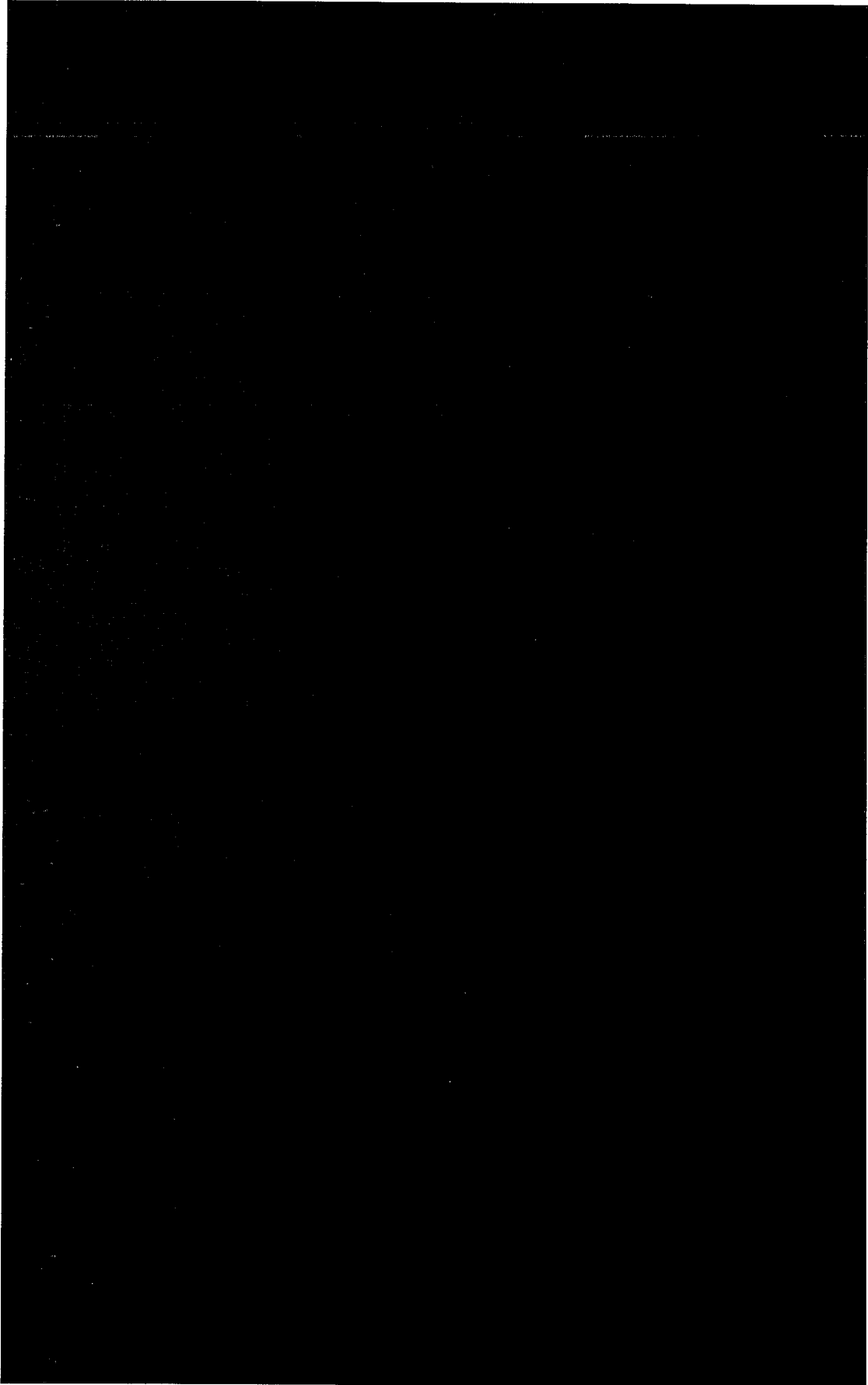
13 Sharpe:

14 Banales:

15 Sharpe:

16 Banales:

17



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1 **Sharpe:**

2

3

4 **Banales:**

5 **Sharpe:**

6 **Banales:** It was overwhelming.

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7 **Sharpe:** Yeah.

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8 **Molina:** Yeah, for someone whose been at this for years

9 **Banales:** Uh huh.

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10 **Molina:** You know? For you to say overwhelming, obviously that's, uh...

11 **Banales:** Right, right.

12 **Molina:** That's a big deal.

13 **Banales:** Yeah. I've been through other incidents and, uh, it's been tough, but, uh, not,
14 not to the, you know, intensity of this one.

15 **Molina:** Uh huh.

16 **Banales:** But, uh, thank god it worked out.

17 **Sharpe:**

18 **Banales:**

19 **Sharpe:** And I will [Unintelligible] that. Physically though--but you, you rode with
20 Officer Sachs in the ambulance.

21 **Banales:** I did.

22 **Sharpe:**

23

24 **Banales:**

1 **Sharpe:** During that call.

2 **Banales:** Correct.

3 **Sharpe:** Safe to--okay.

4 **Banales:** We were asked to, to ride with him.

5 **Sharpe:** Okay. I just want to make sure we document anything.

6 **Banales:** Right.

7 **Sharpe:** That--if we weren't aware of anything.

8 **Banales:** Right. We were asked to ride with him and, uh, it turned out to be a blessing

9 in disguise because



10

11 **Molina:** Uh huh.

12 **Banales:**

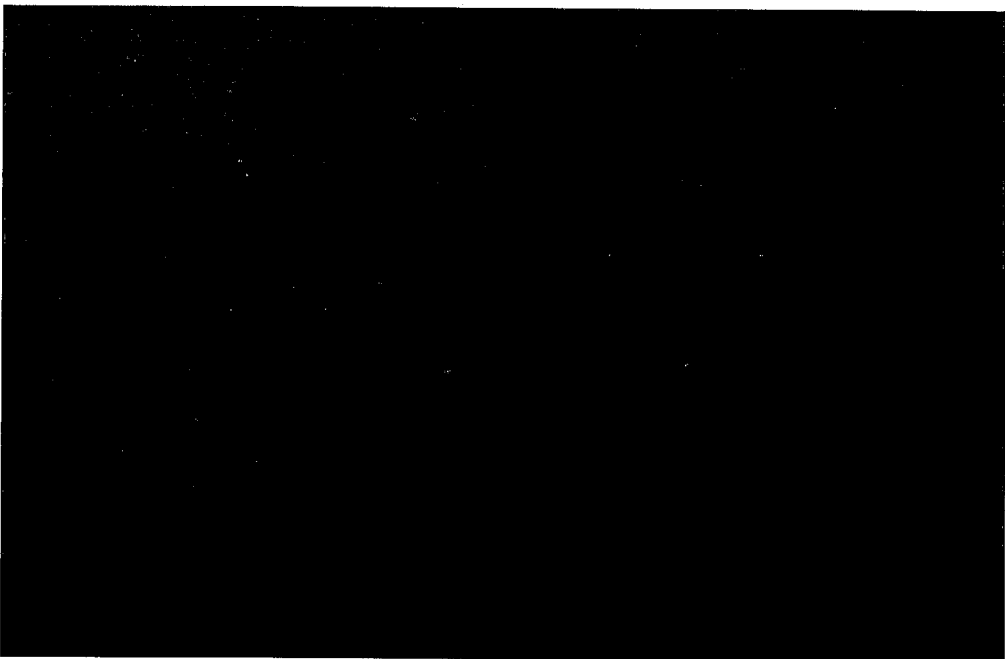


13

14

15 **Molina:** Yeah.

16 **Banales:**



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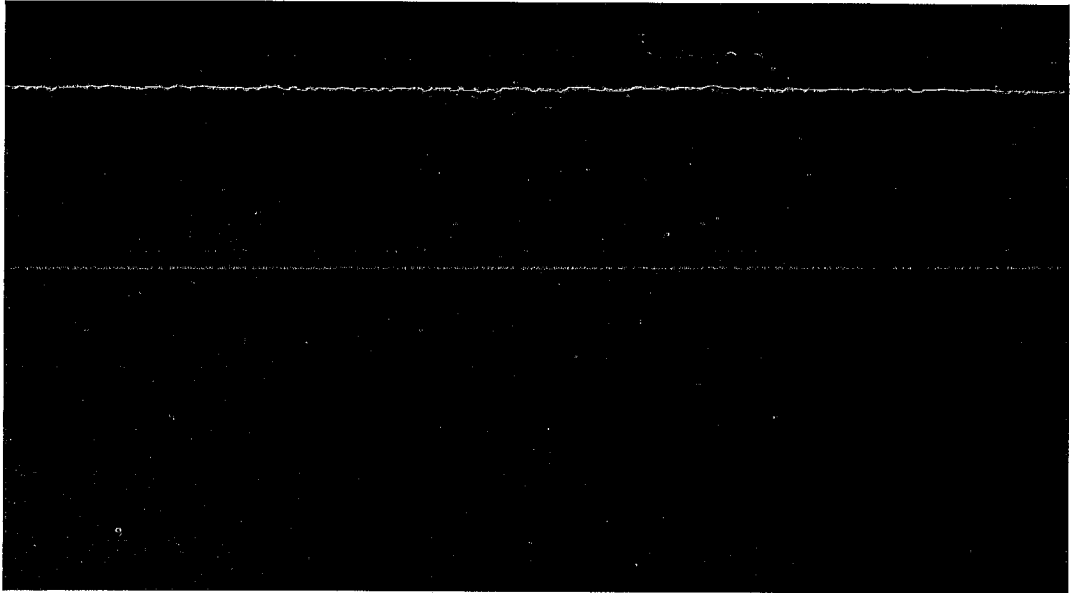
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9 **Sharpe:** Okay. Um, anything else that you're thinking of that either we haven't asked
10 or that you would like us to know or add, um--any information that you think
11 it pertinent to this investigation?

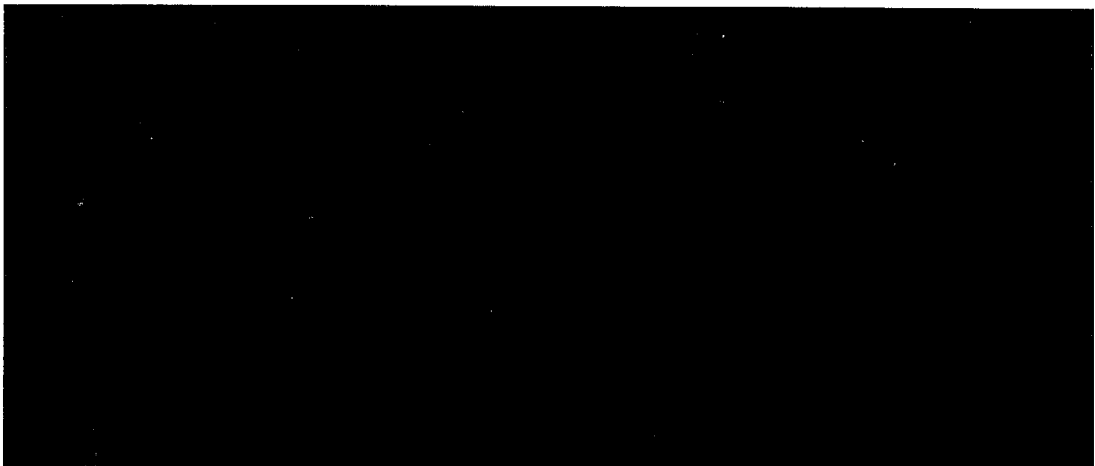
12 **Banales:** Um, I think you've been very thorough. Let me--I can't think of anything
13 else. No, I don't think so.

14 **Sharpe:** Any questions you have of us at this point? Anything--obviously it's an
15 ongoing investigation.

16 **Banales:** Right.

17 **Sharpe:** - - actually I do have one more. Uh, with you, [redacted] and Officer Sachs--have
18 you guys discussed this incident at all? Have you guys...

19 **Banales:**



20

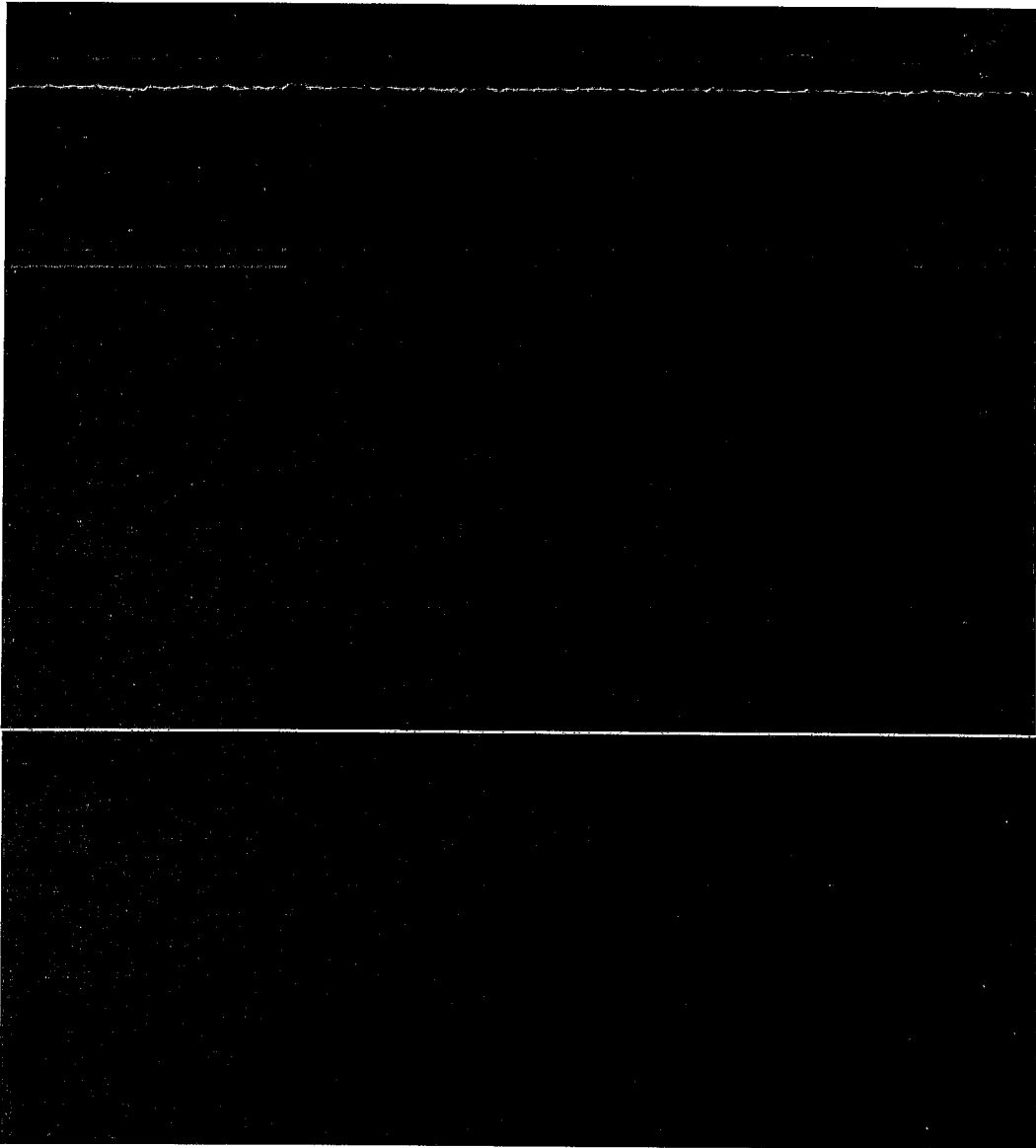
21 **Sharpe:**

22 **Banales:**

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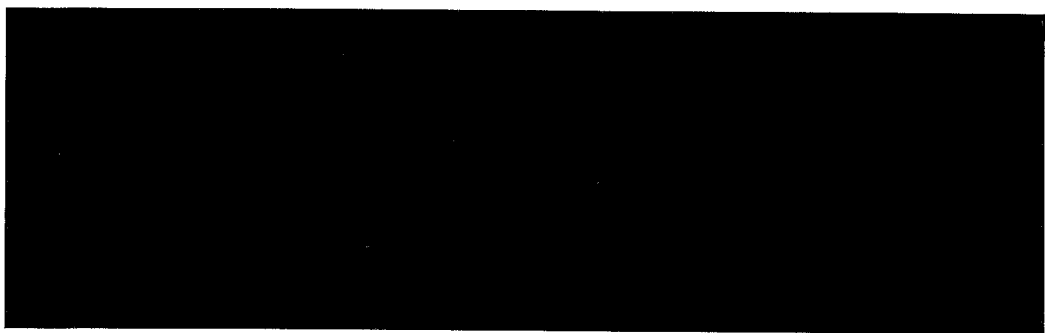
17 **Sharpe:** Yeah.

18 **Banales:**



20 **Sharpe:** Uh huh.

21 **Banales:**



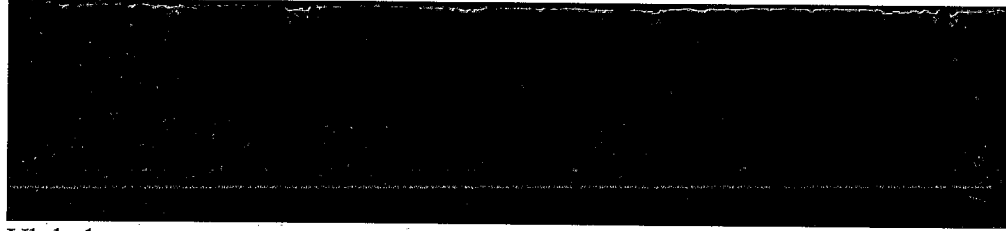
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1 Sharpe: Uh huh.

2 Banales:



Uh huh.

3 Sharpe:



Uh huh.

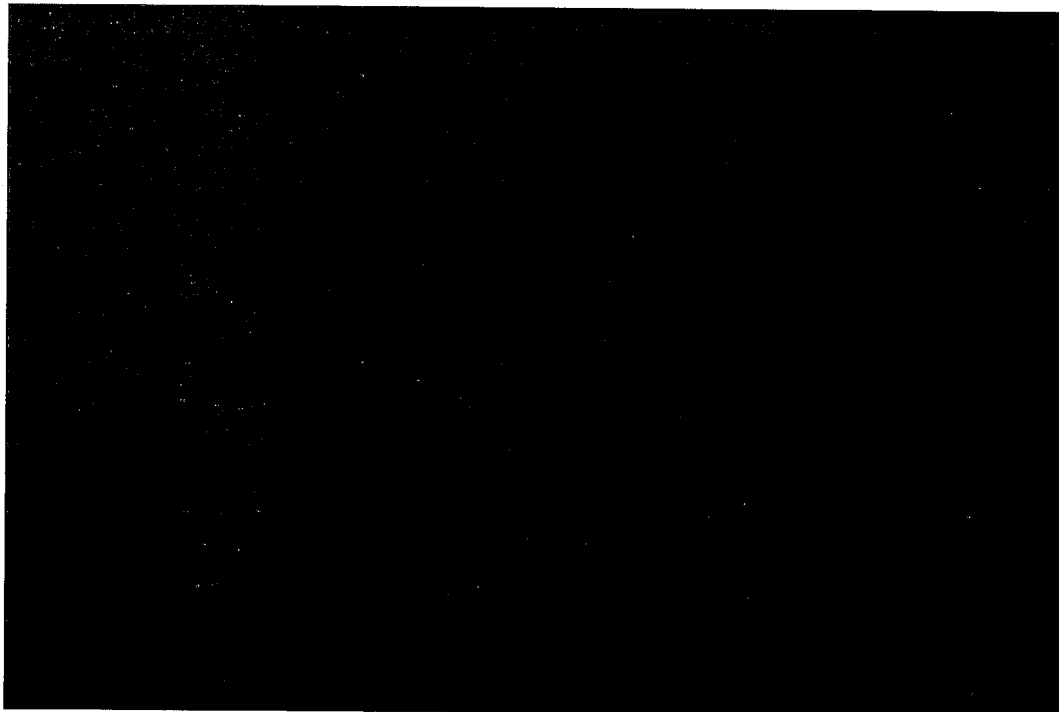
4 Banales:



12

13 Sharpe: Uh huh.

14 Banales:



15

16

17 Sharpe:

18

19 Banales:

20 Sharpe:

21 Banales:

22 Sharpe:

23

24 Banales: Yeah, thank you, thank you.

1 **Sharpe:** -- Leo. So, um, just a caveat as far as--obviously it's still an ongoing
2 investigation.

3 **Banales:** Okay.

4 **Sharpe:** So we just ask that you don't discuss the details, um, like any normal
5 investigation would be.

6 **Banales:** Sure.

7 **Sharpe:** Um, just until everything kind of closed up and--but if you have any
8 questions of us--if down the road a couple of days from now and you're
9 thinking about things--if you need to talk to anybody, um, about the
10 investigation, you have our numbers. You know where to find us. So we're
11 happy to clarify what we can for you and then answer anything that we can.
Okay?

Uh, I would like to say you guys have been great and, uh, everyone that, that,
you know, was even remotely involved as far as whether they drove up,
whether they're part of the investigation team--I mean, everybody has been
just perfect. I can't, you know, I can't say enough about the, uh, the
compassion, the consideration--that kind of stuff. No one is, you know, like,
oh, well, how come, you know, you did this or didn't do that or anything like
that. No one--at least not yet.

20 **Molina:** Good to hear that.

21 **Banales:** So I appreciate that. Yeah.

22 **Molina:** Thank you.

23 **Sharpe:** And we appreciate your time honestly. Like you said, overwhelming. It's
24 intense. A lot of emotions that go along with it. And so we thank you.

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1 **Banales:** Oh, yeah, yeah, yeah.

2 **Sharpe:** For giving us the time--for coming in--for speaking with us.

3 **Banales:** Happy to do it.

4 **Molina:** We're glad you're still here.

5 **Sharpe:** That's right.

6 **Banales:** Thanks to Dave--Officer Sachs. My new buddy.

7 **Sharpe:** Okay. Anything else?

8 **Molina:** No.

9 **Sharpe:** Okay.

10 **Molina:** - - .

11 **Sharpe:** We'll call it.


12 **Banales:** Yeah.

13 **Molina:** Oh, so it is 3:28 p.m.

14 **Banales:** Perfect.

15 **Sharpe:** And we're off.

16 <End of interview>

17 **Transcribed by:** 

18

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