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PORTLAND POLICE BUREAU
INTERNAL AFFAIRS DIVISION
Confidential Taped Statement
Sergeant CRAIG MORGAN / #38846

Interview Date: March 5, 2010

IAD #: 10-B-0004

Complainant: PPB

Interviewed: TYRONE WILLARD / 47105

MORGAN: This is Sergeant CRAIG MORGAN. It is Mach 5, 2010. It's just before 4:55 in the afternoon. We're located in an IAD interview room on the 12th Floor of the Justice Center. Present with me is my IAD partner, Investigator BARRY RENNA. Also present is Officer TYRONE WILLARD and his PPA rep Officer DAVE DOBLER. We're here in reference to IAD case #2010-B-0004. The associated PPB case number is 10-8325. Officer WILLARD has been advised that his conduct and/or the conduct of any other bureau member present on January 29, 2010, at 12800 NE Sandy Blvd. is the subject of this investigation. Officer WILLARD has reviewed information necessary to be reasonably apprised of the nature of the allegations of the complaint. Officer WILLARD has been informed that he is a witness in this case and that Captain ED BRUMFIELD is in charge of the investigation. I advised Officer WILLARD that he could have representation present during the interview and Officer DOBLER is here in that capacity. Officer WILLARD has been provided a copy of the Advanced Notice and Waiver Form and has signed it. Officer WILLARD, under the authority of Captain BRUMFIELD, I'm ordering you to answer all of my questions fully and truthfully. If you fail to respond fully and truthfully, you may be disciplined up to and including dismissal. Do you understand?

WILLARD: I do.

MORGAN: Okay. All right, and what we're here talking about is an officer involved shooting from back at the end of January and normally I just have you give a narrative of a call but since this is kind of an obviously a longstanding call or whatnot, I'm gonna just start with some specific questions. What is your current assignment?

WILLARD: I'm a police officer, uniform patrol, East precinct, afternoon shift.

MORGAN: Okay, and how long have you been employed by Portland Police?

WILLARD: Coming up on four years, three and a half.

MORGAN: Okay, and how long have you been assigned out at East precinct?

WILLARD: Just over two years.

MORGAN: Okay, any prior police or law enforcement experience prior to Portland?

WILLARD: No.

MORGAN: And on January 29, 2010, what was your assignment that day?

WILLARD: On the street?

MORGAN: Yeah, your district assignment.

WILLARD: Sure, I was 946.

MORGAN: Okay.

WILLARD: Partnered in a car with RON FRASHOUR.

MORGAN: Okay.

WILLARD: I was driving, he was the passenger.

MORGAN: All right, and at some point during the shift you get a call to respond to 12800 NE Sandy Blvd. Just tell me how that came about and what information you received initially.

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50 **WILLARD:** Sure. Officer FRASHOUR and I were in a parking lot near 122nd, the Taco Bell parking
51 lot. I was eating. He was sitting next to me. Dispatch came over the air asked for anybody to respond
52 up there to 128th and Sandy to assist North precinct. Officer FRASHOUR keyed up on the air saying
53 that we're en route and I drove northbound at code 2, code 3, got there quick.

54 **MORGAN:** Okay, and just to clarify, you said they asked for anybody to respond, it was anybody with
55 an AR?

56 **WILLARD:** Yeah, anybody near 128 and Sandy that can respond with an AR or something like that.

57 **MORGAN:** Okay.

58 **WILLARD:** We head up there. They said switch to North for information on the call. FRASHOUR
59 had the computer pointed towards him. He briefly read through the entry of the call.

60 **MORGAN:** Okay, and was he sharing aloud with you some of the stuff he was reading?

61 **WILLARD:** Yes, I asked what's the gist of it? Not that exact wording but what's going on, where are
62 we heading? I knew where we were headed. He said that it's a welfare check call. The guy inside,
63 suicidal guy wants the police to kill him and he has a gun. I didn't have any other information until we
64 got there and started talking with other North precinct officers.

65 **MORGAN:** Okay, and as far as any radio traffic from the time you switched over to North to the time
66 that you arrived, did you hear any updates over the air in that time frame?

67 **WILLARD:** It was pretty quiet on dispatch. I later found that the air was held for that situation so
68 that's probably why it contributed to the quiet air traffic.

69 **MORGAN:** Okay.

70 **WILLARD:** And I don't believe I heard anything that gave any information before getting there.

71 **MORGAN:** All right, and from the information you initially received then, from what the dispatcher
72 said, and from what Officer FRASHOUR was sharing with you via the MDT. What was your
73 understanding at the outset of what kind of call this was going to be?

74 **WILLARD:** Prior to talking with other North officers?

75 **MORGAN:** Yeah, when you first get the call and when you're responding, before you arrive on scene,
76 what was your impression of the type of call if you can classify it?

77 **WILLARD:** One of the main things that stood out to me was suicide by police, guy with a gun,
78 distraught. I was just kind of thinking we had to be careful. I don't know a guy with a gun wants to
79 die, wants the police to do it so we treated it serious.

80 **MORGAN:** Okay, and on the information you had just at that time, did you feel like this could be a
81 situation where it was a barricaded suspect?

82 **WILLARD:** I didn't have that information so I didn't jump to that conclusion. I didn't...

83 **MORGAN:** Okay.

84 **WILLARD:** ...I didn't think he was barricaded.

85 **MORGAN:** Okay, and kind of same thing with the information just that you had at that time, did you
86 believe that it was a hostage situation?

87 **WILLARD:** No.

88 **MORGAN:** Okay, and was that for the same reason, you just didn't have enough information to
89 conclude one way or the other?

90 **WILLARD:** Yeah, correct.

91 **MORGAN:** Okay.

92 **WILLARD:** We'll probably get to that point later, but as the call progresses I'm learning more.

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93 **MORGAN:** Right, okay. And we'll kind of use this one to cover the whole call, so a little broader
94 question here.

95 **WILLARD:** Uh-huh.

96 **MORGAN:** Either at the outset or at any time during the call did you receive information that
97 CAMPBELL had threatened anyone besides himself with harm?

98 **WILLARD:** I didn't learn that until later.

99 **MORGAN:** And did you have any information at any time during the course of the call that
100 CAMPBELL had committed a crime?

101 **WILLARD:** At that point I didn't know if he did or didn't. Knowing that he had a gun in there and
102 there was family members, there could have been some kind of menacing or harassment or something
103 domestic related. At that point I didn't know for sure.

104 **MORGAN:** Okay. Did you feel at any point that you had probable cause for a crime, personally based
105 on knowledge of what developed over the call?

106 **WILLARD:** From what I knew at that point, no.

107 **MORGAN:** Okay, and did you receive any information about CAMPBELL'S history at all either en
108 route to the call or FRASHOUR sharing with you or from officers on the scene or any of that?

109 **WILLARD:** First I heard about the individual was once we eventually got over behind the patrol car,
110 Officer FRASHOUR had taken his position. Between Officer KEMPLE and Officer LEWTON, they
111 gave us a brief info on him. I was asking height and weight, skin color, you know, I didn't know he
112 was a black guy until I was standing behind the patrol car. Um, and that he is, maybe one of the
113 officers said he was flagged resists or flagged. I didn't hear the DVRU, domestic violence stuff until
114 later but flagged resists, or he's got a long history or something like that, very brief.

115 **MORGAN:** And what did that tell you about the call, if anything? How do you feel that information
116 influenced your perspective on the call?

117 **WILLARD:** Usually when I'm informed that anybody that we are dealing with is flagged resists or
118 elude, I'll go ahead, I generally take it more serious I guess.

119 **MORGAN:** And was that true in this case as well?

120 **WILLARD:** I guess I was more aware and alert.

121 **MORGAN:** Okay. Who appeared to be in charge of the scene when you guys arrived?

122 **WILLARD:** When we first showed up, Sergeant REYNA, who I met that night, was behind the
123 engine block of the patrol car that was parked in the parking lot. She had a rifle. That's when Officer
124 FRASHOUR took the position and she moved on into the alcove area of the apartment to the north. As
125 for sergeants, I assumed it was her, that's who I saw. Immediately standing at the patrol car, the voice I
126 could hear that was not on the radio was Officer LEWTON and he seemed to be kind of directing
127 people, asking the officers to go around over on, directly east of the door. I think he was arranging
128 who is in the back, what kind of guns do I have. I heard Officer LEWTON kind of taking charge there.

129 **MORGAN:** Okay, and from where you were, do you know if he was consulting with the sergeant and
130 making those decisions or was he doing that on his own to some extent?

131 **WILLARD:** You know, I think he did run on over a couple of times. We were pretty close to that
132 alcove, so they were communicating, I believe they were. I did most of my fixating staring at those
133 front windows watching for movement.

134 **MORGAN:** Okay, any other sergeants on scene when you got there that you know of?

135 **WILLARD:** At that point for me showing up, I only remember seeing one. Later I learned Sergeant
136 QUACKENBUSH came up. I saw him, but I thought there was only one sergeant there.

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137 **MORGAN:** Okay, and was your conclusion that Sergeant REYNA was running the call based on
138 actions she took and decisions you heard her make or was it more based on the fact that she was the
139 one ranking officer at the scene?
140 **WILLARD:** I mean, she was the ranking one obviously. Every once in a while I'd hear on the air,
141 one thing I remember her saying is that we're communicating to the individual inside via text so be
142 patient. Um, her wording saying we I assumed somebody else was doing it. I didn't know who was
143 doing it. I remember her keying up and once the three kids came out and scooped them up and got
144 them out to a safe place, she let dispatch know that the kids are safe. She was on the air every once in a
145 while.
146 **MORGAN:** Is it safe to say that with some possible consultation with a sergeant when he was going
147 back and forth, that Officer LEWTON was allocating a lot of the tactical resources from where your
148 perspective was? Did it appear he was making those decisions to some extent?
149 **WILLARD:** I would say that. Yes.
150 **MORGAN:** Okay, and so and I apologize we're gonna be kind of jumping around like this, kind of
151 going back to the narrative and off and back and off. So, you guys arrived now and tell me what
152 happens when you arrive on the scene.
153 **WILLARD:** Okay, well we showed up quite a bit after the original officers were there and we got out
154 of our patrol car which was parked right about where that white one was, that car currently is on that
155 photograph. We ran, we jogged on over to the west side of the apartment complex just at the corner
156 near the pool up close against the apartment complex. And there was two officers there. I couldn't tell
157 you their names. One had a shotgun, I think one had a beanbag. And then we heard on the air that I
158 think it was LEWTON said we need the rifle up front. So I'm sticking with my partner. FRASHOUR
159 and I run around up north again, east and then down over to the patrol car. Right when I rounded that
160 corner there, that is when I saw folks behind the vehicle that was parked in the parking lot. Sergeant
161 REYNA stood up and left as we kind of moved on in there.
162 **MORGAN:** And at that point was there a plan of action discussed, as to what your role was there? Do
163 you know what the big picture or plan was at that point?
164 **WILLARD:** Big picture or plan, no. The immediate plan I think it was clear what needed to be done.
165 Officer FRASHOUR, first of all when we got there we're trying to get a feel for where 37 is. It's a
166 long straight row, they all look the same. There was a satellite dish on the ground right in front of the
167 unit and Office KEMPLE said see that satellite dish, it's the two windows to the right, those are that
168 unit. So, that's where I started watching for movement in the blinds, which I believe I saw movement
169 throughout the time we were there. And also I just felt like my role and I'm not, I wasn't looking at the
170 big picture, I was just right there helping out how I could.
171 **MORGAN:** What did you interpret your role to be at that point?
172 **WILLARD:** At that point, I was support for Officer FRASHOUR. I knew that, that was in my mind.
173 He was fixated at the front with the rifle. His knees were hurting. I got two pads out of the car,
174 warning pads to put under his knees. It was dark or it was getting dark I don't know but it was dark.
175 That streetlight that was there was illuminating us. Officer ELIAS and his dog showed up eventually.
176 My role being at that point I didn't know he was gonna come popping out on us like he did, I'm not
177 sure I'm kind of rambling here.
178 **MORGAN:** That's okay, it's fine. Do you feel like you had an assigned task at that point other than
179 supporting FRASHOUR?
180 **WILLARD:** Um...

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181 **MORGAN:** Or if it helps, do you feel like the group of officers at the patrol car had an assigned task
182 as a group?
183 **WILLARD:** When CAMPBELL did come out, it became clear real quick who had what role. I don't
184 know if I said it out loud, I don't remember designating myself verbally, "Hey, I'm custody." I just
185 know that when he came out I started gloving up real quick and KEMPLE was working the spotlight.
186 LEWTON had the beanbag and he was calling out commands. So, my mind set was less lethal,
187 custody, custody, lethal. And I knew that the dog was back behind us.
188 **MORGAN:** Okay.
189 **WILLARD:** But for me I've been to calls, it just seemed kind of routine.
190 **MORGAN:** And you said that once he came out it became obvious immediately. Had there been any
191 discussion prior to him exiting as to who was gonna assume what role amongst the officers at the car?
192 **WILLARD:** I don't remember that.
193 **MORGAN:** Okay, and when you guys arrived, did either the officers at the car or Sergeant REYNA
194 prior to heading to the alcove, did they update you on what was going on at that point? Did you receive
195 any more information about what the status of the call was at that point?
196 **WILLARD:** I think I remember them saying that the female is out, one of the adults. I don't
197 remember who said it but there was kids inside. I didn't know if there was a conclusion that it is a
198 hostage situation or not. It once again was a surprise to me when I saw the kids coming out. It was
199 also a relief, you know, the dad instinct, and any officer will be relieved of that.
200 **MORGAN:** Did you receive the information that the girlfriend is out, the kids are still inside? Was
201 that pretty quickly after you arrived? What kind of time frame are we talking about that you're
202 gathering this information?
203 **WILLARD:** I'm sorry. From the information that I had there versus what I learned later, you know?
204 **MORGAN:** Yeah, it's hard to differentiate and best you can what we want to know is at the time, not
205 the stuff you learned afterwards, as best you can.
206 **WILLARD:** I don't remember.
207 **MORGAN:** Do you remember where you were getting that information from? Was that over the
208 radio or was that via the officers at the car?
209 **WILLARD:** It could have been either. I think LEWTON would come over and update us just to free
210 up the air so that it wasn't coming over. I think every once in a while I heard Sergeant REYNA key up
211 and give us some updates as to that.
212 **MORGAN:** And were you given any specific instructions if CAMPBELL had come out of the
213 apartment and looked as if he was going to flee, did you guys have any specific instructions on how
214 you were gonna handle that scenario?
215 **WILLARD:** Um, specific instructions I wouldn't say that. I thought that Sergeant REYNA got a car
216 onto Prescott in case he was to run. Seeing that the dog was there. That's usually what they're used
217 for. I don't think it was ever said, you know, it just seemed like that would have been too obvious if he
218 did pop and run we're gonna go after him. No one said, you know, if he runs you and you and you go
219 chase.
220 **MORGAN:** Okay.
221 **WILLARD:** But we did have the place locked down. It was almost like we had a perimeter set up.
222 We got a dog. If that was to happen we'd have a canine track. It would all happen really quick. I think
223 the chances of capturing someone that would have ran were pretty good.
224 **MORGAN:** Okay, and did you have any understanding of what, you kind of touched on it, what was
225 the canine there for on this call?

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226 **WILLARD:** Sure, canine, if he was to run or if we had to do an entry. Not that, I mean, both of those
227 scenarios could have happened and we were ready for it. As for the entry part, I don't think that was
228 ever brought up, you know, to enter and make sure everybody is okay, that was never brought up.
229 **MORGAN:** Okay. Prior to the shooting, did you hear or did you participate in any conversations
230 about activating SERT for this call?
231 **WILLARD:** No, SERT never came up. I didn't even think of that.
232 **MORGAN:** And again you touched on this, but you said Sergeant REYNA gave a couple updates
233 over the radio, LEWTON was kind of going back and forth and giving you some information, any
234 other sources of updated information as the call continued?
235 **WILLARD:** No, other than, I mean a lot of air space seemed to be setting up, people saying okay I'm
236 in place here and over here. Let's block some traffic here. Some updates once again Sergeant REYNA
237 saying they are communicating to him via text. Um, I can't remember if there was any other updates?
238 **MORGAN:** All right. Did you at any point learn that CAMPBELL's girlfriend had told Officer
239 BOYLAN that CAMPBELL's problem behavior had been the day before and that he was doing fine
240 today?
241 **WILLARD:** No.
242 **MORGAN:** Did you ever get that information?
243 **WILLARD:** No, I did not.
244 **MORGAN:** All right, and now walk me through...you guys get there and you get set up and the kids
245 pop out. Just kind of tell me about that little piece of the call.
246 **WILLARD:** Once again times I'll give kind of ballparks. From the time we showed up and we were
247 behind the patrol car to the time the girls came out it seemed like maybe 15 to 20 minutes. The call
248 946 keys up, that would have been me saying that two kids are coming out and then I saw a third, the
249 third being very small and waddling, doing that little toddler waddle. She came out holding a teddy
250 bear or some stuffed animal. That's when I keyed up again saying there's three coming out, three black
251 kids, coming right out from that same area. Obviously, from that angle we can't see the front door
252 because it's around the corner. I assumed it was coming from there. I ran around behind a car that was
253 parked up against the apartment complex and started running up to snag up the youngest kid and get
254 her out of the area where any kind of rounds could have been shot off. But there's another officer,
255 don't know his name, grabbed her up, ran north around the corner to the same spot that leads into
256 Sergeant REYNA saying that the kids are secured and I think she coordinated or something getting
257 them out of the way, you know, so they're not sitting right around the corner, get them in a vehicle, get
258 them down the street.
259 **MORGAN:** Okay, and you said earlier you were surprised when the kids came out?
260 **WILLARD:** I was, yeah. Given their size and once again the dad instinct in me kicked in, saying I
261 would never in a million years allow my little kid to come walking out.
262 **MORGAN:** How did you feel that fact changed the threat level of the call if it did at all in your mind?
263 **WILLARD:** In my mind, I took things even more serious. It went up another level from there.
264 Someone who is willing to have their kids walk out, it just to me seemed that the severity in the
265 individual's mindset that we're dealing with he's serious or crazy, I don't know. I would have never
266 let my kid walk out.
267 **MORGAN:** And, um, was part of the surprise...had you heard from anyone that the officers in contact
268 with CAMPBELL were going to be requesting that he send the kids outside? Were there any updates
269 like that at all?
270 **WILLARD:** No.

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271 **MORGAN:** Okay.
272 **WILLARD:** I never heard that.
273 **MORGAN:** And you said that you did get an update that they were contacting him by text and
274 whatnot?
275 **WILLARD:** Uh-huh.
276 **MORGAN:** Do you remember were those updates just general we're talking to him or were they
277 providing substance as far as how it was going or what was being shared there?
278 **WILLARD:** There was nothing specific that I remember being put out over the air or told to me how
279 the conversation was going. Just that there was one, and it was texting, and that we should be patient.
280 **MORGAN:** Okay, so that continued for the duration? You never received updates as far as how it
281 was going?
282 **WILLARD:** I did not.
283 **MORGAN:** Okay. Did you have any information about CAMPBELL being in possession of a
284 weapon?
285 **WILLARD:** Even en route it was in the call.
286 **MORGAN:** Okay.
287 **WILLARD:** Suicidal guy with gun in unit 37.
288 **MORGAN:** Did you ever get any more specific information about what type of gun or where it might
289 be or any of that?
290 **WILLARD:** No, I did not.
291 **MORGAN:** Okay.
292 **WILLARD:** Just a handgun. I may have asked at one point if it was a rifle. It was, it seemed that
293 everyone there was under the understanding that it was a handgun.
294 **MORGAN:** But you're not quite sure where they got that understanding from?
295 **WILLARD:** Nope, I do not.
296 **MORGAN:** Okay, and once the kids came out, was it your impression that CAMPBELL was alone in
297 the apartment at that point?
298 **WILLARD:** Well, yeah, once the kids got out to the street, that was my impression that it was just at
299 this point him in the apartment.
300 **MORGAN:** Okay. Did you ever receive information that the officers were going to be trying to talk
301 Mr. CAMPBELL into coming out, the officers that were in contact with him?
302 **WILLARD:** At that point, I didn't know what they were working on specifically.
303 **MORGAN:** Okay.
304 **WILLARD:** At that point, I was kind of a pawn on a chessboard sitting there watching the front
305 window. If I saw movement, I'd say, "There was movement in there, he's looking out."
306 **MORGAN:** And were you aware that he was about to come out at the time that he did?
307 **WILLARD:** No, not at all.
308 **MORGAN:** Were you surprised when he did?
309 **WILLARD:** Very much so.
310 **MORGAN:** Okay, just tell me about that.
311 **WILLARD:** Sure. I was either kneeling or standing behind the patrol car and all of a sudden I see an
312 individual come walking out very quick. I remember him walking out backwards, hands on top of his
313 head, fingers interlaced and I couldn't hear specifically what he was saying but I know he was
314 mumbling something and it was in a tone that seemed like he was mad or aggravated. He was not in a

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315 good mood based on his whole body language. He came straight out, stopped and turned his back
316 towards us and walked straight backwards. And I think a few different of us had a response to his, the
317 surprise and the quick motion of him. I think someone said stop or slow down and then LEWTON was
318 the one taking over. LEWTON pretty much did the bulk of the communication with him once he was
319 outside. He kept walking back towards us quick. "Slow down, stop." LEWTON was yelling those
320 kind of things. He was just kind of ignoring it and walking fast towards us and that right there once
321 again upped the severity of the whole thing. His body language and his actions, were clearly stating
322 that he was in control, not the police. And eventually maybe 15 to 20 feet off the front of the patrol car
323 is where he stopped and...

324 **MORGAN:** And did he do that at, in response to a command or did it appear he did that on his own?

325 **WILLARD:** Well being that Officer LEWTON was yelling at him to stop and slow down multiple
326 times and he didn't. Once again going back to I believe his actions, that he was on control, I think he
327 stopped on his own.

328 **MORGAN:** Okay.

329 **WILLARD:** It may have been in response to one of the many times he was told to stop maybe. I
330 don't know what he was thinking. Eventually he did stop, but it was way too close for comfort.

331 **MORGAN:** And what happens at that point?

332 **WILLARD:** Officer LEWTON, this is what I remember him saying, "we believe you have a weapon.
333 If you reach for that weapon you may be shot" and he yells "do you understand?", LEWTON yells that
334 to him. And CAMPBELL's response was, with his hands on his head he turns and I could first see,
335 this is the first time I saw his face, was through the opening in his arm. His eyebrows were down and
336 his face wrinkled up, really pissed looking and that's when he said shoot, just fucking shoot me. And it
337 wasn't, he didn't just say it, he was yelling it. I believe he said that twice. I remember hearing it very
338 clear the first time and I was thinking what. He's got a gun...I've never seen anybody say that with a
339 gun or rifle pointed at them. Most people are in fear of their lives and that reflects in their words, their
340 actions and he wasn't. He wasn't afraid of his life. Um, so he turns, says that and then takes his hands
341 off his head and starts dropping it and LEWTON was yelling to stop and get your hands up, yelling it
342 and he kept dropping his hands and that's when I remember boom, boom two beanbag rounds. Being I
343 was standing between the two guys, both about equally far apart. Two shot out from my right. He
344 stumbles forward and CAMPBELL does, stands back up and as he is sprinting full speed straight
345 toward his apartment, he's turning both his hands to his lower left almost as if he is digging for
346 something. And I'm watching, I don't know if I said it, I know I was thinking it is he's reaching, he's
347 reaching. Panic started setting in. I was actually still gloving up, strapping on the right glove onto my
348 hand and I started reducking behind the engine block expecting something to come out. I mean, he was
349 definitely digging and reaching for something. His movement was very obvious and aggressive and
350 there's something back here. I don't know what he was reaching for, but I was expecting something to
351 come up. Do you want me to just keep going?

352 **MORGAN:** Keep going until the shot and then we'll kind of go back and do some specifics.

353 **WILLARD:** So, do you want to know like keep going what my mind was thinking and things?

354 **MORGAN:** Yes, absolutely, yes.

355 **WILLARD:** I know that I heard beanbags going. He's running, he's digging, he's reaching. Um, I
356 was honestly expecting the lethal cover to shoot. Um, so I wasn't surprised when I heard the different
357 sound of the rifle crack off. I was expecting it. I was even thinking, you know, should I pull, but I had
358 in proximity I would have swept my muzzle right across KEMPLE's head, so I, and obviously it all
359 happened within seconds. So the shot was fired and CAMPBELL is still in a full dead sprint. And hit

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360 the front of a car that was parked right in front of the unit and landed in front. And so, okay, the shot
361 fired, he falls and then I see out of the corner of my left eye a dog sprinting. Officer ELIAS deployed
362 his dog at that point. The dog ran over and started biting the guy.
363 **MORGAN:** Were you able to tell in relation to the shot when the dog was released?
364 **WILLARD:** It was really close. It was close. I specifically within a couple seconds maybe.
365 **MORGAN:** Is it possible the dog was released prior to the shot?
366 **WILLARD:** It could have been being that it was out of sight. He was behind the dumpster to our left
367 and behind us.
368 **MORGAN:** And it's also possible that the dog could have been released after the shot? You're just
369 not sure based on the sequence, is that right?
370 **WILLARD:** Well, my guess is it was probably almost the same time of the shot. It could have been
371 give or take a half-second because it was really quick.
372 **MORGAN:** Okay, all right. Okay, we're just going to go back through some specifics here.
373 **WILLARD:** Sure.
374 **MORGAN:** About that particular part of things. When you first saw him, did you get on the air and
375 advise that he was coming out?
376 **WILLARD:** When he exited the building. I don't remember if I did. I actually think I may have
377 grabbed it, just keyed up and it goes beep because there's so much other stuff going on the air it
378 wouldn't go through. There was a couple of times during the call where radio traffic was not getting
79 through.
380 **MORGAN:** Okay, and you kind of covered this, but at any point in this, did you have your gun
381 actually out of the holster?
382 **WILLARD:** No, I never unholstered my gun.
383 **MORGAN:** And describe for me as he's walking back, describe for me the lighting conditions you
384 guys have at that point.
385 **WILLARD:** Sure. There's a streetlight, you guys know where the streetlight was at? Okay, and the
386 spotlight on the patrol car was the only thing lighting him up.
387 **MORGAN:** And was he pretty well, was the spotlight from the patrol car pretty well staying on him
388 or was he...
389 **WILLARD:** It was fixated in his midsection.
390 **MORGAN:** Okay, and that stayed consistent though pretty much the whole time he's backing up?
391 **WILLARD:** Yes.
392 **MORGAN:** Okay.
393 **WILLARD:** We knew he had a gun, we just didn't know where at on him. I was really looking for it,
394 looking for any kind of bulge or anything. We knew there was a gun involved in the whole situation.
395 **MORGAN:** And tell me about that. What is he wearing? What are you able to see?
396 **WILLARD:** Um, he is wearing I think it was a dark gray hooded sweatshirt zip-up style. It was
397 baggy. There was dark jeans, maybe denim. He wasn't sagging a whole lot. I don't remember seeing
398 if there was a belt or not. I couldn't tell for sure. He had white shoes on. That's something I do recall.
399 I say he wasn't sagging much because the speed at which he was walking backwards, a lot of people
400 that sag can't even walk that fast forwards unless they're holding up their pants, so.
401 **MORGAN:** Could you see the line of his underwear or shorts over the jeans?
402 **WILLARD:** A little bit of the top of his either boxers or underwear. I believe I could see some of
403 that.

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404 **MORGAN:** And could you see any skin exposed above that, the skin of his back?
405 **WILLARD:** I don't remember seeing any skin.
406 **MORGAN:** And the walking backwards and the hands interlaced on the head, was that in response to
407 commands or had he done that completely on his own?
408 **WILLARD:** On his own. It, yeah.
409 **MORGAN:** And you seemed to indicate that when he first appears there was a couple of folks yelling
410 at him, is that accurate or were a couple officers giving different commands at that point before
411 LEWTON kinda takes over?
412 **WILLARD:** It was fairly quiet right around the patrol car. Once he popped out, there was, it seemed
413 like multiple officers yelling out different things. Maybe to each other or to him. I think I said out
414 loud "he's out" and I may have heard someone else say "he's coming out" and then you hear one or
415 two yelling down to him loud enough to where he could hear, "stop, slow down, stop." Um, and then it
416 got, everyone else kind of kept, you know, shut up and LEWTON was the one from there that was
417 yelling out stuff to him.
418 **MORGAN:** Did CAMPBELL ever appear confused about what was expected of him, as best you
419 could tell from his body language?
420 **WILLARD:** No, no. No, based on his body language it seemed like he has been through the hands on
421 the head routine before. High risk vehicle stop kind of scenario. He seemed like he'd had practice in
422 that.
423 **MORGAN:** And you kind of went through a couple of them, stop, slow down and then eventually the
424 less lethal warning about the weapon.
425 **WILLARD:** Uh-huh.
426 **MORGAN:** Any other commands that he was given, that you remember?
427 **WILLARD:** Um, right before the beanbag went off, there was the LEWTON yelling stop, hands up. I
428 could tell from the tone of his voice that it was more of a like louder "hands up, hands up." You know,
429 more of an urgent sound as he was dropping his hands and that's when he did the beanbags.
430 **MORGAN:** Okay, so I know it's gonna be hard going back to frame in time, but LEWTON gives the
431 command about we believe you have a weapon.
432 **WILLARD:** Uh-huh.
433 **MORGAN:** If you reach for that weapon you may be shot. CAMPBELL responds go ahead and shoot
434 me then basically.
435 **WILLARD:** Uh-huh.
436 **MORGAN:** Tell me again what CAMPBELL does with his hands after yelling that back.
437 **WILLARD:** Shoot, just f-ing shoot me, unlaces his fingers. He doesn't quickly drop, but now his
438 hands are off his head and he's starting to, they are in this area here, they're not up, they're here and
439 that's when he's yelling get the hands up.
440 **MORGAN:** And you're indicating in here, but I just want to make sure we're clear
441 **WILLARD:** Okay.
442 **MORGAN:** Are the hands in front of him at that point?
443 **WILLARD:** No, they're to his side.
444 **MORGAN:** Okay.
445 **WILLARD:** I remember them being over here to his left, closest to where we're at, almost like he's
446 showing us here's the hands.
447 **MORGAN:** Okay.

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448 **WILLARD:** He could have put them over here.
449 **MORGAN:** And they're about chest height, shoulder height?
450 **WILLARD:** Shoulder, chest height. At that point, when the first, when I remember the first round of
451 beanbag going off.
452 **MORGAN:** What was your impression of what LEWTON was asking him to do? Was he telling him
453 to get his hands back interlaced on the back of his head or was it straight up in the air or what?
454 **WILLARD:** Right before the shot was, he was yelling hands up, hands up, hands up.
455 **MORGAN:** And you believe that was in response to the fact that he had moved his hands?
456 **WILLARD:** When he took his hands off of his head and was bringing them down, they were coming
457 down.
458 **MORGAN:** And from the time he gave the hands up, hands up, to the time the less lethal was
459 deployed, what kind of time frame are we talking about there?
460 **WILLARD:** Maybe a second.
461 **MORGAN:** Do you feel there was enough time for CAMPBELL to comply with that request before
462 the beanbag went off?
463 **WILLARD:** There was, yeah, he had a ton of time, which frustrates me. He had a ton of time to
464 comply with the dozen commands that were yelled at him. He had plenty of time.
465 **MORGAN:** Okay and then tell me about the plan of the custody team as far as, assuming he had
466 continued to comply with commands, what were guys gonna do with him exactly? Or what were you
67 gonna have him do I guess?
468 **WILLARD:** What I was told, nothing specific. What we all revert to in our training is to have him
469 side step to the left, prone them out. We never say what we're gonna do specifically, we just revert
470 right back to the training in the advanced academy that we've all done. We've gone over it a dozen
471 times and I know for sure at East precinct I have been involved in a lot of high risk custodies and it was
472 just a routine deal. I knew that I was gloving up for a custody. If we were to approach him when he
473 was proned out I knew that lethal had been FRASHOUR and KEMPLE and I would have scooped up
474 his arms and click, click he would have been on his way.
475 **MORGAN:** Okay. Do you feel like the custody team was treating this as a high risk stop for tactical
476 purposes?
477 **WILLARD:** In a way, yes. I mean, with a high risk vehicle stop you have an unknown threat in the
478 car even if we have the driver out let's say. We're just gonna move him out to the left from us so we
479 can walk straight up to him. That's what I thought was gonna happen from there.
480 **MORGAN:** And so...
481 **WILLARD:** We're standing behind a patrol car, it seemed very much like a high risk vehicle stop.
482 **MORGAN:** Were you intending, let me just clarify, were you intending to have him walk past the
483 patrol car and take him into custody behind the patrol car or was he pretty much at the distance you
484 wanted to do it, you just wanted him a little farther over?
485 **WILLARD:** I don't know specifically how LEWTON was setting it up. Once again I just assume that
486 he was gonna step him out to the left. From there, I don't know he could have had him prone out there
487 or come back to us. I'm not sure what he was planning on doing.
188 **MORGAN:** Was there any discussion at the point he stopped, was there any discussion about
+89 approaching him in that standing position and taking him into custody there where he was standing?
490 **WILLARD:** There wasn't.
491 **MORGAN:** And why was that?

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492 **WILLARD:** Why was there no discussion?
493 **MORGAN:** Would you have been hesitant to do that?
494 **WILLARD:** From where he stopped and was first, that location where he was beanbagged?
495 **MORGAN:** Correct.
496 **WILLARD:** I thought it would have been strange for us to walk up and around the patrol car. I
497 wouldn't have pictured taking him into custody there personally. I would have wanted him, if anything,
498 I was picturing him stopping there, I would have had him farther out. If he would have listened he
499 would have been farther away, safer. Step over to the left and prone him out out there. So we didn't
500 have to walk around. Because of how close he was to the patrol car, it would have been very awkward,
501 tripping over each other if we got a custody team and a lethal cover going out and around the patrol car
502 and then to him. I wasn't picturing that.
503 **MORGAN:** Uh, did this appear to be a situation where a taser would have been appropriate in your
504 opinion?
505 **WILLARD:** No. I never thought of bringing out the taser. That 21 foot probe length, that would
506 have been stretching it from where he was at there. Taser never came across my mind at that point.
507 **MORGAN:** All right, and did you hear any discussion about using the taser?
508 **WILLARD:** No.
509 **MORGAN:** And were you aware the beanbag was going to be deployed when it was or did it come as
510 a surprise to you?
511 **WILLARD:** Uh, surprise as in, did he say I'm going to beanbag you now or did he verbalize it you'll
512 be beanbagged? I don't remember him saying anything to that effect, but CAMPBELL's obvious
513 disregard to any of the commands, it was of no surprise to me.
514 **MORGAN:** And again your perception of why the beanbag was deployed?
515 **WILLARD:** Failing to comply and starting to lower his hands. I pictured beanbags as being a
516 compliance tool. Obviously, that's why it's called less lethal. Um, you're asking why do I think the
517 beanbag round went off?
518 **MORGAN:** And I realize you can't put yourself in LEWTON's head, but just from your perspective,
519 what was your impression of why the less lethal was deployed?
520 **WILLARD:** He wasn't following commands and was...it seemed like he was setting up for
521 something. Um, maybe to stun him so that he can get a tactical hand because he was pretty much
522 running the show, CAMPBELL.
523 **MORGAN:** And other than the standard warning, "We believe you have a weapon, if you reach for
524 that weapon you're gonna be shot," any other specific references to the beanbag given by LEWTON to
525 CAMPBELL?
526 **WILLARD:** No.
527 **MORGAN:** Okay. How many times do you think the beanbag was deployed total? I know you said
528 there were two and then he kind of took off running.
529 **WILLARD:** Obviously now I know how many were. At the time, I thought I heard two or three total
530 beanbags and one or two rifle rounds.
531 **MORGAN:** Okay, and you said after the first couple, I can't remember exactly what you said but
532 CAMPBELL basically picked himself back up or gathered himself and then started running. Did the
533 first couple appear to have an effect on him then? Can you describe how that looked?
534 **WILLARD:** Um, sure. He turned, he says his thing about shooting, he wanted to be shot, lowers his
535 hands, LEWTON is yelling, "get your hands back up, hands up," boom, boom, he stumbles forward,

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536 forward at an angle I guess heading directly, a straight line back to unit 37, and then stands up and he's
537 in a full sprint and turns and he was diving his hands back into the back waistband area. Into either the
538 back pocket or, I mean, I think I lost sight of one of his hands. It was into something, he was digging
539 for something. Um, once again, exactly how many rounds of beanbag I heard going off...I do
540 remember actually, this is the car here, dropping back down expecting something to happen towards
541 me. And so I, you know, I know that in my head I was, I couldn't testify truthfully if I was saying it or
542 thinking it, but I do know that at least I was thinking he's reaching, he's reaching, he's reaching. And
543 it definitely wasn't, it worried me big time.

544 **MORGAN:** How quickly would you say the beanbag rounds went off as best you were able to tell?

545 **WILLARD:** It was quick rounds, boom, boom, boom.

546 **MORGAN:** Would you say pretty close to as quick as you can cycle the action and reacquire the
547 target?

548 **WILLARD:** Yeah, yeah.

549 **MORGAN:** And where exactly where CAMPBELL's hands at the time FRASHOUR fired? Did they
550 stay consistently digging on that back left side...

551 **WILLARD:** Uh-huh.

552 **MORGAN:** ...the whole way?

553 **WILLARD:** I think his right hand, being that he couldn't reach far enough it was somewhere about
554 here. But his left hand was in a back left pocket or into his pants that was, it was back here near his left
555 butt cheek.

556 **MORGAN:** Okay, and you felt like the left hand was digging deep enough that it was at least partially
557 out of view? Is that right, am I putting that right?

558 **WILLARD:** Uh-huh. Yes.

559 **MORGAN:** Okay, and you've articulated this but just to be clear and give it it's own kind of stand
560 alone answer here.

561 **WILLARD:** Uh-huh.

562 **MORGAN:** Describe your assessment of the threat level that Mr. CAMPBELL is posing to police and
563 to civilians in the area.

564 **WILLARD:** At what point.

565 **MORGAN:** At this time. After the beanbag rounds had gone off and he's running back towards the
566 apartment.

567 **WILLARD:** Sure. I am at this point thinking that, I mean, I can quote the use of force policy,
568 1010.10 section B, members may use deadly force to effect the capture or prevent the escape of a
569 subject where the member has probable cause to believe that subject poses a significant or immediate
570 threat of death or serious physical injury. I've had coaches give scenarios of threats running and what
571 would you do. In that scenario, I was thinking shoot, shoot, shoot. He was running and we needed to
572 effect the capture or prevent the escape of that guy. And beanbag wasn't working. I was expecting
573 him to pull a gun out based on what he was doing before. There's an apartment complex right there, it
574 could have been a hostage situation, so I'm thinking our safety and the safety of others inside. Once
575 again, I was on custody. I wasn't holding the less lethal or a rifle. If it was me holding the rifle, I
576 would have shot, absolutely. That's why I said prior in this interview that I was not surprised when I
577 heard that gun go off. I was expecting it based on his deliberate digging in his pants. It's just
578 frustrating because as soon as LEWTON told him what he needed to do to be shot he did it and that's
579 what was frustrating.

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580 **MORGAN:** Do you know where either Sergeant REYNA or Sergeant BIRKINBINE were when the
581 lethal round was fired?
582 **WILLARD:** In the alcove to our right I'm assuming. I don't know specifically.
583 **MORGAN:** Did you see either of them during this...
584 **WILLARD:** After?
585 **MORGAN:** ...second period I guess.
586 **WILLARD:** Sure. So, okay, after the shot was fired, he falls in front of the car. All I can see is his
587 pants and the bottom of his white shoes. I'm looking for movement. The canine dog is on the guy
588 biting him. Canine is calling him back. The dog runs back to ELIAS. I get behind, step out from the
589 patrol car obviously staying low and I run over towards the, I can point where but there's a car parked
590 up against the building and I ducking low ran over and looked straight down towards CAMPBELL to
591 see if I could see anything, movement of hands, anything he was laying underneath ready for us to
592 come up and approach him. The scenario is going through my head of that. Didn't see any movement
593 and as I was walking back to, staying low and moving quick back to the patrol car, I think somewhere
594 at that point is when Sergeant, the guy.
595 **MORGAN:** BIRKINBINE?
596 **WILLARD:** BIRKINBINE, I've never met him until that night, came out and I, he asked or said
597 something about was that less lethal only or was that rifle. I mean, a clarification question and I said
598 both. Okay. And that's when he came up and said we need to relieve FRASHOUR. I said I'm going to
599 stay with him and we both walked off the line. We went straight for the corner out of sight. That's
600 when I saw Captain DAY and Sergeant REYNA right around there. I think she was talking with
601 Captain DAY.
602 **MORGAN:** Okay. Was that the first time you saw BIRKINBINE on the call was when he came up
603 and...
604 **WILLARD:** Yes.
605 **MORGAN:** ...checked to see who shot?
606 **WILLARD:** Yes, the first time I saw him, that's the first time I saw...I didn't know that Captain
607 DAY was out there.
608 **MORGAN:** Okay, and did you hear Officer FRASHOUR say anything either at the car immediately
609 afterwards or did he discuss the shooting at all with you on the way back, prior to you guys getting
610 separated?
611 **WILLARD:** After the shot was fired, I remember keying up. I don't know if it went through or not,
612 but my fingers, I pressed on the microphone and I said beanbag, shots fired beanbag deployed. I
613 remember him keying up. I think his got through and he said lethal or shots fired lethal shot. Just to let
614 them know the difference between beanbag and what he just did. Then we walked back. We didn't
615 say anything to each other and as soon as we got into that corner there, Captain DAY, I'm not sure if he
616 asked or FRASHOUR said that he did fire a lethal round. Okay, FRASHOUR turned and said Sarg or
617 said to somebody, do you want me, something about his rifle. Do you want me to, I don't know the
618 rifle terms, but when you empty it out and deadline it or something. I'm not an AR guy. I don't know
619 what the response from the sergeant was, but when we got to Captain DAY he immediately found out
620 either by asking or someone saying to him who was what and he looks at me and I said I was a witness
621 officer and he looks at FRASHOUR and FRASHOUR said I fired. And he goes, you two separated
622 now and to his left was TY GARRISON and MICHELLE TAFOYA and he immediately goes you with
623 him and TAFOYA with him. And I never talked to him. In fact, I didn't talk to him until after the gag
624 order was lifted.

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625 **MORGAN:** Okay.

626 **WILLARD:** I never said one word to him.

627 **MORGAN:** Did you hear FRASHOUR say anything to LEWTON along the lines of "I thought he had
628 a gun, he was reaching for a gun?" Did you overhear anything like that at all?

629 **WILLARD:** No.

630 **MORGAN:** Okay, and just backing up real quick here. ELIAS's dog ends up on CAMPBELL for a
631 few seconds at least, do you remember what ELIAS was doing during that time period?

632 **WILLARD:** Yeah, ELIAS broke from cover. I don't know if he jogged forward or took a few steps
633 forward. He was out in the open parking lot yelling for his dog to come back and then I think he
634 realizing where he was at with no cover, he either walked or jogged back behind cover and the dog did
635 come over.

636 **MORGAN:** Did you hear any conversation between ELIAS and any of the officers or sergeants about
637 forming a custody team and going up and securing Mr. CAMPBELL while the dog was on him?

638 **WILLARD:** Okay, custody, when I, after going and looking down, getting close to the apartment
639 complex and looking directly south at CAMPBELL laying there, I went back over to FRASHOUR and
640 somebody was talking about a custody team. I don't remember who. And I stood up behind
641 FRASHOUR and said something to the effect of I'm...there was somebody formulating a plan about
642 getting up there on him and getting him into custody and getting medical going. Oh, yeah, somebody I
643 think LEWTON said over the air "get code three medical coming." So, we knew that he was shot, we
644 knew that he needed medical attention and we were working quick to get that to him but then the whole
645 factor of can't see his hands and then ELIAS is yelling for somebody go to his patrol car and get his
646 binoculars maybe so they could lay down flat in the parking lot and see underneath, see anything they
647 can.

648 **MORGAN:** Okay, do you remember who was participating in that conversation when you got back
649 up there?

650 **WILLARD:** Uh, there was a lot going on. A lot of people moving quick and some yelling going on.
651 Not yelling out of frustration, just to be heard. I don't remember specifically who at that point seemed
652 to really...

653 **MORGAN:** And had you then gone back and left the scene prior to them coming to a decision about
654 whether or not they could safely approach?

655 **WILLARD:** I, okay, standing behind FRASHOUR thinking that we're going to approach, I'm gonna
656 be custody. I'm going to go up with FRASHOUR and before we even moved from the patrol car,
657 that's when the sergeant came in and he got FRASHOUR off the line and I said I'm gonna be with
658 FRASHOUR, which then within seconds we were split and I never came back to the scene, so from
659 what I understand there was a lot of discussion as to custody at that point. I was with Michelle
660 TAFOYA in a patrol car half a block away, half a block west.

661 **MORGAN:** Okay, and I'm guessing this is going to be the same answer in that case, were you
662 involved or did you overhear the discussions about whether to call SERT after the shooting?

663 **WILLARD:** No, I was not involved in any of that. The only time I heard that was over the air.

664 **MORGAN:** Okay.

665 **WILLARD:** Active SERT.

666 **MORGAN:** Had you come to any conclusions about CAMPBELL's state based on his reaction to the
667 canine?

668 **WILLARD:** I thought he was dead.

669 **MORGAN:** And what was that based on?

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670 **WILLARD:** I've seen people that have played dead get bit by dogs and they come alive very quick
671 and when he got bit he wasn't reacting. He was moving because the dog was moving him, but he, I
672 thought he was dead.

673 **MORGAN:** Do you know, or did you come to any conclusion as to who was in charge of the crime
674 scene after the shot was fired?

675 **WILLARD:** I didn't even think of it. It didn't come across, I would have thought, either one of the
676 two sergeants that were there. Well, now that the captain was there after the shot was fired and I'm out
677 on the street separated, knowing that the captain was there, I thought maybe the captain was running
678 the show.

679 **MORGAN:** And again you kind of covered this but just to be clear, did you have any discussions with
680 any of the involved members that night?

681 **WILLARD:** No, absolutely not.

682 **MORGAN:** Prior to your detective interview? Do you know if anyone on scene was maintaining a
683 crime scene log?

684 **WILLARD:** Um, I saw, he was an east precinct officer, he was standing near the crime scene with a
685 clipboard and paper. He's working right now. I don't remember his name specifically, east precinct
686 guy. That's after I came walking up near the mobile command precinct. I stayed away from that whole
687 thing and detectives talked to me right at the front there. They were gonna have me do a walk through,
688 but they didn't want to disturb any of the crime scene, so they had me tell them where everybody was.

689 **MORGAN:** Okay.

690 **WILLARD:** RICK DORAN was the guy I saw with the clipboard.

691 **MORGAN:** Did you sign the log at all?

692 **WILLARD:** No.

693 **MORGAN:** And obviously this has been a bit of a media sensation. Anything you've read, anything
694 you've seen on the news, do you feel like any of that has influenced your perceptions of the events
695 from that night?

696 **WILLARD:** Either the day after I was on line. This is the first, well, I'll explain. Clicked on an
697 article that was on a, I don't remember where it was, and started watching a little bit of video of a news
698 crew in the apartment complex to the east, a video tape down of the crime scene and was interviewing
699 some guys that looked like gang members and I stopped the video. It was just like this is ridiculous
700 some of the things that they were saying. So, that was the end of any news in my house for a couple of
701 weeks.

702 **MORGAN:** And you participated in an EAP debrief?

703 **WILLARD:** Yes, I did.

704 **MORGAN:** And we don't need to go into that details of that debrief, but did you feel like anything
705 you learned there has effected your perception of the events of that night? In other words, do you feel
706 as if you still have independent recollection of the events that night?

707 **WILLARD:** Well, obviously at the debrief you hear point of views from a variety of people and it
708 starts making a bigger picture. As for the result of what happened that night, even after the debrief, I
709 knew that CAMPBELL had a goal and a mission and he fulfilled it. He knew exactly what he had to
710 do, and he did it. Um, I don't think anything different would have happened that night.

711 **MORGAN:** And you don't feel like your memories have been contaminated or there's not really a
712 right word for it but...

713 **WILLARD:** Sure.

714 **MORGAN:** ...you still feel like you are remembering correctly what you perceived that night...

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715 **WILLARD:** Yeah, I do.
716 **MORGAN:** ...and you can separate that from what you learned after?
717 **WILLARD:** I do remember everything very well. It's still for the most part a video in my head. I
718 think in my detective interview immediately afterward I said two or three rounds of beanbag or two
719 rounds of rifle, but once I learned that it was actually six and one, you know, your mind starts thinking
720 well did I hear that or what did I hear? All I know is I heard a lot of rounds going off, seven total.
721 **RENNA:** Okay. You made reference earlier in your interviews after you went up on the car with
722 Officer FRASHOUR and there was a break after the kids came out. There was a period of time.
723 **WILLARD:** Uh-huh.
724 **RENNA:** And I think Sergeant MORGAN asked you about communication that was going on
725 between the officers behind the car and people that were in the alcove, officers there. You described
726 that at that point in time you were a pawn on a chessboard.
727 **WILLARD:** Uh-huh.
728 **RENNA:** How did, I guess #1 go over for me again why you felt that way, #2 being there, how did
729 that make you feel?
730 **WILLARD:** Sure. In reference to pawn on chessboard, I knew I wasn't running the show and I knew
731 that others were. There was movement to my right. I was doing a lot of focusing on that front window
732 there. Um, I remember LEWTON getting up and down behind the car and over communicating with
733 the sergeants a couple of times. I don't know what they were talking about, what they were doing.
734 What I felt at that time, I don't know if I had a lot of feelings going through me. At that point, it
735 seemed routine. Guy inside with gun, now he's by himself. Just waiting for something. What are we
736 gonna do?
737 **RENNA:** Okay, what kind of updates were you getting?
738 **WILLARD:** Wasn't a whole lot of updates.
739 **RENNA:** Did you know that they were talking to him on the phone?
740 **WILLARD:** Yes. Well talking? At that point texting. I did not know, at that point, any phone
741 conversation had ensued.
742 **RENNA:** Okay, and then what do you recall, how many times were you told that they were texting
743 back and forth?
744 **WILLARD:** Once, maybe twice.
745 **RENNA:** Moving further along, up to the point where Mr. CAMPBELL is running. He's been struck
746 with a couple of less lethal rounds and running back to the apartment and you describe him as digging
747 with his hands in the back onto the left side of his body.
748 **WILLARD:** Uh-huh.
749 **RENNA:** Did you see his hands or a hand actually disappear into his clothes?
750 **WILLARD:** I believe I saw his left hand out of sight. I don't know if it was into his pants or into his
751 back left pocket, but he was in the motion of digging, like a quick, frantic reaching for something as he
752 is running.
753 **RENNA:** Okay. Did you see him getting struck with the beanbags, actually struck? Did you see it
754 hitting him?
755 **WILLARD:** I remember seeing a round, not specifically the round, but he had a baggy sweatshirt that
756 was almost like a cape-like in the wind when he was running and when one round hit it hit the back of
757 his sweatshirt and there was a ripple effect and that was pretty much square into the back. I remember

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758 seeing that ripple effect. I knew that round hit him. I remember specifically seeing that. I remember
759 saying that in my detective interview, I remember seeing some kind of effect.
760 **RENNA:** Okay, do you remember which round that was in relation to the others?
761 **WILLARD:** That was probably the, probably the third or fourth round that was shot because he had,
762 that was when he was in full sprint.
763 **RENNA:** Okay.
764 **WILLARD:** The wind is catching onto the back of that.
765 **RENNA:** You also said, I believe you made reference, it was when Mr. CAMPBELL had stopped in
766 front of the car, in front of where you guys were positioned. That you didn't upholster your weapon
767 because Officer KEMPLE was immediately in front of you? At least in a position...
768 **WILLARD:** Sure.
769 **RENNA:** ...where the muzzle of your weapon would have gone across him.
770 **WILLARD:** When he stopped and LEWTON was giving commands, I wasn't thinking of pulling out
771 my gun. I knew at that point we had less lethal, lethal, KEMPLE and I for custody. So I wasn't even
772 reaching or thinking about my gun. Where I started thinking of gun was when he was in a full sprint
773 after being beanbagged and his hands were reaching for something. And at that point I was thinking
774 that he needs to be stopped. I didn't reach for the gun. Obviously, it all happened really quick but one
775 of the quick thoughts that run through your mind among the many was that I didn't want to, if I did pull
776 a gun it wouldn't have swept right across as I pulled it up and out towards him. It would have gone
777 right across KEMPLE who was kneeling down working the spotlight.
778 **RENNA:** Did you have thoughts about drawing your weapon before that point?
779 **WILLARD:** No.
780 **RENNA:** How come?
781 **WILLARD:** Because I was on custody. That was what I was thinking. Are you talking about prior to
782 him even coming out of the apartment?
783 **RENNA:** Um-hmmm.
784 **WILLARD:** No.
785 **RENNA:** Why not?
786 **WILLARD:** I was trained not to pull out a gun unless you have something to point it at. In fact, that
787 night I remember kneeling down behind the car, I was putting both my hands ungloved onto the side of
788 the car to keep warm, my hands warm as I was kneeling behind the engine block.
789 **MORGAN:** Dave?
790 **DOBLER:** Why don't we go back to when you were talking about Mr. CAMPBELL came out and he
791 was being given commands, a series of commands, some of those by Officer LEWTON.
792 **WILLARD:** Uh-huh.
793 **DOBLER:** And you had mentioned that it was frustrating because he had a ton of time to comply...
794 **WILLARD:** Uh-huh.
795 **DOBLER:** ...and chose not to. Can you go into a little bit more detail about that?
796 **WILLARD:** Sure. When he first came out and was moving quickly, he was being specifically
797 LEWTON was yelling at him to stop numerous times and he wasn't willing to stop. His body language
798 and obviously his movement towards us at a very quick pace walking backwards, sure he had his hands
799 on his head, sure he was walking backwards, but he is moving way too close to us and much too fast.
800 If he listened to maybe even the sixth command to stop he would have stopped way out in front of

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801 us, much farther out, a much safer distance for any officer to react properly. But he eventually did stop
802 where he wanted to stop, that's how I perceived it.

803 **DOBLER:** When you initially saw him coming out of the alcove, what was he doing? Was there
804 anything unusual about what he was doing? How he was coming out of the alcove?

805 **WILLARD:** When he came out, first time I saw him was with his hands on his head walking
806 backwards just really quick. Straight out, stopped, turned and straight back towards us. I made
807 reference to him saying something. I couldn't hear what he was saying but I know that I could hear
808 something, some kind of mumbling going on with an angry tone as he's walking back towards us.

809 **DOBLER:** In your career, have you ever seen somebody without being given commands do
810 something like that?

811 **WILLARD:** Yeah, they have. Um, a lot of people watch TV and they assume the position before
812 being frisked or something, I've seen it happen before.

813 **DOBLER:** What about the rate of him walking? You mentioned that was really fast?

814 **WILLARD:** Uh-huh.

815 **DOBLER:** Wasn't his walking fast like that closing distance? As part of your training, time and
816 distance gives you opportunities or reaction time?

817 **WILLARD:** Action reaction principle. I was definitely thinking he's setting up for something. He's
818 going to do something. He's setting up for it. It put a knot in my stomach.

819 **DOBLER:** You touched on this, but since we're talking and don't have the ability of visuals, and just
820 in my own mind, when he stopped and you said he looked, his hands were up on his head and he
821 looked back to the left, at least what I saw you do.

822 **WILLARD:** Uh-huh.

823 **DOBLER:** Now, he was at that distance of roughly 15 feet from the car?

824 **WILLARD:** Approximately, yes.

825 **DOBLER:** And he was stopped at that time?

826 **WILLARD:** Uh-huh.

827 **DOBLER:** And when somebody's looking like that, what do you think about?

828 **WILLARD:** He shouldn't be looking at us. He's seeing where we're at, just we want to keep him
829 facing away. Him turning and starting to turn and saw him looking at us obviously is not what we're
830 telling him to do. You're asking me what was I thinking? He could be looking for a target.
831 Immediately afterwards he was digging his hands in his pants he has seen targets, why, he was acting
832 like a left-handed guy that night. I don't know if he was left-handed to this day, but he was definitely
833 reaching.

834 **DOBLER:** If you could have stopped him at a safe distance, if you were like a high, pretend this is a
835 high risk car stop...

836 **WILLARD:** Uh-huh.

837 **DOBLER:** Would you have picked that distance or would it be further away?

838 **WILLARD:** I would have stopped him twice the distance out. Action reaction, he's closer and he
839 could turn and have an easier target. Anybody is more accurate within 15 feet versus 30. And he was
840 close enough where he could have, he could have hit us, he could have shot us and been more accurate.

841 **MORGAN:** Two more quick things real quick and then I think we're done.

842 **WILLARD:** Sure.

843 **MORGAN:** Um, if you had received information about the fact that the text messaging appeared to be
844 going well.

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845 **WILLARD:** Uh-huh.

846 **MORGAN:** About the fact that the contact team for lack of a better term felt like they were making
847 progress with him, do you feel like that would have effected the interaction you guys had with him
848 once he emerged?

849 **WILLARD:** My answer on that is no and this is my reasoning. My thought process is he's suicidal,
850 something happened to the point where he's distraught enough to have a gun, we're here, the mentality
851 of a suicidal person when they come to a conclusion of how they are going to end their life can be of
852 joy and excitement because they have a mean to their end. He could be telling one person one thing
853 and be saying it jokingly and happy, but until he's in handcuffs and he's patted down, I'm going to treat
854 him the same as any other threat. And once he comes out, we're gonna go by routine, how we're
855 trained to do it. Keeps us as safe as can be. Keep the tactical advantage completely.

856 **MORGAN:** Okay, and let me ask a similar question, you said that you were surprised when he kind of
857 appeared and you guys didn't know that we'd be requesting him to come outside.

858 **WILLARD:** Uh-huh.

859 **MORGAN:** Do you feel like if you had known that the other officers were requesting him to come
860 outside, do you feel like that would have changed the interaction at all?

861 **WILLARD:** If someone on the air said okay we asked for him to come out, he should be coming out
862 now and then there he appears, would it have changed our reaction?

863 **MORGAN:** If nothing else about his behavior once he exits, changes, if you just had that extra piece
864 of information prior to him appearing in your line of sight, do you feel like that would have changed
865 the event at all?

866 **WILLARD:** No.

867 **MORGAN:** And explain why you feel that way.

868 **WILLARD:** Sure. Even if, I mean, within a couple of seconds I got over the quick adrenaline rush of
869 oh there he is and then now we're in the role of calling out commands, going by the numbers. If I was
870 told he's coming out now and then he came out, it wouldn't be the oh he's out now, it would have been
871 like okay here comes the commands. If he did exactly what he did and not listened and dropped his
872 hands and ran, the whole bit, he still would have got shot.

873 **RENNA:** Okay. After you arrived, do you recall ever getting advised by radio, word-of-mouth, by
874 somebody next to you in the line that he, Mr. CAMPBELL had been acting one way the previous night
875 but that he had calmed down and he was not acting that way on this particular day.

876 **WILLARD:** I did not get any information.

877 **RENNA:** All right, I've got nothing.

878 **MORGAN:** All right. And these are just a couple of wrap-up questions here. Do you have any
879 information you believe would be relevant to the case which we haven't covered here today?

880 **WILLARD:** Well, good question. Stuff that happened that night or things that I've learned after?

881 **MORGAN:** Throw it out there and I'll tell you whether or not, it can't hurt to share it.

882 **WILLARD:** I mean, you know, I think you guys know his history, so no I can't think of anything.

883 **MORGAN:** Okay, anything at all related to the call that we didn't cover that you feel we should have
884 discussed?

885 **WILLARD:** Um, no.

886 **MORGAN:** Okay, and anybody else you think we should talk to that we might be unaware of?

887 **WILLARD:** No.

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888 **MORGAN:** Okay, and keeping in mind this is an administrative review, is there anything about the
889 incident that caused you concern or that you think should be addressed in an effort to improve future
890 performance?
891 **WILLARD:** Um, the actual incident or how they handled things afterwards?
892 **MORGAN:** Both if you have a critique on the debrief or something, we'd certainly be happy to hear
893 that too.
894 **WILLARD:** Sure. I think, I mean, this is one thing that I know that is already in the works, but for the
895 media to hear that Officer FRASHOUR has had his rifle taken away and he's been pulled off the road.
896 It sounds like discipline. And I hope that eventually that we'll go into standard procedure that yeah
897 they're taken off the road, this is what we do regardless of guilt or no guilt. You know, I'm thinking
898 that's something that's going into action. So if in the future I'm involved in a shooting it doesn't seem
899 to the media that Officer WILLARD is being punished. It's, this is what we have to do.
900 **MORGAN:** Okay.
901 **WILLARD:** That's the only thing that I could say right now.
902 **MORGAN:** Okay, anything about the call at all that you...
903 **WILLARD:** No, of the call, no.
904 **MORGAN:** Okay, that's gonna be it then. We'll go ahead and conclude the interview. It is about
905 6:17 p.m.
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