

1 **INTERVIEW OF: OFFICER KRISTOPHER KINT**

2 **INTERVIEW BY: DETECTIVE DIANE FREIER AND**

3 **SENIOR INVESTIGATOR JAY CLARK**

4 **DATE: OCTOBER 25, 2011**

5 **DET. FREIER:** I'm Detective Freier, and today is 10/24/11,
6 and it's 2355 hours. And I am in the parole briefing room with
7 Jay Clark, the senior inspector with the Contra Costa County
8 District Attorney's office. And Officer Kint.

9 We're going to be speaking about this officer-
10 involved shooting incident that occurred today. So this is
11 going to be Tape No. 11-9020.

12 And just so you know, you're being talked to as a
13 witness. Obviously, you're -- you're free to go.

14 We give you the standard (inaudible) that you're not
15 a suspect in the case (inaudible).

16 **OFC. KINT:** I understand.

17 **DET. FREIER:** I just want you to go comfortable with that.

18 What I need to know initially is: What was your
19 shift tonight or today?

20 **OFC. KINT:** I was late red day shift. 9:00 a.m. in the
21 morning to 9:00 p.m.

22 **DET. FREIER:** Okay. And what are your days to work?

23 **OFC. KINT:** I work every Sunday, Monday, Tuesday, and
24 every other Saturday with that.

25 **DET. FREIER:** And had you worked last Saturday? This



1 last -- past Saturday?

2 **OFC. KINT:** Yes, I did.

3 **DET. FREIER:** Okay. So this is your third workday?

4 **OFC. KINT:** Correct.

5 **DET. FREIER:** Monday? Okay. Because it's almost midnight
6 now.

7 And what was your call sign tonight?

8 **OFC. KINT:** I was X21.

9 **INV. CLARK:** And you were a single-unit patrol?

10 **OFC. KINT:** Correct.

11 **DET. FREIER:** Okay. And what vehicle were you in?

12 **OFC. KINT:** I was in Vehicle 7.

13 **DET. FREIER:** Okay. And how was Vehicle 7 equipped
14 tonight?

15 What other weapons or equipment did you have?

16 **OFC. KINT:** Standard equipment. There was also an AR-15
17 and a Remington shotgun inside.

18 **DET. FREIER:** Okay. And in terms of your uniform tonight,
19 can you tell me what you were wearing?

20 **OFC. KINT:** Just the standard Antioch battle dress
21 uniform. BDU style uniform.

22 **INV. CLARK:** Are there -- there patches, like, say
23 "Antioch Police" on both shoulders?

24 **OFC. KINT:** Yes, there is.

25 **DET. FREIER:** Okay. Is there a cloth badge on the left



1 side?

2 **OFC. KINT:** Yes, there is.

3 **DET. FREIER:** Okay. Is your name on the right-hand side
4 embroidered?

5 **OFC. KINT:** Yes. My last -- my full last name and then my
6 first letter of my first name, K.

7 **DET. FREIER:** Okay. And on your duty belt, what do you
8 have? Maybe, starting from left to right.

9 What do you wear on your duty belt?

10 **OFC. KINT:** From my left all the way to the right, I have
11 my magazine pouches. I then have my Taser. I have a set of
12 handcuffs. Then I have a gun and a another set of handcuffs.

13 **DET. FREIER:** Okay. And then how many magazines do you
14 carry extra on your belt?

15 **OFC. KINT:** Two on my belt.

16 **DET. FREIER:** Okay. And how many rounds each do those
17 carry?

18 **OFC. KINT:** Eleven.

19 **DET. FREIER:** Okay. And were those both full tonight?

20 **OFC. KINT:** Yes.

21 **DET. FREIER:** Okay. When was the last time that you
22 checked your magazines?

23 **OFC. KINT:** They were probably -- when we shot this week.
24 I think that was Saturday.

25 **DET. FREIER:** Okay.



1 **OFC. KINT:** So that's probably the last time I checked
2 them.

3 **DET. FREIER:** And you loaded them yourself?

4 **OFC. KINT:** Yes.

5 **DET. FREIER:** Okay. And then your weapon, your duty
6 weapon, can you tell me what type that is?

7 **OFC. KINT:** It's a 40-caliber Smith & Wesson.

8 **DET. FREIER:** Okay. And was it loaded?

9 **OFC. KINT:** Yes, it was.

10 **DET. FREIER:** Okay. Did you have a full magazine?

11 **OFC. KINT:** I did.

12 **DET. FREIER:** Okay. Was that also 11 rounds?

13 **OFC. KINT:** Yes, and one in the chamber.

14 **DET. FREIER:** Okay. And you checked that -- did you check
15 it prior to your shift?

16 **OFC. KINT:** Yes. Just by looking down and seeing the
17 brass and the port.

18 **DET. FREIER:** Okay. How long have you worked for Antioch
19 Police Department?

20 **OFC. KINT:** A little over eight years.

21 **DET. FREIER:** Okay. So what was your start date?

22 **OFC. KINT:** I believe it was June 2002 or 2003.

23 **DET. FREIER:** Okay. Did you work in law enforcement
24 before then?

25 **OFC. KINT:** Yeah. I guess it was considered a peace



1 officer position. I -- I was a probation aide for Sacramento
2 County Juvenile Hall.

3 **DET. FREIER:** Okay. Was it a armed position or --

4 **OFC. KINT:** No, it was not.

5 **DET. FREIER:** Okay. So had you had any firearms training
6 prior to the police academy?

7 **OFC. KINT:** Not official training, no.

8 **DET. FREIER:** Okay. So you have -- you have shot guns
9 before you were formally trained?

10 **OFC. KINT:** Yes.

11 **DET. FREIER:** Okay. And then in the police academy, what
12 did your firearms training consist of?

13 **OFC. KINT:** I don't know if I remember exactly. I think
14 it was a two-week or three -- three-week course that --

15 **DET. FREIER:** Okay. And you were trained on how many
16 different weapons?

17 **OFC. KINT:** The shotgun and a .9 millimeter, I believe, is
18 what I was issued. It's what we carried before we switched to
19 the .40 cal. I think it was Smith. I'm not -- I don't
20 remember the make.

21 **DET. FREIER:** Okay. And then when you worked with Antioch
22 Police, did you have additional firearms training?

23 **OFC. KINT:** Yes.

24 **DET. FREIER:** How -- how often do you have firearms
25 training?



1 **OFC. KINT:** It depends. Usually, we -- we usually do
2 monthly shoots. But the official training is usually twice a
3 year.

4 **DET. FREIER:** Okay. Is that handgun, shotgun, and any
5 other weapons?

6 **OFC. KINT:** Yes. And it also includes AR-15.

7 **DET. FREIER:** Okay. And did you have an AR with you
8 tonight?

9 **OFC. KINT:** Yes, I did.

10 **DET. FREIER:** Okay. Did you -- where did you keep that
11 gun?

12 **OFC. KINT:** Right next to the shotgun. In between the
13 driver and passenger seat.

14 **DET. FREIER:** Okay. And did you ever deploy that gun
15 tonight?

16 **OFC. KINT:** No, I didn't.

17 **DET. FREIER:** Okay. Just some more standard questions.
18 Do you wear glasses or contacts?

19 **OFC. KINT:** No.

20 **DET. FREIER:** Okay. Any prescription medication that you
21 take?

22 **OFC. KINT:** No.

23 **DET. FREIER:** Okay. The last time that you slept before
24 you came to work. Do you remember when you went to bed and
25 when you got up?



1 **OFC. KINT:** I think I went to bed at 10:30 or 11:00 last
2 night and woke up at about 7:00 in the morning.

3 **DET. FREIER:** Okay. And did you eat?

4 **OFC. KINT:** Yes.

5 **DET. FREIER:** When did you eat last?

6 **OFC. KINT:** Before the incident or --

7 **DET. FREIER:** Yes.

8 **OFC. KINT:** Probably during my shift. I make my lunch.
9 So I had a sandwich and some fruit, maybe, around one o'clock.

10 **DET. FREIER:** Okay.

11 **OFC. KINT:** 12:00 to 1:00.

12 **DET. FREIER:** Okay. And then your -- was your shift
13 pretty typical today when you started out?

14 **OFC. KINT:** Yes.

15 **DET. FREIER:** Okay. And then we'll kind of lead up to
16 the -- the actual incident itself.

17 Well, let me ask you one more question, kind of
18 background stuff.

19 Have you had any other assignments besides parole
20 since you've worked here?

21 **OFC. KINT:** No.

22 **DET. FREIER:** Okay. So leading up to the incident
23 tonight, how was it that you became aware of -- of what was
24 happening over there on Lemontree Court?

25 **OFC. KINT:** I heard Perkinson go out, I think, on a 94 on



1 Lemontree Court. And I was on a call with Officer Vanderpool
2 on Horizon Lane.

3 **DET. FREIER:** Okay. How far is that from Lemontree Court,
4 approximately?

5 **OFC. KINT:** Not very far. It's driving time maybe less
6 than a minute or a minute.

7 **DET. FREIER:** Okay.

8 **OFC. KINT:** A couple of blocks away.

9 **DET. FREIER:** Okay. So then you -- what do you hear --
10 you hear the -- the 11-94 call, and then what catches your
11 attention to respond there?

12 **OFC. KINT:** Then I heard its secondary transmission. It
13 was a little garbled. I did hear a gun, and it did sound like
14 a serious situation.

15 **DET. FREIER:** Okay. So that -- that got you listening for
16 sure?

17 **OFC. KINT:** Yes.

18 **DET. FREIER:** Okay. And so you -- did you respond Code 3?

19 **OFC. KINT:** At that point, yes, I did.

20 **DET. FREIER:** Okay. Lights and siren?

21 **OFC. KINT:** Yes.

22 **DET. FREIER:** And what was your direction of travel from
23 Horizon Lane? How did you get to the scene?

24 **OFC. KINT:** I'm not sure what side street I took. It
25 was -- I think I went northbound Spanos. Could have been



1 Dogwood or Banyan, but I'm not sure. Northbound. And then I
2 went eastbound on Sycamore; and then I made a southbound turn
3 on Lemontree Way; and then immediate right on to Lemontree
4 Court.

5 **DET. FREIER:** Was there any other updated radio traffic
6 when you were on your way there?

7 **OFC. KINT:** I do not believe I -- I heard any of the
8 updated traffic, or none that I'm remembering right now.

9 **DET. FREIER:** Do you remember if you heard any other units
10 go 97 before you got there?

11 **OFC. KINT:** I do remember Officer Bedgood saying that he's
12 right around the corner when Officer Perkinson originally said
13 he was 94. He answered up to cover immediately and said that
14 he was nearby, so I assumed he was also 97.

15 **DET. FREIER:** Okay. And was there anything about Officer
16 Perkinson's demeanor on the radio that caught your attention
17 besides the word "gun"?

18 **OFC. KINT:** Yes. There appeared to be an elevated pitch
19 in his tone that made me believe that there may have been some
20 stress involved, or some possible -- you know, a serious
21 situation that you could definitely tell by the tone -- tone of
22 his voice.

23 **DET. FREIER:** Okay. And then you -- you said you were
24 with Officer Vanderpool?

25 **OFC. KINT:** Yes.



1 **DET. FREIER:** Okay. So was he following you, then, as
2 you -- or were you first car (inaudible)?

3 **OFC. KINT:** We had cleared the call when he went ninety --
4 when he originally went 94, so I think he left before me, and
5 then I left out of the -- it's a gated complex on Horizon Lane,
6 so -- I don't see where he went, because I -- we weren't right
7 by each other. I don't remember him right in front of me or
8 right behind me when I was responding there, so --

9 **DET. FREIER:** Okay. So you -- when you respond, where do
10 you go?

11 Do you go into the court or --

12 **OFC. KINT:** Yes, I go immediately into the court. I
13 probably was the first car in the court.

14 I saw a car there already, and I guess I was assuming
15 that was either Perkinson or Bedgood's car.

16 **DET. FREIER:** Okay.

17 **OFC. KINT:** Because I believe I was the third one there,
18 if I'm correct.

19 **DET. FREIER:** I think I gave you my -- the new one to use?
20 Okay.

21 What I'm going to have you do is just kind of
22 (inaudible) where everybody was (inaudible). Just mark with an
23 "X" where you pulled in to Lemontree Court, where your parole
24 car was.

25 And if it's -- if there's not enough room on there,



1 just --

2 **OFC. KINT:** Okay. I don't know what this little flag or
3 something is --

4 **DET. FREIER:** That's -- that's what the camera shot of --
5 of that -- the address.

6 **OFC. KINT:** Okay. Because I think this might actually be
7 right where I was at, so I'm going to --

8 **DET. FREIER:** Okay. (Inaudible) there.

9 Was it basically where I saw your car parked tonight?

10 **OFC. KINT:** Yes.

11 **DET. FREIER:** Okay.

12 **OFC. KINT:** Where you saw me writing in my car.

13 **DET. FREIER:** Okay. All right. So you pull up, and I
14 couldn't remember if you said. Were there other parole cars on
15 the street, or you thought you were the first one?

16 **OFC. KINT:** I saw one, and I pulled up ahead of it. And I
17 don't remember it being a K-9 car, so -- but I was the third
18 one there, so I'm guessing it might have been Bedgood's, now
19 that I'm thinking about it.

20 But I do remember seeing a car there. Because that
21 kind of drew my attention. Because I'm trying to locate them.
22 I didn't know exactly where they were at, so --

23 **DET. FREIER:** Did he say that he was 94 on Lemontree
24 Court, or did you give a specific address?

25 Do you remember?



1 **OFC. KINT:** I don't remember a specific address. I think
2 I remember Lemontree Court.

3 **DET. FREIER:** Okay. And then you see the other parole
4 car, so you just go and park in front of it?

5 **OFC. KINT:** Yes.

6 **DET. FREIER:** Okay. So what's going on when you get
7 there?

8 What do you see and what do you hear?

9 **OFC. KINT:** When I first get there, I don't see any of the
10 officers, so I'm kind of wondering where they are at.

11 I think this guy who lives here his name is [REDACTED]
12 [REDACTED] and he kind of pointed me back here to this
13 direction, so I immediately ran over here.

14 **DET. FREIER:** To the -- so he pointed you to the carport
15 area?

16 **OFC. KINT:** Yes.

17 **DET. FREIER:** (Inaudible) [REDACTED].

18 **OFC. KINT:** Yes.

19 **DET. FREIER:** Okay.

20 Okay. And did he say anything? Or he was just
21 telling you where they were at?

22 **OFC. KINT:** He just pointed, "They're over there. They're
23 over there."

24 Because I apparently was like -- had a look on my
25 face like, where are they at?



1 **DET. FREIER:** Okay.

2 **OFC. KINT:** So he pointed me in the right direction, and I
3 saw Perkinson and Bedgood.

4 **DET. FREIER:** Okay. Did you see any other people in the
5 area? Any civilians?

6 **OFC. KINT:** I do remember people hanging around, loitering
7 around, but nothing that really caught my attention.

8 **DET. FREIER:** Did you happen to see anybody going this way
9 out of -- like, towards you when you were driving in?

10 **OFC. KINT:** No. I do remember people right here, and I
11 assumed they were residents of this apartment complex.

12 **DET. FREIER:** Okay. So the one just north of -- sort of
13 northwest of that?

14 **OFC. KINT:** Yes.

15 **DET. FREIER:** Okay. And -- so you see -- you said you saw
16 Bedgood first and then Perkinson?

17 **OFC. KINT:** Probably both around the same time.

18 **DET. FREIER:** But on this -- on this kind of northwest
19 side of the building?

20 **OFC. KINT:** Yes.

21 **DET. FREIER:** Okay. And what were they doing?

22 **OFC. KINT:** They were -- Bedgood was kneeled down, and he
23 was -- had his firearm pointed into this carport. And
24 Perkinson was over here with his dog. I don't remember if he
25 had a firearm. It's probably hard with a dog. And I don't



1 know exactly what he was doing. But he was giving commands in
2 here to drop the gun several times.

3 **DET. FREIER:** Okay. Did you hear any -- any voices from
4 inside the carport responding back? Or any sounds at all?

5 **OFC. KINT:** I don't know if I remember him saying
6 anything. Nothing coming to mind right now.

7 I do remember me trying to locate who they were
8 yelling at. And I was kind of wandering back and forth trying
9 to get views.

10 And I do remember seeing the carport interior storage
11 door cracked open, and a black shirt inside.

12 **DET. FREIER:** Okay.

13 Okay. So how long does this -- his commands -- I
14 mean, is it continual commands, or just one time?

15 **OFC. KINT:** They were continual commands. They were
16 several. Maybe ten to 15.

17 **DET. FREIER:** Okay. Is Bed --

18 **OFC. KINT:** Maybe even more.

19 **DET. FREIER:** Is Bedgood saying the same thing, or --

20 **OFC. KINT:** Yes, he's -- I think he is also giving
21 commands, I think. I distinctly hear Perkinson's commands
22 right now while you're asking me. I think his commands might
23 have been louder.

24 **DET. FREIER:** Uh-huh.

25 **OFC. KINT:** So maybe that's why they're staying in my --



1 **DET. FREIER:** And he's saying what to this person? Or
2 yelling at him?

3 **OFC. KINT:** "Drop the gun."

4 **DET. FREIER:** Okay.

5 **OFC. KINT:** And "Drop the gun" several times.

6 **DET. FREIER:** Okay. Do you have your gun out at that
7 point or at any point?

8 **OFC. KINT:** Yes, I believe I did at that point.

9 **DET. FREIER:** Okay. So where do you actually end up
10 setting up once you kind of assess the situation?

11 **OFC. KINT:** Well, I routinely kind of walk back and forth.
12 I feel like I did that several times. But I think I posted up
13 behind Bedgood right here. And that's why I kind of remained
14 and gave out radio traffic.

15 **DET. FREIER:** Was it hard to see in that door where --

16 **OFC. KINT:** Yes. Well, I think Perkinson probably had a
17 better vantage point.

18 Where me and Bedgood would -- were, the door was,
19 like I said, just cracked open. So where we were at, it's kind
20 of limited view inside that storage door.

21 **DET. FREIER:** Okay. So can you just put an "X" where
22 Bedgood was, to the best of your recollection; and where you
23 were; and then where Perkinson was.

24 **OFC. KINT:** Okay. Perkinson was right here on this
25 corner. I'm going to label that a one. And then Bedgood was



1 right here. There's a doorway. He was off to the left of that
2 doorway. I'm going to label that a two.

3 **DET. FREIER:** Okay.

4 **OFC. KINT:** And then I kind of posted up right behind
5 Bedgood. And I'll label that a three.

6 **DET. FREIER:** Okay. Then you said that you were giving
7 out some radio traffic.

8 So what updates were you giving?

9 **OFC. KINT:** I think I said initially that -- well, I came
10 back here and asked this guy his address, and he gave me his
11 address.

12 **DET. FREIER:** Tim?

13 **OFC. KINT:** Tim.

14 **DET. FREIER:** Uh-huh.

15 **OFC. KINT:** And I believe I put out something to the
16 effect that, "We're in the carport to the rear," whatever his
17 address was. And I believe I put out that there was a subject
18 in a storage carport storage door with no way out. And man
19 with a gun. Something to that effect, I believe.

20 **DET. FREIER:** But at that point, you had not seen the gun
21 yet? You just saw the black T-shirt?

22 **OFC. KINT:** No. I just remember seeing a black T-shirt.

23 **DET. FREIER:** Okay. At any point when you were posted up
24 there, where you -- you positioned yourself, were you able to
25 see in, or were you guys -- or I won't say speak for Bedgood --



1 but were you relying on what Perkinson was seeing?

2 **OFC. KINT:** I was relying on the initial information that
3 they provided me with, the gun information. I don't remember
4 seeing a gun.

5 **DET. FREIER:** Okay. And then what -- what happened after
6 that?

7 **OFC. KINT:** I remember Vanderpool coming up and asking me
8 if --

9 **DET. FREIER:** Hang on just a second. I want to stop the
10 recorder for just a moment.

11 Back on the record at 12:12, is what I got, on
12 10/25/11.

13 We had to take a brief break just to take about
14 another evidence item, another officer.

15 I'm sorry. Go ahead (inaudible) you started.

16 **OFC. KINT:** Oh, think I you asked me what -- happened
17 next.

18 **DET. FREIER:** What happened next, uh-huh.

19 **OFC. KINT:** And I believe I was going -- I saw Vanderpool
20 come up at that point. I believe he was the fourth officer
21 there.

22 **DET. FREIER:** Did he come in the court?

23 **OFC. KINT:** I believe -- I don't remember where he parked.
24 He probably parked right behind me or somewhere near there.

25 **DET. FREIER:** Okay.



1 **OFC. KINT:** And I think he asked me something like,
2 "Should I get the AR?"

3 And I said, "Yeah."

4 I think he went back and -- and got the AR. And I
5 think he took up a position near Perkinson.

6 **DET. FREIER:** Okay. And then what happened?

7 **OFC. KINT:** I think I provided a little more radio
8 traffic. I think I requested for a shield, something to that
9 effect.

10 And, again, officers on scene were giving commands to
11 drop the gun and come out.

12 **DET. FREIER:** Do you remember hearing in the background
13 sirens and --

14 **OFC. KINT:** Yes.

15 **DET. FREIER:** Okay. So other officers are responding Code
16 3 too.

17 And then -- so you were hearing more people, "Drop
18 the gun"? More officers saying, "Drop the gun?"

19 **OFC. KINT:** Yes.

20 **DET. FREIER:** Okay. Is there any other conversation going
21 on that you can hear?

22 **OFC. KINT:** I know me and Bedgood had a little bit of
23 conversation.

24 I was talking about our poor cover. I thought it was
25 more of a concealment. I thought we were all in danger because



1 the walls real thin, and --

2 **DET. FREIER:** And you don't even know what kind of gun it
3 is at this point?

4 **OFC. KINT:** No.

5 **DET. FREIER:** You just know it's a gun. But you don't
6 know if it's a rifle or a handgun or what it is?

7 **OFC. KINT:** Yes.

8 **DET. FREIER:** Okay.

9 **OFC. KINT:** So, I mean, that's why I think I requested for
10 the shield, because we -- I mean, even though we were behind
11 some kind of wall, I didn't know how sturdy the wall was. I
12 thought we all could potentially be shot if he did, in fact,
13 have a gun.

14 **DET. FREIER:** Uh-huh. Okay.

15 So does somebody eventually bring a shield up, then?

16 **OFC. KINT:** Yes.

17 **DET. FREIER:** Okay. Do you remember who that would be?

18 **OFC. KINT:** I believe it was Corporal Will Dee.

19 **DET. FREIER:** Okay. And then do you remember where --
20 where he goes with the shield?

21 **OFC. KINT:** Not sure. I think he went to the corner where
22 Perkinson and Vanderpool were with the shield. I'm not sure.
23 And he may have also handed it off to Sergeant Morefield. I'm
24 not a hundred percent on what exactly transpired with the
25 shield.



1 **DET. FREIER:** Yeah. Well, I'm sure your -- your main
2 focus is what you're -- what you're looking, you know, into
3 that carport. But sometimes you -- you know, you're aware of
4 your peripheral surroundings too.

5 Just trying to get an idea of who might have got
6 there next.

7 And at some point Sergeant Morefield shows up?

8 **OFC. KINT:** Yes.

9 **DET. FREIER:** Okay.

10 **OFC. KINT:** And I remember Walters also -- Officer Walters
11 showing up.

12 **DET. FREIER:** Okay. So who's -- is there a scene
13 commander there, or --

14 **OFC. KINT:** I don't know if anyone at that point before
15 the supervisors were there were necessarily, you know, the
16 scene commander or taking charge and giving out orders. I
17 think everyone was kind of onboard with giving this guy --

18 **DET. FREIER:** A team effort.

19 **OFC. KINT:** -- the opportunity and giving him commands to
20 drop the gun and come out with your hands up, stuff like that.

21 **DET. FREIER:** So how long did that -- from the time you
22 got there and they're already yelling, you know, "Drop the
23 gun," and more people are getting there, how much time do you
24 think passes before you hear the first, you know, shot being
25 fired?



1 **OFC. KINT:** Maybe one to two minutes, I mean.

2 **DET. FREIER:** Okay. And during that whole time, you don't

3 hear anything from a voice inside the garage or anything?

4 **OFC. KINT:** No, I didn't hear him say anything.

5 **DET. FREIER:** No response from him.

6 Okay. So tell me about when -- and let me know if

7 I'm skipping ahead. Did anything else happen before you heard

8 the shots fired that you remember?

9 Because you said somebody got the shield. Will Dee

10 got the shield, and then --

11 **OFC. KINT:** Shield.

12 **DET. FREIER:** Morefield's there.

13 **OFC. KINT:** I thought I heard some citizens chiming in.

14 You know, "Don't be stupid. Just drop the gun."

15 **DET. FREIER:** Okay.

16 **OFC. KINT:** Stuff like that, vaguely, in the background.

17 **DET. FREIER:** Males or female voices, or both?

18 **OFC. KINT:** It sounded like a female voice.

19 **DET. FREIER:** Okay. So then what leads up to the point of

20 the shots being fired?

21 **OFC. KINT:** Again, I don't know who shot, but there was,

22 like, one shot where you could tell, like, oh, there's a shot.

23 You know, you know it's a shot. And there was no other shots

24 to accompany it. So there was one shot, a pause, and then a

25 bunch more shots that followed.



1 **DET. FREIER:** Okay. Was your perspective -- did you have
2 a perspective of who fired that first shot?

3 Did you feel -- or did you think it was APD, or did
4 you think it was the person in the garage?

5 **OFC. KINT:** I did have a perspective. I thought it came
6 from the garage, but, you know, I wasn't sure.

7 **DET. FREIER:** Uh-huh.

8 **OFC. KINT:** I wasn't a hundred percent. I know the shots
9 that appeared to follow did appear to be from APD.

10 **DET. FREIER:** Okay. Did you fire any shots into the
11 garage or anywhere?

12 **OFC. KINT:** No, I did not.

13 **INV. CLARK:** Okay. Did you -- but you still had your gun
14 out, fixed on the carport?

15 **OFC. KINT:** Yes, I did.

16 **DET. FREIER:** Okay. And your decision not to fire any
17 shots was based on what?

18 **OFC. KINT:** Well, I was kind of concerned for Officer
19 Bedgood and Walters, who were behind. I told them that I was
20 behind them.

21 **DET. FREIER:** So they were both in front of you at this
22 point?

23 **OFC. KINT:** Yes. Bedgood's is definitely in front, and
24 then Walters might have been a little bit back.

25 **DET. FREIER:** Okay.



1 **OFC. KINT:** And maybe I was right here. So me and Walters
2 were maybe side-by-side. He was a little bit ahead of me. And
3 I was still kind of walking back and forth too. So I wasn't
4 stationed there or fixed on that position with my firearm. I
5 was moving.

6 **DET. FREIER:** Uh-huh.

7 **OFC. KINT:** But I was worried, you know, that during a
8 moment of stress, someone could pop up. I don't want to be the
9 idiot that shoots a friend in the back of the head.

10 **DET. FREIER:** Uh-huh.

11 **OFC. KINT:** I didn't feel comfortable. I didn't think it
12 was safe at the time for me to take a shot.

13 **DET. FREIER:** Okay. Do you recall, from the people that
14 were around you, if you would see any of them firing? Like,
15 Vanderpool or --

16 **OFC. KINT:** I heard a lot of shots. I know I heard the
17 shots because it kind of -- initially, it didn't necessarily
18 hurt my ear, but, you know, when you shoot in the -- the range,
19 or you shoot outside --

20 **DET. FREIER:** Uh-huh.

21 **OFC. KINT:** -- and you have earphones or earmuffs and
22 protection. And when you don't and you're right next to it,
23 you know, sometimes it could be a little shocking at -- at
24 first. So I remember kind of putting my hand up to my ear
25 like, oh, this is real shooting. This is loud.



1 **DET. FREIER:** Uh-huh.

2 **OFC. KINT:** And then I do remember seeing muzzle shots. I
3 don't recall from -- I recall an AR muzzle shot, and I recall
4 handgun muzzle shots, but I don't relate that to who was -- who
5 had the AR, or who had the --

6 **DET. FREIER:** Okay. But that -- what -- what direction
7 was that coming from, from where you were?

8 **OFC. KINT:** It was come from our position.

9 **DET. FREIER:** Okay. So somebody near you was firing?

10 **OFC. KINT:** Yes.

11 **DET. FREIER:** Okay. All right. And you said you
12 qualified last week at the range?

13 **OFC. KINT:** I -- this was our month -- well, actually it
14 was a qualification. Yes, I qualified I think it was Saturday.
15 This past Saturday.

16 **DET. FREIER:** Okay. And then did you happen to -- when
17 the shots were fired, and I'll take you right up until when
18 things calmed down a little bit. But what happened after
19 you -- you hear this volley of shots? I don't know if you can
20 even estimate how many shots you think were fired, but --

21 **OFC. KINT:** No. It would be a guesstimation more than
22 anything. The firing stopped. I think someone said, "Cease
23 fire" or "hold your fire."

24 Then I remember, you know, looking to see what the
25 guy in the storage facility or the storage door was doing. And



1 he -- I saw him laying down. And I saw him moving. And I
2 yelled, "He's still moving." And some other people, I think,
3 also yelled he was moving.

4 And then a little while later, I know Morefield
5 approached with two other officers. I'm not sure exactly who.
6 And they approached him with a shield. And I think they
7 disarmed -- disarmed him and got the gun and threw it away, or
8 through it out of the way.

9 **DET. FREIER:** What direction did they come from?

10 **OFC. KINT:** They came from the direction where Perkinson
11 initially was.

12 **DET. FREIER:** Okay.

13 **OFC. KINT:** In this area I circled as a No. 1.

14 **DET. FREIER:** Okay. And do you -- do you -- do you see
15 what they do when they first go in there? I mean, are you able
16 to --

17 **OFC. KINT:** Yes. I'm -- I'm -- well, initially, they were
18 out of my view until they came closer to the storage door.

19 **DET. FREIER:** Uh-huh.

20 **OFC. KINT:** But, yeah. They approached with the shield.
21 I think there was three. And they approached the door where
22 the subject was. And I -- someone saw a gun, reached in, got a
23 gun, and -- and got it.

24 **DET. FREIER:** Where was the gun when they grabbed it? I
25 mean, approximately.



1 **OFC. KINT:** I'm not sure. I'm assuming it was on the
2 ground right next to him. I'm -- I don't know if it was on him
3 or on the ground, but I saw them --

4 **DET. FREIER:** Where he was?

5 **OFC. KINT:** Yeah. I saw them reached in. And I think
6 they said something like, "Grab the gun" or "Get the gun."

7 **DET. FREIER:** Okay. And what did they do with the gun?

8 **OFC. KINT:** I want to say they threw it. Maybe they
9 grabbed it. I'm not sure exactly.

10 **DET. FREIER:** Okay.

11 **OFC. KINT:** But got away from him if he was still alive or
12 moving.

13 **DET. FREIER:** Okay. Where was -- so what position is this
14 guy in, the suspect?

15 **OFC. KINT:** I think he's laying on his back or his side at
16 this point.

17 **DET. FREIER:** So is he facing you or away from you? I
18 mean, facing (inaudible).

19 **OFC. KINT:** Well, if he -- probably be facing me, and then
20 his facing me at the same time. It's kind of --

21 **DET. FREIER:** Okay.

22 **OFC. KINT:** Well, I'm here, and he's maybe in this
23 position.

24 **DET. FREIER:** Okay.

25 Okay. So when the officers went in there, they



1 moved -- moved him?

2 **OFC. KINT:** I don't recall them moving him. I did see him
3 in a position where he was not where I originally last saw him.
4 So at some point, he got moved. I don't know if the medics
5 moved him. I don't know if fire moved him.

6 **DET. FREIER:** So how much time had passed from -- because
7 when you were talking about it, in my mind, I was thinking that
8 it was right after the shooting. So was it a little time had
9 gone by before you saw him? I mean, because it -- it sounded
10 like --

11 **OFC. KINT:** No, I did see him right after the shoot --
12 shooting. Because I said, "He's still moving." I remember his
13 body moving.

14 **DET. FREIER:** But did you see the officers handcuff him or
15 do anything with him?

16 **OFC. KINT:** No, I don't remember seeing them handcuff him,
17 but --

18 **DET. FREIER:** Do you remember --

19 **OFC. KINT:** -- I do recall seeing him handcuffed at a
20 later time.

21 **DET. FREIER:** Okay. So -- but you do remember them --
22 somebody picking up the gun -- one of the officers picking up
23 the gun, tossing it to the side?

24 **OFC. KINT:** Yes.

25 **DET. FREIER:** And you don't remember any other movements



1 of the suspect?

2 **OFC. KINT:** No. I -- I don't know what -- I don't know
3 why I didn't see him handcuffed, but I did see him handcuffed
4 at a later time.

5 **DET. FREIER:** Okay. Wondering if --

6 **INV. CLARK:** The only thing that I had in mind for was:
7 Which police academy did you go to?

8 **OFC. KINT:** The Napa -- Napa Valley Police Academy.

9 **DET. FREIER:** Okay. Do you have anything that you think
10 is important that we didn't ask you about? Something that you
11 remember that you think is significant?

12 **OFC. KINT:** Nope. I don't think I have --

13 **DET. FREIER:** Do you know who the suspect was?

14 **OFC. KINT:** Yes.

15 **DET. FREIER:** I mean, did you know who he was while the
16 call was going on, or only afterward?

17 **OFC. KINT:** I think I knew who he was when Perkinson 94ed
18 him. I turned -- I remember turning to Vanderpool and saying,
19 "I think he's out with Joshua Petersen."

20 **DET. FREIER:** Oh, okay.

21 So somebody that you had prior contact with?

22 **OFC. KINT:** Yes. It's someone I knew who had a warrant
23 and who frequents the area.

24 **DET. FREIER:** What did you -- what else did you know about
25 him?



1 **OFC. KINT:** I knew that he has run from the police on
2 prior occasions and resisted arrest on prior occasions.

3 **DET. FREIER:** And anything else about what he does in the
4 area?

5 **OFC. KINT:** I don't have a lot of personal contact with
6 him. All that I know of him is what I've heard secondhand. So
7 I don't know if he -- he sells dope or if he's a burglar or if
8 he's anything.

9 **DET. FREIER:** Uh-huh.

10 **OFC. KINT:** All -- all the stories I've heard had been
11 from someone else. Because I had not had any personal contact
12 with him.

13 **DET. FREIER:** Was that prior to the shooting incident that
14 you heard those things?

15 **OFC. KINT:** Yes.

16 **DET. FREIER:** Okay. So just was somebody that you
17 recognized hearing about before?

18 **OFC. KINT:** Yes. And then from hearing those stories, I,
19 of course, run their names and look at their pictures and --

20 **DET. FREIER:** Okay.

21 **OFC. KINT:** -- familiarize myself without actually meeting
22 him.

23 **DET. FREIER:** And is that your -- your beat area, or --

24 **OFC. KINT:** Yes.

25 **DET. FREIER:** Okay. And that's which beat area?



1 **OFC. KINT:** What is now our Beat 1.

2 **DET. FREIER:** Okay. Thank you, because I don't know what

3 the beats are anymore.

4 **OFC. KINT:** This is Beat 1 now.

5 **DET. FREIER:** Okay. But that's your regular beat?

6 **OFC. KINT:** Yes.

7 **DET. FREIER:** Okay. All right. Anything else?

8 **INV. CLARK:** (Inaudible.)

9 **DET. FREIER:** Okay.

10 **INV. CLARK:** Just have him date and sign that.

11 **DET. FREIER:** Yeah. Thank you.

12 If you would just put your John Hancock on there.

13 **OFC. KINT:** Okay.

14 **DET. FREIER:** Today's date is now the 25th.

15 (Conclusion of Recorded Material.)

16 -o0o-

17

18

19

20

21

22

23

24

25

