



Alameda County
District Attorney's Office
John J. Meehan, District Attorney

PROSECUTION DISCOVERY REQUEST
PURSUANT TO PENAL CODE SECTION 1054.3

TO DEFENDANT AND HIS/HER ATTORNEY OF RECORD:

PLEASE TAKE NOTICE that the District Attorney of Alameda County hereby requests discovery pursuant to Penal Code Section 1054.3. The following information is specifically requested:

1. The names, addresses and birth dates of all persons, other than the defendant, whom the defendant intends to call as witnesses at trial.
2. Relevant written or recorded statements, and reports of statements, of all intended witnesses other than the defendant, including any reports or statements of experts made in connection with the case, and the results of any physical or mental examinations, scientific tests, experiments, or comparisons which the defendant intends to offer in evidence at the trial.

The authorities for this request are Penal Code Sections 1054--1054.7, and Meeks v. Superior Court (1991) 230 CA3d 698.

Compliance with this request must be made within 15 days from your receipt of this request (Penal Code Section 1054.5(b)), or a motion for sanctions may be filed with the Court.

Respectfully submitted,

THOMAS J. ORLOFF,
District Attorney

MUNICIPAL COURT OF CALIFORNIA, COUNTY OF ALAMEDA
SAN LEANDRO-HAYWARD JUDICIAL DISTRICT

FILED
MAY 23 1995
CLERK

THE PEOPLE OF THE STATE OF CALIFORNIA)
)
)
vs.)
)
)
PAUL ELDERTS,)
)
Defendant(s).)
)
_____)

NO. AXL045
COMPLAINT 5153797
ACSO-RPT#95-8554

IN CUSTODY

The undersigned, being sworn, says, on information and belief, that said defendant(s) did, in the San Leandro-Hayward Judicial District, County of Alameda, State of California, on or about May 19, 1995, commit a **FELONY**, to wit: a violation of Section 245(b) of the Penal Code of California, in that said defendant did then and there assault MARK LEWIS with a semiautomatic rifle.

50

GREAT BODILY INJURY CLAUSE
(Penal Code Section 12022.7(a))

The Undersigned further deposes and says on information and belief, that in and during the commission and attempted commission of the above offense, the said defendant PAUL ELDERTS, with the intent to inflict such injury, personally inflicted great bodily injury on MARK LEWIS.

20

Complainant therefore prays that a warrant issue and that said defendant(s) be dealt with according to law.

Subscribed and sworn to before me on

/s/ ACSO

May 22, 1995 JH/dm 88725

Deputy District Attorney
Alameda County, California

BAIL EXONERATION <input type="checkbox"/>	7 DEFENDANT'S LAST NAME ELDERTS		FIRST PAUL	MIDDLE HIAPO	GEN MAULANI	2 PFN	3 LOCAL CODE 949264		SEND VERIFICATION		
	4 OTHER NAMES				5 REPORT/ARREST NUMBER 95-8554		6 LOCAL USE				
	7 DATE OF BIRTH 011270	POB HI	HEIGHT 603	WEIGHT 185	HAIR BRN	EYES BRN	RACE P	SEX M			
CONTINUATION <input type="checkbox"/>	8 BALD —	SKIN LR	GLASS —	BUILD M	MAR N	HAND R	CZ Y	YRCO 92	YCAL 73	YADR	
	9 SALIENT CHARACTERISTICS (SMT'S) NONE OBSERVED										
	10 HOME ADDRESS			CITY	STATE	ZIP CODE 94546					
OFFENSE <input type="checkbox"/>	11 HOME PHONE		12 BUS. PHONE 18008190456		13 OCCUPATION TEAM LEADER			14 YREM 91			
	15 EMPLOYER'S ADDRESS				CITY OAKLAND	STATE CA	ZIP CODE 94621				
	16 ARREST DATE 051995	17 ARREST TIME	18 DRIVERS LIC #	19 SOC SEC #		20 MISC ID #					
REPORT ATTACHED <input type="checkbox"/>	21 NON REL	22 CHECKS: PIN: NCIC: UPDATED BY:		23 CLOTHING BLUE SWEAT SHIRT BLUE SHORTS			24 CASH AT BKG				
	25 CODE SECTION (USE SUB-SECTION) 245 (A)(2) PC		26 M/F F	27 COURT 1450	28 CIR 2	29 WARRANT #	30 BAIL	31 CEN			
	32 NEW PFN: YES <input type="checkbox"/> NO <input type="checkbox"/> ID CONFIRMED TO PFN:										
33 ID CONFIRMED BY:											
34 CII#:											
35 FBI#:											
36 ARMED WITH DEADLY WEAPON <input type="checkbox"/>			GREAT BODILY INJURY <input type="checkbox"/>			37 TOTAL BAIL:		38 SIGNATURE OF PERSON PRINTED			
USED A FIREARM <input type="checkbox"/>			ACTED IN CONCERT (SEX OFFENSE) <input type="checkbox"/>								
BURGLARY CLASSIFICATION:											
39 LOCATION OF ARREST			CITY CV	40 CO-DEFENDANT		SEX	RACE	AGE			
42 ARRESTING OFFICER J. LIND			NUMBER 120769	43 ASSISTING OFFICER		NUMBER	44 TRANSPORTING OFFICER GODLEWSKI		NUMBER 64		
45 VEH. LICENSE #		STATE	YEAR	MAKE	MODEL	COLOR	46 TOWED TO:			47 TOW TAG #	
48 I HEREBY ARREST THE ABOVE DEFENDANT ON THE CHARGE INDICATED AND REQUEST A PEACE OFFICER TO TAKE HIM INTO CUSTODY. I WILL APPEAR AS DIRECTED AND SIGN A COMPLAINT AGAINST THE PERSON I HAVE ARRESTED.											
NAME:			DOB:			SIGNED:		PHONE:			
ADDRESS HOME:			PHONE:			BUSINESS:		PHONE:			
49 COMPLAINANT'S NAME				SEX/RACE/AGE	50 COMPLAINANT'S ADDRESS						
51 PERSON TO BE NOTIFIED DAVE LOUIS HENRY ELDERTS		JUV <input type="checkbox"/>	EMERGENCY <input checked="" type="checkbox"/>		52 RES. PHONE	53 RELATIONSHIP GRANDFATHER		54 DATE/TIME OF NOTIFICATION			
55 ADDRESS OF PERSON TO BE NOTIFIED					56 BUS. PHONE	57 OFFICER MAKING NOTIFICATION					
58 RELEASE INFORMATION:					59 JUVENILE DISPOSITION:						
60 PRISONER SIGNATURE/OUTGOING				61 OFFICER SIGNATURE/OUTGOING		DATE/TIME		62 REASON FOR RELEASE			
63 NARRATIVE: ELDERTS GETS INTO AN ARGUMENT WITH LEWIS, THEN SHOOTS LEWIS IN THE LEG WITH AN AR-47 RIFLE.											

EXTRA COPIES TO:

ALAMEDA COUNTY SHERIFF'S DEPARTMENT

EVENT FORM

TYPE RPT: [X] CRIMINAL [] IDENT [] DOM VIO [] PHONE [] INSURANCE [] INFO ONLY [X] COMPLAINT
CASE NO. 95-8554
PAGE 1 OF 9
DATE/TIME REPORTED 2100 05-19-95

CODE SECTION(S) 245(A)(2) P.C.
CRIME/INCIDENT ASSAULT WITH A DEADLY WEAPON / RIFLE
CLASSIFICATION 040101
OCCURRED BETWEEN 5-19-95 TIME 2100 DAYS) OCCURRED FTU
LOCATION OF OCCURRENCE [REDACTED] CITY CASTLE VALLEY CORPUS NO 10769

INVOLVED PERSONS
1 INVOLVMT NAME (LAST, FIRST, MIDDLE) LEWIS, MARK RANDALL
RES. PHONE [REDACTED] DOB 3-17-55 RACE/SEX W/M HAIR/EYES BRN BLU HGT/WEIGHT 600/235 DL # NO 209513 STATE CA SSN, OTHER # 54702-5858
BUSINESS NAME, ADDRESS, CITY, ZIP N/A. OCCUPATION [REDACTED] BUS. PHONE [REDACTED]
2 INVOLVMT NAME (LAST, FIRST, MIDDLE) JOHNSON, ANNE
RES. PHONE [REDACTED] DOB 9-08-62 RACE/SEX W/F HAIR/EYES BRN BLU HGT/WEIGHT 503/135 DL # N9102528 STATE CA SSN, OTHER # N/A.
BUSINESS NAME, ADDRESS, CITY, ZIP UNEMPLOYED OCCUPATION [REDACTED] BUS. PHONE [REDACTED]
3 INVOLVMT NAME (LAST, FIRST, MIDDLE) JOHNSON, BRIAN
RES. PHONE [REDACTED] DOB 01-22-82 RACE/SEX W/M HAIR/EYES BRN BR HGT/WEIGHT 507/160 DL # [REDACTED] STATE [REDACTED] SSN, OTHER # N/A.
BUSINESS NAME, ADDRESS, CITY, ZIP [REDACTED] OCCUPATION STUDENT BUS. PHONE [REDACTED]

DOMESTIC VIOLENCE RELATIONSHIP OF PARTIES [] FEARS INJURY [] WEAPON INVOLVED [] FIREARM [] KNIFE []
PAIN COMPLAINT [] VISIBLE INJURY [] OTHER [] BODILY SCENE [] NONE []
PRELIMINARY INVESTIGATION [] AREA CHECKED [] VICTIM CONTACTED [] WITNESS CONTACTED [] STATEMENT TAKEN [] NEIGHBORS CONTACTED []
[] TECH REQUESTED [] DUSTED FOR PRINTS [] DIAGRAM OF SCENE [] PHOTOS TAKEN []

MO FACTORS
SURRENDG AREA (1) 1 Construction Site 2 Industrial/Comm'l 3 Open Field 4 Park 5 Parking Lot 6 School Ground 7 Shopping Ctr/Bus 8 Street/Alley/Resid 9 Jail Yard Min. A Jail Yard Max. B Courtroom C Holding Area
29 Pharm/Med/Dental 30 Restaurant 31 Retail Goods 32 Retail Services 33 School/Public Bldg 34 Vehicle 35 Trans. Bus 36 Trans Van 37 Police Station Wagon 38 Patrol Car
TARGET (12) 1 Attic 2 Automated Teller 3 Automobile 4 Basement 5 Bathroom 6 Bedroom 7 Cash Register/Drawer 8 Classrm Equip/Supply 9 Coin Changer 10 Coin Op Machine 11 Customer 12 Dining Room 13 Display Items 14 Family Room 15 Garage/Carport 16 Kitchen 17 Laundry Room 18 Living Room 19 Office Equip/Supplies 20 Owner/Employee 21 Pedestrian 22 Sale/Box 23 Sales Area 24 Snack Shop 25 Storage Shed 26 Vending Machine 27 Video Game 28 Commissary
STRUCTURE(RES) (1) 1 Apartment 2 Condominium 3 Duplex 4 Mobile Home 5 Single Family 6 Town House
(VEHICLE ONLY) 20 Drivers Side 21 Passenger Side 22 Convertible Top 23 Door 24 Hood 25 Sunroof 26 Trunk 27 Windwing 28 Window 29 Utility Box
METHOD OF ENTRY (5) 1 Unknown 2 Attempt Only 3 Bodily Force 4 Hid in Building 5 Kicked 6 Knob Twist 7 Lock Box 8 Lock Cut/Broken 9 Lock Picked 10 Lock Punched 11 Lock Slipped/Key 12 Open/Unlock/No Force 13 Open For Business 14 Pried 15 Removed 16 Smashed 17 Turned 18 Forced
(JAIL) (1) 7 Housing Unit 8 Back House 9 Multi-Purpose Room 10 Itr 11 Cell 12 Infirmary 13 Clinic 14 Booking Area 15 Yard 16 Mess Hall
SECURITY SYSTEM (5) 1 Audible Alarm 2 Camera 3 Crime Watch 4 Dog 5 Fence/Bars 6 Guard Service 7 Operation ID 8 Outside Lighting 9 Security Sign/Sticker 10 Silent Alarm 11 Standard Locks 12 Window Bars 13 None
(COMM'L) (1) 17 Bank/Finance 18 Bar 19 Business Office 20 Entertainment/Recreat. 21 Fast Food 22 Gas Station 23 Hotel/Motel 24 Indus/Mfg/Whse 25 Jewelry/Coin/Pawn 26 Liquor Store 27 Market 28 Mini Mart
POINT OF ENT(5)/EX(5) 1 Unknown 2 Front 3 Rear 4 Side 5 Ground-Level
(TOOLS USED) 19 Unknown 20 Bolt Cutter 21 Brick/Rock 22 Channel Lock/Pliers 23 Flashlight 24 Glass Cutter 25 Hanger/Snip Device 26 Key 27 Pipe Wrench 28 Pry Tool 29 Saw/Burn/Drill 30 Screwdriver 31 Shim Jim 32 Tape/Wire 33 Tire Iron 34 Vice Grips 35 Jail Made Weapon 36 Jail Made Tool
9 Demand Hole Used 10 Ejaculated 11 Exit Prepared 12 Fired Weapon 13 Follows/Stalks Victim 14 Forced Veh Off Road 15 Gloves Worn 16 Hid in Bushes 17 Knew loc of Hidden \$ 18 Lockout Used 19 Mask Worn/Face Hidden 20 Match Used for Light 21 Masturbated 22 Multiple Suspects 23 Offered 24 Phone Disabled 25 Pillow Case Taken/Used 26 Power Disabled 27 Ransacked 28 Selective in Loot 29 Smoked on Premises 30 Took Only Concealables 31 Took Only Jewelry 32 Took Only TV/Stereo 33 Under influence Drugs 34 Vandalized 35 Veh Demand/Stolen 36 Veh. Need Remove Prop 37 Vict's Clothes Cut/Rip 38 Victim's Name Used 39 Victim's Tools Used 40 Withdraws Before Ejacu 41 Wore Costume/Uniform 42 Unknown
(VICTIM WAS) 53 Blindfolded 54 Bond/Gagged 55 Disrobed by Suspect 56 Forced to Cover Face 57 Forced to Disrobe 58 Forced to Fondle Sus. 59 Forced to Lie on Floor 60 Fred to Masturbate Sus 61 Forced to Move 62 Forced to Rear of Store 63 Handcuffed 64 Injured/Hit 65 Kidnapped 66 Locked In 67 Made to Count 68 Molested 69 Orally Copulated 70 Other Sex Acts 71 Raped with Object 72 Raped more than Once 73 Sodomized 74 Threatened 75 Tortured 76 Not at Home 77 Assaulted by Group
EVIDENCE (5) 1 None 2 Blood 3 Bullet Casing 4 Clothes 5 Fingerprints 6 Footprints 7 Hair 8 Other Prints 9 Paint 10 Photos 11 Semen 12 Stains 13 Tools 14 Vehicle 15 Weapons 16 Residue 17 Drugs/Narcotics 18 Other
(PRETTENDED TO BE) 43 Delivery Person 44 Disabled Motorist 45 Need Water/Bthrm/Phne 46 Lending Assistance 47 Person Who Found \$ 48 Police/Law 49 Repair Person 50 Seeking Assistance 51 Seeking Employment 52 Inmate Other Than Self

REVIEW
1 A SUSPECT WAS ARRESTED [X]
2 A SUSPECT CAN BE NAMED []
3 A SUSPECT CAN BE LOCATED []
4 A SUSPECT VEHICLE CAN BE IDENTIFIED []
5 THERE IS A WITNESS []
6 PHYSICAL EVIDENCE IS PRESENT []
SOLVABILITY FACTORS
7 THERE IS A DISTINCTIVE MO []
8 A SUSPECT CAN BE DESCRIBED []
9 STOLEN PROPERTY CAN BE IDENTIFIED []
10 A MAJOR INJURY/SEX CRIME OCCURRED []
11 CRIME SOLUTION IS HIGHLY PROBABLE []
12 SUSPECT UNKNOWN []
REPORTING OFFICER J. Lind CORPUS NUMBER 10769
APPROVING SUPERVISOR [Signature] CORPUS NUMBER 10761
ENTERED BY # DATE 5-21-95
COPIES TO []

ALAMEDA COUNTY SHERIFF'S DEPARTMENT

CR-2 (9/88)

INVOLVED PERSONS/VEHICLES

CRIME / INCIDENT 245(a)(2) P.C.	VICTIM LEWIS	CASE NO. 95-8554	PAGE 2 of 9
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4	INVOLVMT I.P.	NAME (LAST, FIRST, MIDDLE) MILES, K.	RESIDENCE ADDRESS, CITY, ZIP IN FILE				
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP A.C.S.D. 15001 FOOTHILL BLVD S.C.					OCCUPATION DEPUTY	BUS. PHONE 667-7721	

5	INVOLVMT I.P.	NAME (LAST, FIRST, MIDDLE) NELSON, D.	RESIDENCE ADDRESS, CITY, ZIP IN FILE				
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP A.C.S.D. 15001 FOOTHILL BLVD S.C.					OCCUPATION DEPUTY	BUS. PHONE 667-7721	

6	INVOLVMT I.P.	NAME (LAST, FIRST, MIDDLE) POWELL, J.	RESIDENCE ADDRESS, CITY, ZIP IN FILE				
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP A.C.S.D. 15001 FOOTHILL BLVD					OCCUPATION DEPUTY	BUS. PHONE 667-7721	

7	INVOLVMT I.P.	NAME (LAST, FIRST, MIDDLE) HART, K.	RESIDENCE ADDRESS, CITY, ZIP IN FILE				
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP A.C.S.D. 15001 FOOTHILL BLVD					OCCUPATION SGT.	BUS. PHONE 667-7721	

8	INVOLVMT I.P.	NAME (LAST, FIRST, MIDDLE) GODLEWSKI, M.	RESIDENCE ADDRESS, CITY, ZIP IN FILE				
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP A.C.S.D. 15001 FOOTHILL BLVD S.C.					OCCUPATION DEPUTY	BUS. PHONE 667-7721	

9	INVOLVMT I.P.	NAME (LAST, FIRST, MIDDLE) LOVE, J.	RESIDENCE ADDRESS, CITY, ZIP IN FILE				
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP A.C.S.D. 15001 FOOTHILL BLVD					OCCUPATION SGT.	BUS. PHONE 667-7721	

10	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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11	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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12	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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13	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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REPORTING OFFICER J. LIND	CORPUS NUMBER 60769	DATE AND TIME WRITTEN 5-20-95 0040
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT SUSPECT FORM

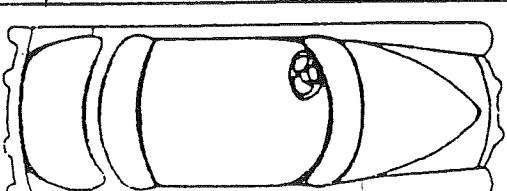
CR-3 (9/88)

CRIME/INCIDENT 045 (A)(2) PC.		VICTIM LEWIS		CASE NO. 95-8554		PAGE 3 of 9	
SUSPECT NAME (LAST, FIRST, MIDDLE) ELBERTS PAUL H.		RESIDENCE ADDRESS [REDACTED]		RES. PHONE [REDACTED]		[REDACTED]	
NICKNAME (AKA) N/A	DOB 011270	RACE/SEX P M	HAIR/EYES BRO BRO	HEIGHT/WEIGHT 602 185	BUILD MED	DL # A1724738	STATE CA
SSN, OTHER #		BUSINESS NAME, ADDRESS, CITY, ZIP FEDERAL EXPRESS 1 SALLY RIDE WY OAKLAND		OCCUPATION TEAM LEADER		BUS. PHONE [REDACTED]	

SUSPECT		8 Curlyers		16 Weathered		FACIAL SHAPE (2)		5 Distinctive Odor		FACIAL ODDITIES	
HAIR LENGTH (2)		9 Dirty		17 Wrinkled		1 Unknown		6 Growths/Moles		1 Large Head	
1 Unknown		10 Flat Top		FACIAL HAIR (3)		2 Broad		7 Hearing Aid		2 Small Head	
2 Collar Length		11 Greasy		1 Unknown		3 High Cheekboned		8 Limp		3 Unusual Shape Head	
3 Long		12 Jheri Curls		BEARD		4 Long		9 Skin Discolored		4 Sloped Forehead	
4 Medium		13 Military		3 Abe Lincoln		5 Oval		10 Spastic Comments		5 Bulging Forehead	
5 Short		14 Mohawk		4 Full		6 Round		11 Wheelchair		6 Dimples	
6 Shoulder Length		15 Netted		5 Scraggly		7 Square		TEETH (3)		7 Bulging Eyes	
HAIR TYPE (2)		16 Parted - Left		6 Trim w/Must		8 Thin		1 Unknown		8 Close Set Eyes	
1 Unknown		17 Parted - Middle		7 Clean Shaven		9 Flat		2 Braces		9 Wide Set Eyes	
2 Bald		18 Parted - Right		8 Fuzz		APPEARANCE (3)		3 Broken		10 Cross/Cock Eyes	
3 Curly		19 Ponytail		9 Goatee		1 Unknown		4 Crooked		11 Odd Shaped Eyes	
4 Kinky		20 Punk		10 Lower Lip		2 Dirty/Unkempt		5 False		12 Broken/Crooked Nose	
5 Receding		21 Shaved		MUSTACHE		3 Disguised		6 Gaps Between		13 Beak Nose	
6 Straight		COMPLEXION (3)		12 Bushy		4 Military		7 Gold Cap		14 Unusual Shape Nose	
7 Thick		1 Unknown		13 Fu Manchu		5 Flashy		8 Twisted/Sludged		15 Bulbous Nose	
8 Thinning		2 Acne Pocked		14 Handlebar		6 Well-Groomed		9 Missing		16 Flared Nostrils	
9 Wavy		3 Albino		15 Short		7 Angry		10 Retainer		17 Pierced Nose	
10 Wig		4 Black		16 Thick		8 Calm		11 Silver Capped		18 Large Lips	
11 Patchy		5 Brown		17 Thin		9 Nervous		12 Stained/Decayed		19 Hare Lip	
HAIR STYLE (3)		6 Clear		SIDEburns		10 Polite		13 Buck		20 Underbite	
1 Unknown		7 Dark		19 Flared		11 Violent		SPEECH (3)		21 Overbite	
2 Afro		8 Fair		20 Lobe Length		12 Feminine		1 Unknown		22 Cleft/Dimple Chin	
3 Bangs		9 Freckled		21 Mid-Ear		13 Masculine		2 Accent - U.S.		23 Double Chin	
4 Braided		10 Light		22 Mutton Chop		DISTING. MRKS. (3)		3 Accent - Foreign		24 Point of Chin	
5 Bushy		11 Medium		23 None		1 Ampu/Miss Limb		4 Disguised		25 Large Ears	
6 Butch		12 Olive		24 Unshaven		2 Artificial Limb		5 Slurred Speech		26 Small Fars	
7 Combed Back		13 Ruddy/Reddish		25 Van Dyke		3 Cane/Crutch		6 Speech Impediment		27 Unusual Shape Ears	
		14 Sunburned		26 Angled		4 Crippled Body Part		7 Sluttering		28 Cauliflower Ears	
		15 Tanned						8 No Oddities		29 Pierced Ears	

SUSPECT		HANDED: [] [] 1 UNK [] [] 2 LEFT [] [] 3 RIGHT [] [] 4 BOTH	
SUSPECT DESCRIPTORS/IDENTIFIERS	1 CAP/HAT		SCARS/MARKS/TATTOOS
	2 COAT/JACKET	Blue SWEAT JKT	
	3 PANTS	Blue SHORT	
	4 SHIRT	Blue T SHIRT	
	5 SHOES	NONE	
	6 MASK		
	7 GLOVE		
	8 JEWELRY		
	9 OTHER		
	GLASSES:		
GANG SUSPECTED: YES [] NO [] NAME (IF KNOWN):		ADDITIONAL DESCRIPTION OR KEY WORDS SPOKEN BY SUSPECT	

WEAPONS		FEATURES (4): (GUN)		GRIPS		(KNIFE)		(CLUB)	
TYPE		1 Automatic		14 Broken		22 Butcher		30 Baseball Bat	
1 Simulated		2 Revolver		15 Dark		23 Buck		31 Metal Pipe	
2 Handgun		3 Derringer		16 Light		24 Hunting		32 Sap	
3 Rifle		4 Bolt Action		17 Plastic		25 Kitchen		33 Wooden Club	
4 Shotgun		5 Lever Action		18 Unusual		26 Pocket		34 _____	
5 Toy Gun		6 Pump		19 Wood		27 Switchblade		Length _____	
6 Knife		7 Double Barrel		20 Altered Stock		28 Razor		(BODILY FORCE)	
7 Toy Knife		8 Over-Under		21 _____		29 _____		35 Hands	
8 Bat/Club		9 Single Shot		Cal/Ga _____		Length _____		36 FEET	
9 Bodily Force		10 Sawed Off		Bbl Lgth _____				37 _____	
10 _____		11 Blue Steel		Brand _____					
		12 Chrome/Nickel							

VEHICLE LICENSE NO.		STATE		YEAR		MAKE		MODEL		STYLE		COLOR	
N/A													
SUSPECT VEHICLE				ADDITIONAL SUSPECT VEHICLE DESCRIPTION									
				HOLD ON VEHICLE? YES [] NO []									
				FOR WHOM?									
				TOW COMPANY									
INDICATE WHERE SUS/VICT/PROPERTY LOCATED IN VEHICLE			REPORTING OFFICER		CORPUS NUMBER		DATE AND TIME WRITTEN						
			GOLEWSKI		64820		05/14/95 2150						

ALAMEDA COUNTY SHERIFF'S DEPARTMENT

PROPERTY CONTROL — LOSS LIST

CRIME / INCIDENT 245(a)(2) P.C.	VICTIM LEWIS	CASE NO. 95-8534	PAGE 4 OF 19
SPECIAL PROCESSING REQUEST	DUST	NINHYDN	PHOTO
			OTHER / REMARKS

PROPERTY CODE: S = Stolen R = Recovered L = Lost E = Evidence O = Under Observation
 A = 8102 W&I (5150) D = Domestic Violence F = Found W = Search Warrant
 (Use all applicable codes. For example, if property is both stolen & recovered, code is S/R)

SUBMITTED
 Y=Yes N=No

NO.	ARTICLE	QTY	SERIAL NO.	BRAND/MAKE	MODEL NAME/NO	MISC. DESCRIPTION	CODE	VALUE	SUB	ENT
1	G.S.R.	1				COLLECTED FROM ANNE JOHNSON	E	—	y	—
2	G.S.R.					COLLECTED FROM BRYAN JOHNSON	E	—	y	—
3	WH SOCKS	2				TAKEN FROM ELDERTS	E	—	y	—
4	BLU SHORTS	1				TAKEN FROM ELDERTS	E	—	y	—
5	BLU SHIRT	1				TAKEN FROM ELDERTS	E	—	y	—
6	BLU SWEATER	1				TAKEN FROM ELDERTS	E	—	y	—
7	URINE	1			SENT TO	LABS TO BE ANALYZED	E	—	y	—

ADDITIONAL PROPERTY DESCRIPTION/TECH FOLLOW UP/FOUND PROPERTY/ETC.

#2 - GUN SHOT RESIDUE TEST DONE BY DEPUTY MILES, WHICH WAS TURNED OVER TO ME AND PLACED INTO EVIDENCE AT E.T.S.

#3, 4, 5 & 6 WERE CLOTHES THAT ELDERTS WAS WEARING DURING THE SHOOTING. BLU HOODED SWEATSHIRT WAS TORN AT THE COLLAR AND HAND POCKETS.

BICYCLE	<input type="checkbox"/> STOLEN	<input type="checkbox"/> RECOVERED	<input type="checkbox"/> BOYS	MAKE	MODEL	WHEEL	NO. OF GEARS	LICENSE NO	FRAME NO.
	<input type="checkbox"/> FOUND	<input type="checkbox"/> IMPOUNDED	<input type="checkbox"/> GIRLS	FRAME COLOR	SEAT COLOR	BRAKE TYPE	LIGHTS	FENDERS	OTHER
PROPERTY VALUES	CASH/NOTES \$	JEWELRY/PRECIOUS METAL \$	CLOTHING \$	LOCAL-STOLEN MOTOR VEH \$		OFFICE EQUIPMENT \$		TV/RADIOS/CAMERAS \$	
	FIREARMS \$	HOUSEHOLD GOODS \$	CONSUMABLE GOODS \$	LIVESTOCK \$		MISCELLANEOUS \$		TOTAL \$	

I CERTIFY THIS IS A TRUE AND ACCURATE DESCRIPTION OF MY LOSS	REPORTING OFFICER	CORPUS NUMBER	DATE AND TIME WRITTEN
CITIZEN SIGNATURE	J. LIND	60768	5-20-95 0045

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (8/89)

CRIME / INCIDENT 245(a)(2) P.C.	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8554	PAGE 5 of 9
	VICTIM LEWIS					

Suspect Status: In custody Santa Rita Jail
Summary: Elderts gets into an argument with Lewis then shoots Lewis in the leg with an AK-47 assault rifle.

Narrative: On 5-19-95 about 2100 hours I received a call of a shooting at 2254 Lobert St. While en route I was told that the roommate, Paul, shot the (v) and the roommate was in his room. The weapon was a rifle and the (v), Mark Lewis, is in the front door way. The (s) is now in the living room, he is Hawaiian about 5'11", thin build, wearing a Federal Express uniform.

I arrived along with several other units and saw the (v), Mark Lewis, laying on the floor at the front door entry way, inside the house, bleeding from a gunshot wound to his leg area.

The (s), Paul Elderts, who was Hawaiian, about 5'11", tall, thin build, wearing a blue Federal Express uniform was arrested in the front room area.

Paramedics and Alameda County Fire Personnel treated Lewis for a gun shot wound to his right thigh area. About 2118 hours, Lewis was transported to Eden Hospital for further medical treatment. (See supplement by deputy D. Nelson)

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO
REPORTING OFFICER J-LIND	CORPUS NUMBER 20769	SECTION PATROL
DATE AND TIME WRITTEN 5-20-95 0220		

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (2/85)

CRIME / INCIDENT 245(a)(2) P.C.	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8534	PAGE 6 OF 19
	VICTIM LEWIS					

When Elderts was arrested and taken out of the house he told me the rifle was in his bedroom on top of his bed.

The crime scene was contained and a consent to search was signed by Elderts and Anne Johnson, Lewis' live-in girlfriend. (See attached)

A gun shot residue test was performed on Elderts by Deputy Powell before he was transported to ETS by Deputy Godlewski.

I met with Anne Johnson who said she and her 13 year old son have been living with Lewis at 2254 Lobert St. for about 3 months. Elderts rents a room from Lewis and has been living at 2254 Lobert St. for about 3 weeks.

Johnson said at about 2100 hours, Elders came home and an argument started between Lewis and Elderts over the use of the washing machine and dryer. Elderts went to his bedroom and Lewis followed. Elderts and Lewis pushed each other in the entry way of Paul's bedroom. After the argument, Lewis came back into the front room area, when she heard someone say "a gun". Lewis pushed away from him when she saw Elderts standing in the

<input type="checkbox"/> ARREST AND PROSECUTION <input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT <input type="checkbox"/> PREVIOUSLY CLEARED <input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE <input type="checkbox"/> RELEASED TO MILITARY AUTHORITY <input type="checkbox"/> UNFOUNDED <input type="checkbox"/> COMPLAINT REFUSED BY D.A. <input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE <input type="checkbox"/> CLASSIFICATION CHANGE <input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE <input type="checkbox"/> DEATH OF OFFENDER <input type="checkbox"/> TELETYPE CANCELLED <input type="checkbox"/> D.A. CITATION <input type="checkbox"/> OTHER (EXPLAIN) FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO			
REPORTING OFFICER J-LIND	CORPUS NUMBER 20769	SECTION PATRUL	DATE AND TIME WRITTEN 05-20-95 0300

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (9/88)

CRIME / INCIDENT 245 @ (2) P.C.	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMINISTERED STATEMENT <input type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8534	PAGE 2 OF 19
	VICTIM Lewis					

front room next to the entryway to the hallway. Elderts had a rifle in his hands, then shot Lewis. Johnson took her son to the bedroom and called the police. (See statement)

Johnson's son, Bryan Johnson, also related the same story. (See statement)

EVIDENCE: I performed a gun shot residue test on Anne Johnson and Deputy Miles performed a gun shot residue test on Bryan Johnson. Deputy Miles gave me his gun shot residue test and I put both tests into evidence at ETS.

I took the clothing Elderts was wearing and placed them into evidence at ETS.

SCENE: I saw an AK-47 assault rifle laying on a rifle case that was opened on top of the bed in the south bedroom. Johnson said this bedroom was Elderts'. The bedroom at the southeast end of the house contained numerous free weights for weightlifting. The other bedroom was used by Lewis and Johnson. The house is a three bedroom, two bath, single family home. For further see tech report by Deputy Powell.

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO
REPORTING OFFICER J-LIND	CORPUS NUMBER L0769	SECTION PATROL
		DATE AND TIME WRITTEN 5-20-95 0325

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (7/28)

CRIME / INCIDENT 245 (D) (D) P.C.	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-85534	PAGE 8 OF 9
	VICTIM LEWIS					

Suspect Statement: Elderts refused to give a written statement. (See attached)

Suspect Record: Elderts is not known to corpus.

Victim Statement: On 5-20-95 about 1710 hours, I met with Mark Lewis at the ICU unit at Eden Hospital. Lewis said that Paul came home on 5-19-95 about 2100 hours and an argument started over Elderts being disrespectful to him and his house. Elderts went to his bedroom and Lewis confronted him, poking Elderts chest with his finger three times. Lewis started to leave and Elderts slammed his bedroom door. Lewis went back to Elderts door, opened it, and saw Elderts trying to pour bullets from a box into a rifle. Lewis shoved Elderts causing him to fall against his tv. Elderts got up with the rifle in his hands, then pushed Lewis out of his way using the rifle. Elderts walked toward the front door and Lewis went after him. Elderts leveled the rifle pointing the barrel at Lewis' face. Eldert had his finger on the trigger. Lewis grabbed the barrel with both hands and pointed the barrel downwards. Eldert pulled the trigger, shooting Lewis in the right leg. Lewis said he wishes to press charges. (See statement)

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO

REPORTING OFFICER J. LIND	CORPUS NUMBER 20769	SECTION PATROL	DATE AND TIME WRITTEN 5-20-95 2100
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM

CR-5 (7/88)

CRIME / INCIDENT <i>245 @ 2 P.C.</i>	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. <i>95-8534</i>	PAGE <i>9</i> OF <i>19</i>
	VICTIM <i>LEWIS</i>					

Suspect Statement: On 5-20-95 about 1830 hours I recontacted Elderts at Santa Rita Jail to give him another chance to tell his side of the story since Elderts wished to remain silent on 5-19-95 about 2400 hours.

Elderts said he has been living at 2254 Lobert St. since 5-01-95. Elderts has known Lewis for about 4-5 years. Elderts said on 5-19-95 about 2100 hours he came home and Lewis and Johnson started arguing with him over the use of the washer and dryer. Elderts went into his bedroom and Lewis confronted him in his bedroom. Lewis confronts Elderts several times, then starts punching Elderts in the face and neck as Elderts tries to go to the front door with his AK-47 assault rifle. Elderts points the AK-47 rifle at Lewis' right leg. Elderts shot Lewis to get him off of him and to get out of the house. (See statement)

Elderts complained the left side of his jaw was still sore. When I talked to Elderts on 5-19-95 about 2400 hours the left side of his neck was red. No other visible injuries were seen.

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO
REPORTING OFFICER <i>J. LIND</i>	CORPUS NUMBER <i>40769</i>	SECTION <i>PATROL</i>
DATE AND TIME WRITTEN <i>5-20-95 2030</i>		

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (9/88)

CRIME / INCIDENT <i>2.45 (E)(2) P.C.</i>	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. <i>95-8557</i>	PAGE <i>10 OF 19</i>
	VICTIM <i>LEWIS</i>					

On 5-20-95 about 2010 hours I requested and received a urine sample from Elderts while at Santa Rita. The urine sample was packaged and sent to a lab to be analyzed. Since I believe Elderts was under the influence of methamphetamine. When I interviewed him on 5-19-95 about 2400 hours while at ETS.

While I was talking to Elderts on 5-19-95 about 2400 hours I saw his pupils to be very large almost to the rim in the controlled lighting in the holding cell. Elderts speech was fast and loud and he could not stop talking. Elderts could not stand still while sitting in his chair. Elderts movements were rapid and he swung his arms around as he spoke. I did not smell any odor of an alcoholic beverage coming from his person.

No other symptoms were observed or tests performed.

Case Status: Submit to DA for complaint.

<input type="checkbox"/> ARREST AND PROSECUTION			<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT			<input type="checkbox"/> PREVIOUSLY CLEARED		
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE			<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY			<input type="checkbox"/> UNFOUNDED		
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.			<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE			<input type="checkbox"/> CLASSIFICATION CHANGE		
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE			<input type="checkbox"/> DEATH OF OFFENDER			<input type="checkbox"/> TELETYPE CANCELLED		
<input type="checkbox"/> D.A. CITATION			<input type="checkbox"/> OTHER (EXPLAIN)			FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO		
REPORTING OFFICER <i>J. LIND</i>	CORPUS NUMBER <i>40769</i>	SECTION <i>PATROL</i>	DATE AND TIME WRITTEN <i>5-20-95 2125</i>					

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
STATEMENT FORM**

CR-6 (9/88)

CRIME / INCIDENT 245(G) @ DC	ADMONISHED STATEMENT VICTIM Lewis	VICTIM/WITNESS STATEMENT 1-1	CASE NO. 95-8554	PAGE 2 of 99
ADMONITION: I want to advise you: (1) You have the right to remain silent; (2) Anything you say, can and will be used against you in a court of law; (3) You have the right to talk to a lawyer and have him present while you are being questioned; (4) If you cannot afford to hire a lawyer, one will be appointed to represent you, free of charge, before any questioning, if you wish one.				
WAIVER: Do you understand each of these rights I have explained to you? _____ Having these rights in mind, do you wish to talk to us now? _____				
I have been advised of my rights and understand what they are. Signed: _____ Date: _____ STATEMENT OF: _____ Witness: _____ Time: _____				
NAME (LAST, FIRST, MIDDLE) Lewis Mark		INVOLVMT V-1		RESIDENCE ADDRESS, CITY, ZIP _____
DOB _____	RACE/SEX _____	HAIR/EYES _____	HEIGHT/WEIGHT _____	DL # _____
BUSINESS NAME, ADDRESS, CITY, ZIP _____			OCCUPATION _____	RES. PHONE _____

Paul Elderts has been renting a room from me for the past three weeks at 2254 Lobert St. I have known Elderts for about 1 1/2 years since I rented a room from him about 1 1/2 years ago. Anne Johnson is my live-in girlfriend. I have been dating Johnson for about 1 3/4 years.

On 5-19-95 about 2100 hours I was watching tv with Anne Johnson and her 13 year old son, Bryan Johnson, when Elderts came home. I talked to Elderts about being disrespectful to me and my house. I was also upset at Elderts for throwing my girlfriends clothes on the floor or on top of the dryer. Elderts said he also lives here and he is going to do things the way he wants to. Elderts then went to his bedroom and I followed him. I confronted Elderts about 2 ft into his bedroom and poked Elderts chest with my right index finger only once. Elderts told me not to touch him so I poked his chest again. Elderts told me again not to touch him and I poked Eldert's chest a third time. I turned around and walked out of Elderts bedroom. Elderts slammed the bedroom door which upset me more. I went back to

REPORTING OFFICER J. LIND	CORPUS NUMBER 60769	SECTION PATROL	DATE AND TIME WRITTEN 5-20-95 1740
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM

CRIME / INCIDENT 245 @ 2 P.C.	CONTINUATION	SUPPLEMENTAL	ADMONISHED STATEMENT	VICTIM/WITNESS STATEMENT	CASE NO. 95-8554	PAGE 11 OF 19
	VICTIM Lewis					

Elderts bedroom door and opened the door. I saw Elderts trying to pour bullets from a box into a rifle. I then shoved Elderts real hard causing him to lose his balance and fall against the tv. Elderts got up and had the rifle still in his hands. Elderts pushed me by putting the rifle sideways against my chest. Elderts pushed me out of his way and then walked towards the front door. I went after Elderts when Elderts put the butt of the rifle on his shoulder and leveled it at me pointing the barrel at my face. The barrel was about 2-3 feet away from my face. I grabbed the barrel with both hands and pointed it downwards. Elderts then pulled the trigger and shot me in my right leg. I went down and told Anne and Bryan to go to my bedroom and call 911. I also told them not to come out of the bedroom.

When Elderts leveled the rifle at me, pointing the barrel at my face, he had his finger on the trigger. I wish to press charges against Elderts.

I only know Elderts by his first name "Paul"

[Signature]

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO

REPORTING OFFICER J. LIND	CORPUS NUMBER L0769	SECTION PATROL	DATE AND TIME WRITTEN 5-20-95 1740
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT
STATEMENT FORM

CRIME / INCIDENT 245(A)(2) P.C.		ADMONISHED STATEMENT ()		VICTIM/WITNESS STATEMENT (X)		CASE NO. 95-8554	PAGE 3 of 9
VICTIM LEWIS							
<p>ADMONITION: I want to advise you: (1) You have the right to remain silent; (2) Anything you say, can and will be used against you in a court of law; (3) You have the right to talk to a lawyer and have him present while you are being questioned; (4) If you cannot afford to hire a lawyer, one will be appointed to represent you, free of charge, before any questioning, if you wish one.</p> <p>WAIVER: Do you understand each of these rights I have explained to you? _____</p> <p>Having these rights in mind, do you wish to talk to us now? _____</p> <p>I have been advised of my rights and understand what they are. Signed: _____ Date: _____</p> <p>STATEMENT OF: _____ Witness: _____ Time: _____</p>							
NAME (LAST, FIRST, MIDDLE) JOHNSON, ANNE T.		INVOLVMT W-1	RESIDENCE ADDRESS, CITY, ZIP [REDACTED]			RES. PHONE [REDACTED]	
DOB 9-08-62	RACE/SEX WF	HAIR/EYES BLN BLU	HEIGHT/WEIGHT 503135	DL # N9102528	STATE CA	SSN, OTHER # N/A	
BUSINESS NAME, ADDRESS, CITY, ZIP UNEMPLOYED				OCCUPATION		BUS. PHONE	

I have been living with Mark Lewis and my 13 year old son, Bryan Johnson at 2254 Lobert St. for about three months. Paul rents a room from Lewis and has been living at 2254 Lobert ST. For about 3 weeks. Lewis owns 2254 Lobert St. and has been living at 2254 Lobert ST. For the past 11/2 years.

Today 5-19-95 sometime around 2100 hours, Paul came home. Lewis, Bryan and I were sitting in the front room watching tv. Lewis told Paul not to use the washing machine and dryer since Paul was being disrespectful. Lewis and Paul continued to argue in the front room. Paul kept coming and going from his bedroom trying to overpower Lewis by intimidation. I was laying on the mat that was on the floor that was in front of the tv. Paul ran into his room and Lewis followed him. Lewis and Paul pushed each other in the entry way of Paul's bedroom. After the argument Lewis came back into the front room area. I heard someone say "a gun". Lewis pushed me away from him when I saw Paul standing in the front room next to the

REPORTING OFFICER J. LIND	CORPUS NUMBER L0769	SECTION PATROL	DATE AND TIME WRITTEN 05-19-95 2215
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (9/88)

CRIME / INCIDENT	<input checked="" type="checkbox"/> CONTINUATION	<input type="checkbox"/> SUPPLEMENTAL	<input type="checkbox"/> ADMONISHED STATEMENT	<input checked="" type="checkbox"/> VICTIM/WITNESS STATEMENT	CASE NO.	PAGE
245(a)(2) P.C.	<input checked="" type="checkbox"/> VICTIM				95-8554	14 OF 19
LEWIS						

entry way to the hallway. Paul had a rifle in his hands saying it was all my fault after he shot Lewis. Paul was about 10 ft away from Lewis when he shot him. I believe Paul fired the rifle twice. After Paul fired the shots I took my son and went into my bedroom. I did not know Paul and had a rifle in his bedroom. This statement is given freely and voluntarily.

X Lewis Johnson

DATE: 5-19-95
TIME: 10:14 PM

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO
REPORTING OFFICER	CORPUS NUMBER	SECTION
J-LIND	20769	PATROL
		DATE AND TIME WRITTEN
		05-19-95 2215

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
STATEMENT FORM**

CR-6 (9/88)

CRIME / INCIDENT 245(a)(2) PC	ADMONISHED STATEMENT <input checked="" type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8534	PAGE 15 OF 9
	VICTIM LEWIS			

ADMONITION: I want to advise you: (1) You have the right to remain silent; (2) Anything you say, can and will be used against you in a court of law; (3) You have the right to talk to a lawyer and have him present while you are being questioned; (4) If you cannot afford to hire a lawyer, one will be appointed to represent you, free of charge, before any questioning, if you wish one.

WAIVER: Do you understand each of these rights I have explained to you? _____

Having these rights in mind, do you wish to talk to us now? REFUSED

I have been advised of my rights and understand what they are. Signed: _____

Signed: _____

Date: _____

STATEMENT OF: _____

Witness: _____

Time: _____

NAME (LAST, FIRST, MIDDLE) ELBERTS PAUL H			INVOLVMT S-1	RESIDENCE ADDRESS, CITY, ZIP [REDACTED]	RES. PHONE	
DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	DL #	STATE	SSN, OTHER #
BUSINESS NAME, ADDRESS, CITY, ZIP				OCCUPATION	BUS. PHONE	

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REPORTING OFFICER J-LIND	CORPUS NUMBER L0769	SECTION PATROL	DATE AND TIME WRITTEN 5-19-95 2400
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
STATEMENT FORM**

CR-6 (9/85)

CRIME / INCIDENT <u>245(a)(2) P.C.</u>	ADMONISHED STATEMENT <input checked="" type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. <u>95-8554</u>	PAGE <u>16 of 19</u>
VICTIM <u>LEWIS</u>				
<p>ADMONITION: I want to advise you: (1) You have the right to remain silent; (2) Anything you say, can and will be used against you in a court of law; (3) You have the right to talk to a lawyer and have him present while you are being questioned; (4) If you cannot afford to hire a lawyer, one will be appointed to represent you, free of charge, before any questioning, if you wish one.</p> <p>WAIVER: Do you understand each of these rights I have explained to you? <u>YES</u></p> <p>Having these rights in mind, do you wish to talk to us now? <u>YES</u></p> <p>I have been advised of my rights and understand what they are. Signed: <u>[Signature]</u> Date: <u>5-20-95</u></p> <p>STATEMENT OF: _____ Witness: <u>TELIND #930</u> Time: <u>1830</u></p>				
NAME (LAST, FIRST, MIDDLE) <u>ELDERTS, PAUL H.</u>		INVOLVMT <u>S-I</u>	RESIDENCE ADDRESS, CITY, ZIP [REDACTED]	
DOB <u>01-12-70</u>		RACE/SEX <u>OMA</u>	HWR/EYES <u>BR B/L</u>	RES. PHONE [REDACTED]
HEIGHT/WEIGHT <u>6-02 185</u>		DL # <u>A1724738</u>	STATE <u>CA</u>	SSN, OTHER # <u>570-53-5813</u>
BUSINESS NAME, ADDRESS, CITY, ZIP <u>FEDERAL EXPRESS - 1-SALLY RADEWIN</u>			OCCUPATION <u>TEAM LEADER</u>	BUS. PHONE 1-800 <u>819-0456</u>

On 5-19-95 about 2400 hours Deputy Lind read me my rights but I refused wanting to remain silent since Deputy Lind was being rude to me. Today 5-20-95 about 1830 hours Deputy Lind came to Santa Rita to give me another chance to tell my side of the story. I understand my rights and wish to give a statement that is freely and voluntarily.

I have been renting a bedroom from Mark Lewis at 2254 Lobert St. since 5-01-95. I have known Lewis for about 4-5 years. Anne Johnson also lived at 2254 Lobert St. and was Lewis' live-in girlfriend.

On 5-19-95 about 2100 hours I came home from work and walked into 2254 Lobert St. Lewis, Johnson, and her 13 year old son were watching the sharks hockey game. I sat down in a chair and started watching the game and eating my McDonald's dinner. Lewis started telling me that I could not use the washer and dryer since Johnson had told Lewis that I was not using the washer and dryer right. Lewis and Johnson kept yelling and screaming at me.

REPORTING OFFICER <u>J. LIND</u>	CORPUS NUMBER <u>20769</u>	SECTION <u>PATROL</u>	DATE AND TIME WRITTEN <u>5-20-95 1900</u>
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM

CR-5 (4/88)

CRIME / INCIDENT 245 @ 2 P.G.	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input checked="" type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8554	PAGE 17 OF 19
	VICTIM Lewis					

I got up and said "this is bullshit" and walked into my bedroom. I then walked back into the hallway and told Lewis that I would be out at the end of the month. I turned around and started to walk back to my bedroom. Lewis got out of his chair and charged me confronting me in the hallway. Lewis started pushing with his hands hitting my chest and arms. Lewis backed me into my bedroom and I told Lewis not to touch me several times and to leave me alone. Lewis pushed me again three more times with his right hand hitting my shoulder. Lewis then said "I touched you three times so what are you going to do about that." Johnson and her son were still in the front room watching tv. Lewis then started to walk away when I tried to close my bedroom door. Lewis saw that I was trying to close my bedroom door when Lewis slammed open my bedroom door. My gun case which contained the AK-47 assault rifle was standing up behind my bedroom door. Lewis walked away and I closed my bedroom door. I grabbed my McDonalds orange drink and car keys, opened my bedroom door and started to walk towards the front door. Lewis charged me again and started pushing and swinging his fists at me. I dropped my drink in the hallway area. I was trying to block Lewis' punches and hands.

L. J. White

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO
REPORTING OFFICER J. LIND	CORPUS NUMBER L0769	SECTION PATROL
		DATE AND TIME WRITTEN 5-20-95 1920

ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM

CR-5 (9/89)

CRIME / INCIDENT 2450 2 PC	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input checked="" type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8554	PAGE 18 OF 19
	VICTIM LEWIS					

Lewis then turned around and started to walk back to his chair. I ran to my room and tried to close my bedroom door. Lewis came to my bedroom door and kept pushing on the door, trying to get inside my bedroom. I couldn't lock my bedroom door, so I grabbed my AK-47 rifle from the black case that was next to my bedroom door. The rifle was not loaded. Lewis stopped pushing on my bedroom door, so I put a 4" clip, containing several bullets, into the rifle. All I was thinking about was getting to the front door. Lewis started pounding on my bedroom door again, forcing my bedroom door open. Lewis came into my bedroom, lost his balance, hitting the TV. Lewis grabbed the left side of my sweatshirt as I started to run out of the bedroom. I kept the rifle in my right hand. I started to run towards the front door, dragging Lewis as he was pounding on the left side of my face and neck with a closed fist. I dragged Lewis all the way to the front door, where I got caught between the footrest, chair and front door. I got the front door open, but Lewis kept holding me in, continuing to punch me. I lowered my rifle and aimed for Lewis' leg. Johnson had gotten up and was walking towards me. I fired one shot at Lewis, hitting his right leg. I shot Lewis to get him off of me and to get out of the house.

[Signature]

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO

REPORTING OFFICER J. LIND	CORPUS NUMBER CO 769	SECTION PATTM 9 L	DATE AND TIME WRITTEN 5-20-95 1940
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM

CRIME / INCIDENT 245(a)(2) P.C.	CONTINUATION <input checked="" type="checkbox"/>	SUPPLEMENTAL <input type="checkbox"/>	ADMONISHED STATEMENT <input checked="" type="checkbox"/>	VICTIM/WITNESS STATEMENT <input type="checkbox"/>	CASE NO. 95-8554	PAGE 19 OF 19
	VICTIM LEWIS					

After I shot Lewis, I went to the phone to call 911, but Johnson was also no the phone trying to call 911 at the same time. I tried to put pressure on Lewis's wound, but Lewis wouldn't let m. I went to my room and put the rifle and case on top of my bed. The police arrived and arrested me in the front room. When I was escorted outside, I told Deputy Lind that the rifle was on top of my bed. This statement is given freely and voluntarily.

My left side of my jaw is very sore and the left side of neck was red on 5/19/95 about 2300 hours. My sweatshirt collar was torn and the hand pocket was ripped during this incident.

Deputy Lind requested a urine sample on 5-20-95 about 2005 hours, since he believed I was under the influence of methamphetamine. I freely and voluntarily gave him a urine sample.

X Paul A. Elliott

DATE: 5-20-95
TIME: 8:10PM

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO

REPORTING OFFICER J. LIND	CORPUS NUMBER 20769	SECTION PATROL	DATE AND TIME WRITTEN 5-20-95 2010
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
STATEMENT FORM**

CR-6 (9/88)

CRIME / INCIDENT 245 @ 2 PC	ADMONISHED STATEMENT	VICTIM/WITNESS STATEMENT	CASE NO. 95-8554	PAGE 1 of 2
	VICTIM LEWIS			

ADMONITION: I want to advise you: (1) You have the right to remain silent; (2) Anything you say, can and will be used against you in a court of law; (3) You have the right to talk to a lawyer and have him present while you are being questioned; (4) If you cannot afford to hire a lawyer, one will be appointed to represent you, free of charge, before any questioning, if you wish one.

WAIVER: Do you understand each of these rights I have explained to you? _____

Having these rights in mind, do you wish to talk to us now? _____

I have been advised of my rights and understand what they are. Signed: _____ Date: _____

STATEMENT OF: _____ Witness: _____ Time: _____

NAME (LAST, FIRST, MIDDLE) JOHNSON BRYAN NEIL	INVOLVMT W1	RESIDENCE ADDRESS, CITY, ZIP [REDACTED]	RES. PHONE [REDACTED]
DOB 01-22-82	RACE/SEX WM	HAIR/EYES BRN BRN	HEIGHT/WEIGHT 507 160
	DL # N9102528	STATE CA	SSN, OTHER # 869 537002
BUSINESS NAME, ADDRESS, CITY, ZIP CUPERTINO JR HIGH SCHOOL CUPERTINO		OCCUPATION STUDENT (10)	BUS. PHONE

My name is Bryan Neil Johnson, my date of birth is 01-22-82, and I live with my mom, Anne Johnson, half the time and with my father in Cupertino the other half of the time. On 5-19-95 a little before 9:00 pm I was at my mom's house on Lobert Street. My mom lives with her boyfriend "Mark." "Mark's" roommate who's name I did not know until now, as "Paul," came home. When Paul came home, Mark asked Paul not to use the washing machine and throw his clothes around. Paul got mad and said things like, "this is my house too" and "I live here." It seemed like Paul was trying to get Mark to come over and push him or something. They were arguing in the living room. At one point Paul walked up to Mark and pushed him. They both began to push each other back and forth. Paul said, "forget this." And went into the bathroom and got his keys. Paul then went into his bedroom and came back out and they both pushed on each other saying things like, "What ya going to do?" to each other. Paul went in and out of his room a couple of times. I was next to my mom in the living room when this all happened. Paul then came out of his room with a rifle. Paul pointed the rifle at Mark the entire time. Paul then shot Mark somewhere in his legs and then Paul turned around and went into his room. I grabbed some towels and put direct pressure on Mark's legs. I also got him water. Paul was about 10 feet or less away from Mark when he shot

5916175
X Bryan Johnson

REPORTING OFFICER K. MILES #871	CORPUS NUMBER M5209	SECTION CRIM 673	DATE AND TIME WRITTEN 0519 2145
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (6/88)

CRIME / INCIDENT <i>245(a)(2) P.C.</i>	CONTINUATION	SUPPLEMENTAL	ADMONISHED STATEMENT	VICTIM/WITNESS STATEMENT	CASE NO. <i>95-8554</i>	PAGE <i>2 OF 2</i>
	VICTIM <i>LEWIS</i>					

him. Mark was in front of the front door when he was shot and Paul was in front of the front window. After Paul shot Mark, my mom went into her bedroom and called 911. The police then showed up and arrested Paul. The foregoing is a true statement.

Signed: Bryan Johnson 5/19/95

X Bryan Johnson 5/19/95

*Mark
Paul
to put
on
residue
wound*

- | | | |
|---|---|--|
| <input type="checkbox"/> ARREST AND PROSECUTION | <input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT | <input type="checkbox"/> PREVIOUSLY CLEARED |
| <input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE | <input type="checkbox"/> RELEASED TO MILITARY AUTHORITY | <input type="checkbox"/> UNFOUNDED |
| <input type="checkbox"/> COMPLAINT REFUSED BY D.A. | <input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE | <input type="checkbox"/> CLASSIFICATION CHANGE |
| <input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE | <input type="checkbox"/> DEATH OF OFFENDER | <input type="checkbox"/> TELETYPE CANCELLED |
| <input type="checkbox"/> D.A. CITATION | <input type="checkbox"/> OTHER (EXPLAIN) | FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO |

REPORTING OFFICER <i>K. MILES #021</i>	CORPUS NUMBER <i>MS209</i>	SECTION <i>CRIM FTB</i>	DATE AND TIME WRITTEN <i>05 19 95 2206</i>
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ALAMEDA COUNTY SHERIFF'S DEPARTMENT

INVOLVED PERSONS/VEHICLES

CR-2 (9/88)

CRIME / INCIDENT 245PC	VICTIM LEWIS	CASE NO. 95-8554	PAGE 1 OF 3
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4	INVOLVMT IP	NAME (LAST, FIRST, MIDDLE) JACOBSON, S	RESIDENCE ADDRESS, CITY, ZIP CONFIDENTIAL					
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #	
BUSINESS NAME, ADDRESS, CITY, ZIP AMR 41300 CHRISTY RD FREMONT, CA				OCCUPATION PARAMEDIC		BUS. PHONE 657-9999		

5	INVOLVMT IP	NAME (LAST, FIRST, MIDDLE) TORRES, C	RESIDENCE ADDRESS, CITY, ZIP CONFIDENTIAL					
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #	
BUSINESS NAME, ADDRESS, CITY, ZIP AMR 41300 CHRISTY RD. FREMONT, CA				OCCUPATION PARAMEDIC		BUS. PHONE 657-9999		

6	INVOLVMT IP	NAME (LAST, FIRST, MIDDLE) HOM, L	RESIDENCE ADDRESS, CITY, ZIP CONFIDENTIAL					
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #	
BUSINESS NAME, ADDRESS, CITY, ZIP EDEN HOSPITAL 20103 LAKE CHADOT RD. CASTRO VALLEY				OCCUPATION TRAUMA MEDICAL DOCTOR		BUS. PHONE 537-1234		

7	INVOLVMT IP	NAME (LAST, FIRST, MIDDLE) ADAMS, MICHAEL	RESIDENCE ADDRESS, CITY, ZIP CONFIDENTIAL					
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #	
BUSINESS NAME, ADDRESS, CITY, ZIP EDEN HOSPITAL 20103 LCR. CASTRO VALLEY, CA				OCCUPATION TRAUMA NURSE CLERICAL		BUS. PHONE 537-1234		

8	INVOLVMT	NAME (LAST, FIRST, MIDDLE)	RESIDENCE ADDRESS, CITY, ZIP					
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #	
BUSINESS NAME, ADDRESS, CITY, ZIP				OCCUPATION		BUS. PHONE		

9	INVOLVMT	NAME (LAST, FIRST, MIDDLE)	RESIDENCE ADDRESS, CITY, ZIP					
RES. PHONE	DOB	RACE/SEX	HAIR/EYES	HEIGHT/WEIGHT	D.L. #	STATE	SSN, OTHER #	
BUSINESS NAME, ADDRESS, CITY, ZIP				OCCUPATION		BUS. PHONE		

10	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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11	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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12	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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13	INVOLVMT	ADDITIONAL VEH. LICENSE NO.	STATE	YEAR	MAKE	MODEL	STYLE	COLOR
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REPORTING OFFICER D. NELSON	CORPUS NUMBER NO922	DATE AND TIME WRITTEN 051995 2135
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (9/28)

CRIME / INCIDENT	CONTINUATION	SUPPLEMENTAL	ADMONISHED STATEMENT	VICTIM/WITNESS STATEMENT	CASE NO.	PAGE
245 PC	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	95-8854	2 OF 3
VICTIM LEWIS						

WHILE ON PATROL TODAY, 05-19-95, ABOUT 2100 HOURS, I RECEIVED A DETAIL OF A SHOOTING THAT OCCURRED AT 2254 LOBERT ST.

I ARRIVED ABOUT 2106 HOURS. THE VICTIM (LEWIS) WAS LYING ON THE GROUND AT THE FRONT DOOR ENTRY WAY. INSIDE THE HOUSE, LEWIS WAS APPARENTLY SUFFERING FROM A GUNSHOT WOUND TO HIS LEG.

AT 2118 HOURS, LEWIS WAS TRANSPORTED TO EGEN HOSPITAL ON AMR RIG # 564. PARAMEDICS S. JACOBSON AND C. TORRES WERE THE TWO ATTENDING PARAMEDICS ON THE RIG. I FOLLOWED THE AMBULANCE TO THE HOSPITAL AND WE ARRIVED AT 2126 HOURS.

LEWIS WAS IMMEDIATELY BROUGHT INTO THE TRAUMA ROOM. THE STAFF IN THE TRAUMA ROOM, LED BY DR. HOM, TREATED LEWIS. AT 2200 HOURS LEWIS WAS BROUGHT TO THE OPERATING ROOM FOR SURGERY.

AT 2225 HOURS I SPoke WITH TRAUMA NURSE MICHAEL ADAMS, NEAR THE SURGERY ROOM. ADAMS SAID AS HE WHEELED LEWIS TO SURGERY, LEWIS SAID HIS ROOMMATE, PAUL, SHOT HIM. LEWIS TOLD ADAMS THAT PAUL SHOT HIM ON PURPOSE, WITH A RIFLE.

ADAMS TOLD ME IT APPEARED LEWIS SUSTAINED A GUNSHOT WOUND TO HIS RIGHT LEG, SPECIFICALLY, THE UPPER RIGHT MEDIAL. LEWIS SUSTAINED MAJOR VASCULAR DAMAGE AS A RESULT OF THE INJURY.

I CONTACTED DR. HOM WHO STATED THE INJURY APPEARED TO BE A "THROUGH AND THROUGH" WOUND. LEWIS HAD A HOLE, 5 TO 10 M.M. IN DIAMETER, ON THE INSIDE PORTION OF THE UPPER RIGHT THIGH. LEWIS HAD A SECOND

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO

REPORTING OFFICER	CORPUS NUMBER	SECTION	DATE AND TIME WRITTEN
D. NELSON	N0422	PATROL	051995 220

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

CR-5 (9/88)

CRIME / INCIDENT	CONTINUATION	SUPPLEMENTAL	ADMONISHED STATEMENT	VICTIM/WITNESS STATEMENT	CASE NO.	PAGE
2459C	<input type="checkbox"/>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	95-8884	3 ^{of} 3
VICTIM LEWIS						

HOLE ABOUT 6 TO 10 MM IN DIAMETER ON THE MID SECTION OF HIS UPPER REAR THIGH NEAR HIS BUTTOCKS. DR. HOM COULD NOT DETERMINE WHICH WOUND WAS THE ENTRANCE WOUND AND WHICH WAS THE EXIT WOUND. DR. HOM SAID X-RAYS OF LEWIS DID NOT DETECT ANY SIGN OF A PROJECTILE STILL LOADED WITHIN HIS BODY.

ON 05-20-95 AT 0005 HOURS, LEWIS WAS TRANSFERRED FROM SURGERY AND PLACED INTO I.C.U. HIS CONDITION WAS LISTED AS SERIOUS.

I WAS UNABLE TO OBTAIN A STATEMENT FROM LEWIS, DUE TO THE SERIOUSNESS OF HIS MEDICAL CONDITION.

<input type="checkbox"/> ARREST AND PROSECUTION	<input type="checkbox"/> PROSECUTED BY OUTSIDE DEPARTMENT	<input type="checkbox"/> PREVIOUSLY CLEARED
<input type="checkbox"/> COMPLAINANT REFUSES TO PROSECUTE	<input type="checkbox"/> RELEASED TO MILITARY AUTHORITY	<input type="checkbox"/> UNFOUNDED
<input type="checkbox"/> COMPLAINT REFUSED BY D.A.	<input type="checkbox"/> JUVENILE REPRIMAND AND RELEASE	<input type="checkbox"/> CLASSIFICATION CHANGE
<input type="checkbox"/> PROSECUTION FOR ANOTHER OFFENSE	<input type="checkbox"/> DEATH OF OFFENDER	<input type="checkbox"/> TELETYPE CANCELLED
<input type="checkbox"/> D.A. CITATION	<input type="checkbox"/> OTHER (EXPLAIN)	FURTHER POLICE ACTION <input type="checkbox"/> YES <input type="checkbox"/> NO

REPORTING OFFICER	CORPUS NUMBER	SECTION	DATE AND TIME WRITTEN
D. NELSON	N0922	PATROL	051495 2350

Report # 95-8554

Consent to Search:

Date: 05-19-95

I, PAUL ELDERTS, having been informed of my constitutional right not to have a search made of the premises hereinafter described without a search warrant, and of my right to refuse to consent to such search, hereby authorize the following named officers, DEPUTIES LIND POWELL AND MILES, who have identified themselves to me as members of the Alameda County Sheriff's Department, to conduct a complete search of my residence located at [REDACTED]
CASTRO VALLEY.

These officers are authorized by me to take from my residence any letters, papers, materials, or other property which they may desire to remove.

This written permission is being given by me to the above named officers voluntarily and without threats or promises of any kind.

SIGNED: [Signature]

WITNESSED: [Signature] # 790
[Signature] # 997

Consent To Search:

Date 5-19-95

I, ANNIE JOHNSON, having been informed of my constitutional right not to have a search made of the premises and/or vehicle hereinafter described without a search warrant, and of my right to refuse to consent to such search, hereby authorize the following named officers, DEPUTY LIND, DEPUTY POWELL AND DEPUTY MILES, who have identified themselves to me as members of the Alameda County Sheriff's Department, to conduct a complete search of my residence located at [REDACTED]

These officers are authorized by me to take from my residence any letters, papers, materials, or other property which they may desire to remove. This written permission is being given by me to the above named officers voluntarily and without threats or promises of any kind.

Signed: Annie E. Johnson

Witnessed: J. LIND #930

ALAMEDA COUNTY SHERIFF'S DEPARTMENT

PROPERTY CONTROL — LOSS LIST

CR-4 (9/88)

CRIME / INCIDENT 245 (A) (2) PC	VICTIM LEWIS, MARK	CASE NO. 95-8554	PAGE 1 OF 6
SPECIAL PROCESSING REQUEST	DUST	NINHYDN	PHOTO
			OTHER / REMARKS

PROPERTY CODE: S = Stolen R = Recovered L = Lost E = Evidence O = Under Observation
 A = 8102 W&I (5150) D = Domestic Violence F = Found W = Search Warrant
 (Use all applicable codes. For example, if property is both stolen & recovered, code is S/R)

SUBMITTED
 Y=Yes N=No

NO.	ARTICLE	QTY	SERIAL NO.	BRAND/MAKE	MODEL NAME/NO	MISC. DESCRIPTION	CODE	VALUE	SUB	ENT
1	BULLET CASING	1	n/a	PMC	7.62 X 39MM	NEXT TO FT DOOR/Red SIX on CASE	E	n/a	Y	N
2	LIVE BULLET	1	n/a	PMC	7.62 X 39 MM	NEXT TO SPINNING S/W CORN LIVES FOR	E	n/a	Y	N
3	RIFLE	1	5M07839	K&B IJC	SA85M	7.62 X 39 CAL	E	n/a	Y	Y
4	AMMO MAGAZINE	1	—	—	7.62 X 39 AM	5006 Round clip FROM ITEM #3	E	n/a	Y	N
5	LIVE BULLETS	—	—	PMC	7.62 X 39 MM	FROM ITEM #4	E	n/a	Y	N
6	LIVE BULLET	1	—	PMC	7.62 X 39 MM	FROM CHAMBER OF ITEM #3	E	n/a	Y	N
7	RIFLE CASE	1	—	HOPPS	PROTECTO	CASE FOR ITEM #3	E	n/a	Y	N
8	LIVE ROUND	1	—	PMC	7.62 X 39 MM	FROM ITEM #7	E	n/a	Y	N
9	GSR	1	001150	ALSO LAB	—	OF SUB-EVIDENTS HANDS FOR ITEM #3	E	n/a	Y	N
10	RECIPT	1	10545	TRADERS	—	—	E	n/a	Y	N
11	FILM	2 ROLLS	—	Kodak	35MM	TWO ROLLS OF 36 DEARLY LINE SCENE	E	n/a	Y	N
12	CLOTHES	1	—	—	—	4 CLOTHES FROM LIVING ROOM	E	n/a	Y	N
13	AMMO MAGAZINES	2	—	UKN	7.62 X 39 MM	90 ROUND MAGAZINE FROM CASE RELAY	E	n/a	Y	N

ADDITIONAL PROPERTY DESCRIPTION/TECH FOLLOW UP/FOUND PROPERTY/ETC.

ONE GREEN TEE SHIRT, ONE PAIR UNDER SHORTS, ONE PAIR OF SHORTS -

BICYCLE	<input type="checkbox"/> STOLEN <input type="checkbox"/> RECOVERED <input type="checkbox"/> BOYS <input type="checkbox"/> FOUND <input type="checkbox"/> IMPOUNDED <input type="checkbox"/> GIRLS		MAKE	MODEL	WHEEL	NO. OF GEARS	LICENSE NO	FRAME NO
	FRAME COLOR	SEAT COLOR	BRAKE TYPE	LIGHTS	FENDERS	OTHER	VALUE	
PROPERTY VALUES	CASH/NOTES \$	JEWELRY/PRECIOUS METAL \$	CLOTHING \$	LOCAL-STOLEN MOTOR VEH \$	OFFICE EQUIPMENT \$	TV/RADIOS/CAMERAS \$		
	FIREARMS \$	HOUSEHOLD GOODS \$	CONSUMABLE GOODS \$	LIVESTOCK \$	MISCELLANEOUS \$	TOTAL \$		
I CERTIFY THIS IS A TRUE AND ACCURATE DESCRIPTION OF MY LOSS				REPORTING OFFICER J-K-ADWEL	CORPUS NUMBER P4009	DATE AND TIME WRITTEN 05-19-95 0400		
CITIZEN SIGNATURE								

ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM

R-5 (11/90)

CRIME/INCIDENT 245(a)(2) PC Evidence Report	CONT. <input checked="" type="checkbox"/> SUPP. <input checked="" type="checkbox"/> STATEMENT <input type="checkbox"/>	CASE NO.	PAGE
	(V) LEWIS, Mark	95-8554	2 of 6

On Friday, 05-19-95, about 2100 hours, I responded, as a cover unit, to [REDACTED] Castro Valley, about a shooting. When I arrived, Sergeant HART and Sergeant LOVE were already on scene. There was a subject, later identified as Mark LEWIS, laying on the floor in the open front doorway of the residence. LEWIS was screaming and was laying in what appeared to be a pool of blood. I assumed a perimeter position in the back of the residence. Sergeant HART and other deputies made entry into the residence, secured the scene, and arrested a possible suspect, later identified as Paul ELDERTS. Alameda County Fire personnel and American Medical Response Ambulance personnel made entry and treated and transported the victim to the hospital.

I was in front of the residence when Deputy GODLEWSKI brought ELDERTS out to his car. Sergeant HART requested that I conduct a Gunshot Residue Collection Kit on ELDERTS' hands. I explained to ELDERTS that I was forming this as the evidence collection process. ELDERTS told me: "You don't have to do that. I did it, I shot him." I then conducted the Gunshot Residue Collection Kit on both of ELDERTS hands.

Deputy J. LIND, who was the primary officer on the scene, requested I take control of the crime scene and conduct Field Evidence Technician duties. Deputy LIND advised me that he had a consent to search the residence from Anne JOHNSON, a resident and domestic partner of the victim. Deputy LIND showed me that there was an assault rifle, which is the suspected weapon involved in this incident, laying on the bed in the east bedroom of the residence. I asked Anne JOHNSON who this room was occupied by. JOHNSON told me that she rented the room to Paul ELDERTS, the suspect.

Deputy GODLEWSKI was transporting ELDERTS to ETS. I contacted Deputy GODLEWSKI, via the radio, and advised him that I needed consent, from ELDERTS, to search ELDERTS room. Deputy GODLEWSKI advised that ELDERTS gave verbal consent. Deputy GODLEWSKI advised that he would obtain a written consent to search from ELDERTS when they arrived at ETS. (See supplemental report by Deputy GODLEWSKI.)

CRIME SCENE:

[REDACTED] Castro Valley, is a single level, three bedroom, two bathroom, single family dwelling with a family room and a kitchen and an attached single car garage. The residence has a stucco finish on the outside and sheetrock inside. The residence is located on the north side of Lobert Street. Lobert street runs east and west. There is a single family residence on the east and the west sides of the residence. Highway 580 is located to the rear/north of the residence with a barrier wall between the residence and the highway. The front door faces south, towards Lobert Street.

REPORTING OFFICER	CORPUS #	SECTION	DATE AND TIME
J.K. POWELL	P4069	PATROL	05-20-95 1640

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

SCR-5 (11/90)

CRIME/INCIDENT 245(a)(2) PC Evidence Report	CONT. <input checked="" type="checkbox"/> SUPP. <input checked="" type="checkbox"/> STATEMENT <input type="checkbox"/>	CASE NO.	PAGE
	(V) LEWIS, Mark	95-8554	3 of 6

The master bedroom is located on the north-east corner of the house and has a bath room in the south-east corner of the bedroom. There is a bedroom on the center east side of the residence; JOHNSON told me this is the room she rents to ELDERTS. There is a bathroom west of the east bedroom. The third bedroom is located on the south-east corner of the house and is a spare bedroom with a bed and weight lifting equipment.

The Kitchen is located on the north-west corner of the residence and the garage is located on the south-west corner of the residence.

The living room, or family room, is located in the center of the residence with the front door on the south wall, facing Lobert Street. Just inside the front door was a pile of clothes. The clothes were saturated with a red wet substance, presumably the victims blood. The carpet in this area was saturated with a red wet substance. About one foot north-east of the door was an expended bullet casing. In the north-east corner, of the living room, was a live bullet casing.

The east bedroom, the bathroom west of the east bedroom, the south-east bedroom, and the living room are joined by a sub-hallway. On the floor, in the middle of this hallway, was a crushed McDonald's drink cup. There were ice-cubes on the floor and in the drink cup. The door to the east bedroom, leading from the hallway, was splattered with an amber color liquid. This liquid was also splattered over the weapon on the bed, the dresser on the west wall inside the east bedroom, and a speaker on the north-west wall of the east bedroom. From the splatters, which were still wet, it appeared that the drink had been thrown against the open bedroom door and spread throughout the room. The wet splatters on the rifle would be consistent with the weapon case being open, and on the bed, when the drink was thrown against the door.

It appeared that there had been a struggle in the east Bedroom. The T.V. and VCR, which are located on the south wall of the room, had apparently been sitting on a pair of large speakers. The T.V. and VCR were knocked over and laying on the floor next to the foot of the bed. The VCR was on and the T.V. was off. There was a crushed McDonald's bag on the floor in the north-west corner. This bag contained french fries.

VIDENCE:

- Item # 1: Expended bullet casing. PMC, 7.62 X 39mm, from just inside the front door, on the floor. The casing has red streaks, possibly blood, on the outside.
- Item # 2: Live bullet. PMC, 7.62 X 39mm, from floor next to speaker in north-east corner of living room.

REPORTING OFFICER	CORPUS #	SECTION	DATE AND TIME
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
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5 (11/90)

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- Item # 3:** Assault Rifle: KBI INC., Model SA85M, Serial #SM07839, Caliber 7.62 X 39mm. (Similar to an AK-47) The rifle was laying in an open case, in plain sight, on the bed in the east bedroom. There was a magazine in the weapon and the bolt was closed. When I removed the magazine there were three live PMC 7.62, X 39mm rounds in it. When I opened the bolt there was one live PMC 7.62 X 39mm round in the chamber. Gloves were worn while handling the weapon.
- Item # 4:** 7.62 X 39mm ammunition magazine. Magazine appears to hold six rounds. Collected from item # 3.
- Item # 5:** Three live bullets. PMC, 7.62 X 39mm, from magazine listed in item #4.
- Item # 6:** One live bullet. PMC, 7.62 X 39mm, recovered from chamber of item #3.
- Item # 7:** Hoppes Protecto Rifle case. Recovered from bed in east bedroom.
- Item # 8:** One live round. PMC 7.62 X 39mm. Bullet was laying next to rifle in case, on bed in east bedroom.
- Item # 9:** Gunshot Residue Collection Kit. Conducted on suspect ELDERTS' hands.
- Item #10:** Receipt. This receipt was located in the rifle case, on the bed in the east bedroom. The receipt shows the above listed rifle (Item #3), was purchased from Traders Sports INC., San Leandro, on 05-09-94, by Paul Hiapumalulau ELDERTS. A photo-copy of the receipt is attached to this report. Sheriff's Radio was unable to locate a dealers report of sale, or registration, on the weapon.
- Item #11:** Kodak 35mm film. I took photos of the crime scene and all items of evidence. The film was placed into evidence for processing.
- Item #12:** Clothes. One green tee shirt, one pair of shorts, one pair of bikini underwear. These items were saturated with apparent blood and located inside the front doorway, on the floor, of the residence. The clothes were cut off the victim, by the medical personnel, and I could not locate any bullet holes in the clothes. Because the clothes were saturated with apparent blood, they were hung up in the over-night evidence room to dry.

REPORTING OFFICER	CORPUS #	SECTION	DATE AND TIME
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**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
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R-5 (11/90)

CRIME/INCIDENT 245(a)(2) PC Evidence Report	CONT. <input checked="" type="checkbox"/> SUPP. <input checked="" type="checkbox"/> STATEMENT []	CASE NO.	PAGE
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Item #13: Two ammunition magazines. 7.62 X 39mm, ninety round magazines. These magazines appear to fit the rifle listed in #3. The magazines were empty. They were located inside a brown bag in the closet in the east bedroom.

All items were handled with gloves, to preserve any evidence that may later be recovered by the laboratory. All items of evidence were packaged and placed into evidence, at ETS, by me.

REPORTING OFFICER	CORPUS #	SECTION	DATE AND TIME
J.K. POWELL	P4069	PATROL	05-20-95 1750

95-8554
PAGE 6 OF 6



TRADER SPORTS INC.

DISCOUNT SPORTING GOODS
 585 E. 14TH ST. SAN LEANDRO, CALIF. 94577
 FISHING • HUNTING • CAMPING
 RIFLES • SHOTGUNS • BOOTS • JACKETS
 WE BUY • SELL • TRADE

20545
238614

DATE 5-9-94

NAME PAUL HIA POMALULANI ELDERTS

ADDRESS 2318 Pacific Ave ALAMEDA CA

HOME PHONE 510-522-8180 WORK PHONE 94501

CDL # A1724738 DROS # A70139511
 BIRTHDATE 1-12-76

SOLD BY	CASH	CHARGE	SPECIAL ORDER	LAYAWAY	CREDIT
En		X			

QUAN.	DESCRIPTION	PRICE	AMOUNT
1	KRI Rifle		799.97
	MODEL SA-85M		
	CAL 7.62 x 39	DLOS FEE	14.00
	S&H S.M. 07839		
1	MAGAZINE		24.95
1	MAGAZINE TASCAN		39.95
			578.87
		TAX	72.51
			951.38

ALL FIREARM SALES ARE FINAL AT TIME OF SALE. ABSOLUTELY NO REFUNDS OR EXCHANGES. LAYAWAY MUST BE PICKED UP WITHIN 60 DAYS OR MERCHANDISE WILL BE RETURNED TO STOCK.

WHEN A CUSTOMER DECIDES TO CHANGE TO A DIFFERENT MODEL OR ORDER IS CANCELLED THERE WILL BE A CHARGE OF \$25.00 PLUS ANY NON-REFUNDABLE STATE REGISTRATION FEES. ALL FIREARMS ARE CONSIDERED USED WHEN TAKEN FROM THE STORE.

SUBTOTAL	
TAX	
TOTAL	

REC'D BY *Paul H. Elderts*

CUSTOMER COPY

HEAD BOARD

CD CASE

BED

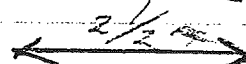
DRESSER



GUN CASE
KBI 5 PORT DEVICE

DRESSER

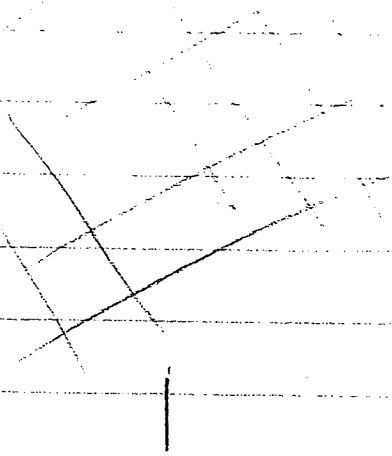
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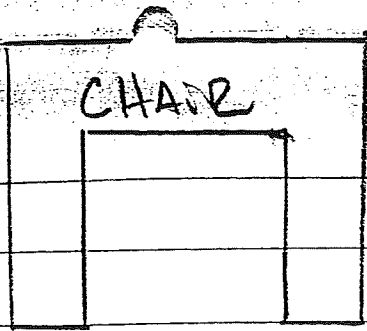
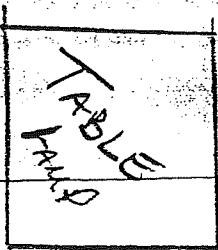
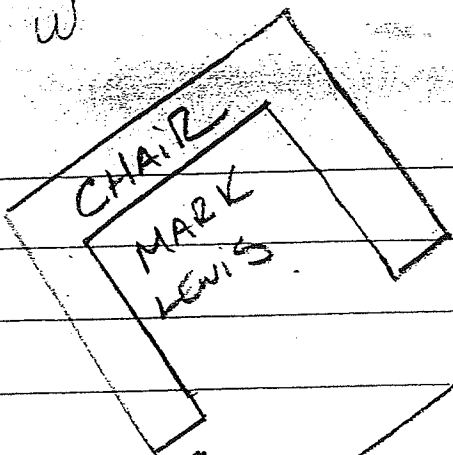
TV

4 FT

GUN CASE



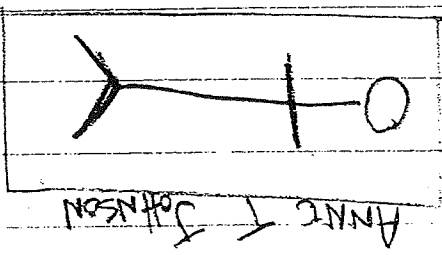
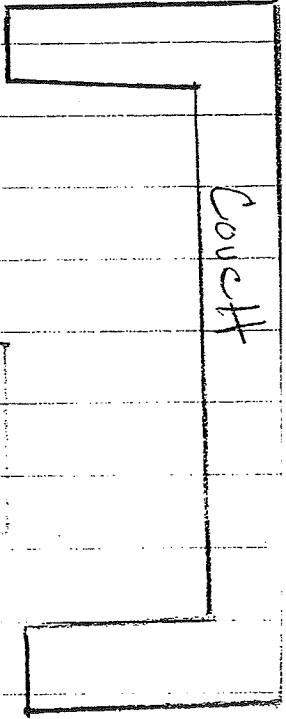
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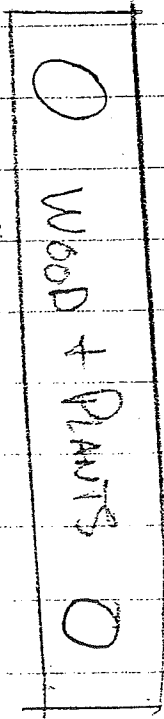
KITCHEN
ENTRYWAY



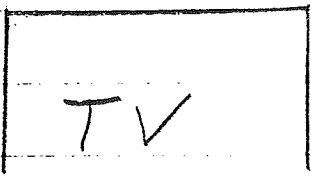
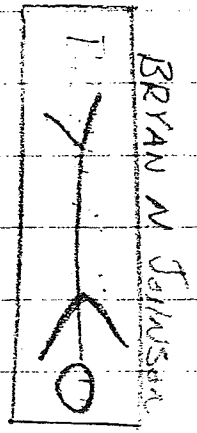
S



Floor
WINDOW



(X) Lewis
CLAIMS
PAULS



HALLWAY



BATHROOM

TH

HALLWAY ENTRYWAY

DRINK

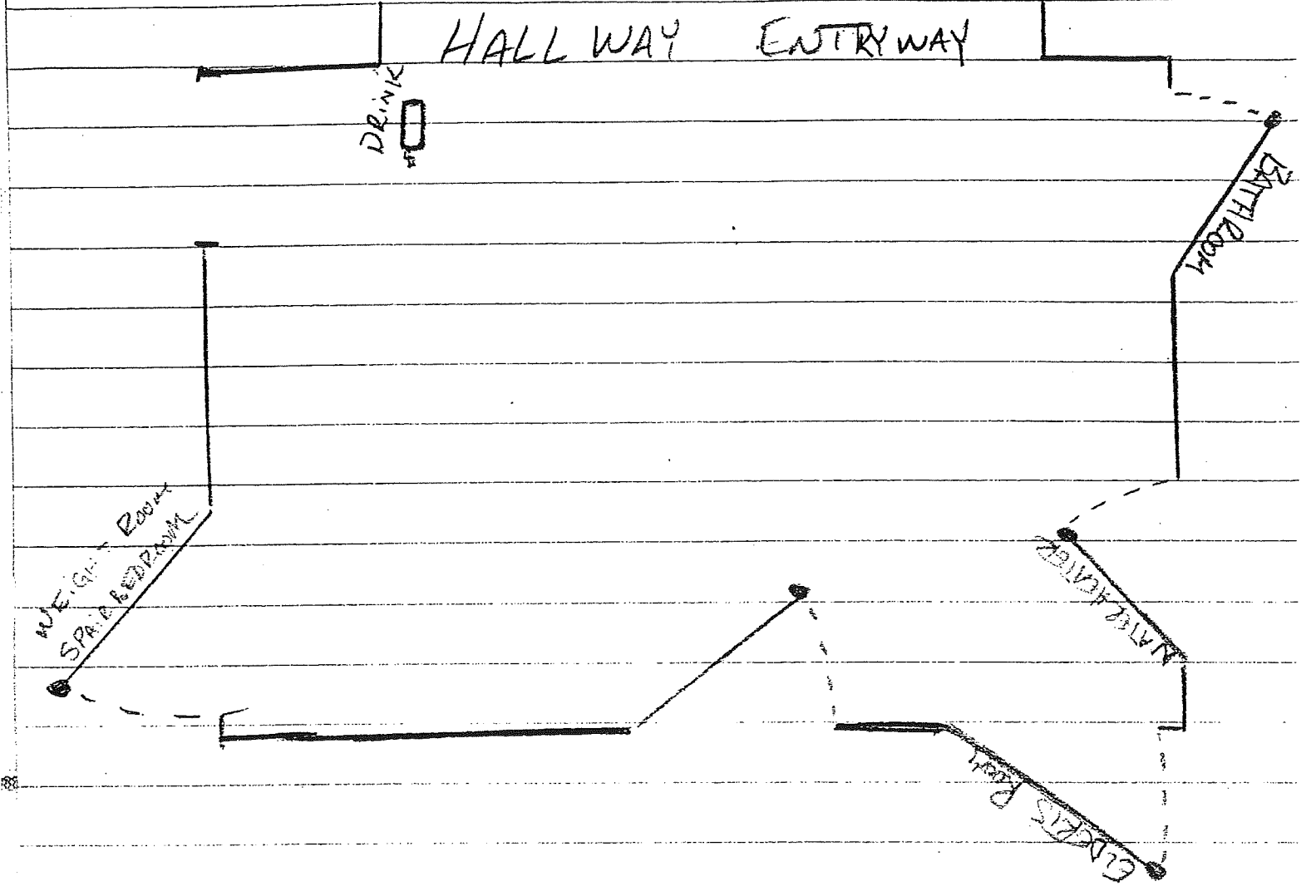


BATHROOM

WEIGHT ROOM
SPA BEDROOM

MASTER BATH

ENCLAVE ROOM



NO PIZZA NO ONE WAS EATING
NEVER WAS TALK TOO ABOUT IT
NEVER PUT CLOTH ON FLOOR
DID HE SEE THE CLOTH ON FLOOR
THE NOTE WAS IN MY ROOM
NEVER SAID THAT GARDI I WAS
GOING TO DO IT MY WAY HOW
WOULD HE KNOW BECAUSE IT WAS
BETWEEN ME AND ANNE THAT MERING
NEVER STOOD IN FRONT OF TV
AND WAS SHOOTING

HE ~~CHASER~~
I WAS TELLING HIM NOT TO TOUCH ME
ALL THE WAY TO THE BEDROOM
NEVER SLAM DOOR HE SLAMMED IT OPEN
NO SHELF IN ROOM
THEY WERE NOT STANDING

JUST A CLIP

NO CLIP ON
FLOOR IN GUN

5-8557
PAGE 6 OF 6



PHONE 307-0333
TRADER SPORTS INC.
DISCOUNT SPORTING GOODS
685 E. 14TH ST. SAN LEANDRO, CALIF 94577
FISHING • HUNTING • CAMPING
RIFLES • SHOTGUNS • BOOTS • JACKETS
WE BUY • SELL • TRADE

10545
238614

DATE 5.9.94

NAME PAUL HIA POMALULANI ELDERTS

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HOME PHONE # 510-522-8180 WORK PHONE # 94501

CDL # A1724738 DROS # A30139511
BIRTHDATE: 1-12-76

SOLD BY EA CASH CHARGE SPECIAL ORDER LAYAWAY CREDIT

QUAN.	DESCRIPTION	PRICE	AMOUNT
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	MCMC SA-85M		
	CAL 7.62 X 39	DLOS F-22	14.00
	S/N # SMO7839		
1	MAGAZINE		24.95
1	MAGAZINE TACED		39.95
			578.87
		TAC	-72.51
			951.38

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SUBTOTAL
TAX
TOTAL

REC'D BY [Signature]

CUSTOMER COPY

**ALAMEDA COUNTY SHERIFF'S DEPARTMENT
CONTINUATION REPORT FORM**

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REPORTING OFFICER	CORPUS #	SECTION	DATE AND TIME
J.K. POWELL	P4069	PATROL	05-20-95 1750



INSTITUTE OF FORENSIC SCIENCES

2945 Webster Street • Oakland, California 94609 • Phone (510) 451-1060

INSTITUTE NUMBER

151942

TOXICOLOGY LABORATORY

JAMES E. MEEKER, Ph.D.
Chief Toxicologist

SHARON H. VAN METER, M.D.
Director

NAME:

ELDERTS, PAUL H.
95-8554

SUBMITTED BY:

ALAMEDA CO. SHERIFF
LIND

SAMPLES RECEIVED: URINE

BY:	DATE:	TIME:	SEALED:	FROM:
LL	05-23-95	12:00	YES	LOCKED BAG

REQUESTS:

AMPHETAMINES

URINE:

METHAMPHETAMINE

0

CHARGES:

NOV 21 1995 10:30 AM

DATE

5-25-95

DONE BY:

CHECKED:

NOV 21 1995 10:30 AM



INSTITUTE OF FORENSIC SCIENCES

2945 Webster Street • Oakland, California 94609 • Phone (510) 451-1060

TOXICOLOGY LABORATORY

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SHARON H. VAN METER, M.D.
Director

NAME:
ELDERTS, PAUL H.
95-8554

SUBMITTED BY:
ALAMEDA CO. SHERIFF
LIND

SAMPLES RECEIVED: URINE

BY:	DATE:	TIME:	SEALED:	FROM:
LL	5-23-95	12:00	YES	LOCKED BAG

REQUESTS: AMPHETAMINES

*11-22-95 URINE DRUG SCREEN AND THC REQUESTED
PER BROSCHE, HDA'S

URINE:

ETHANOL	0
CALCULATED AS BLOOD	*
METHAMPHETAMINE	0
CANNABINOIDS	0

NO COMMON NARCOTIC ANALGESICS, ANTIHISTAMINES, PHENOTHIAZINES,
ANTIDEPRESSANTS, STIMULANTS, BARBITURATES OR OTHER ORGANIC BASES ARE
RECOVERED.

*ONLY FIRST SPECIMEN SUBMITTED.

ALCOHOL ANALYST
CATALINA S. GOCHUICO

I certify, under penalty of perjury, under the laws of the State of California, that the attached blood/urine analysis was performed during the regular course of my duties, and is a true and correct copy thereof. I further certify that I am qualified to perform these analyses pursuant to Title 17 of the California Code of Regulations, and that the equipment used in arriving at the results was in proper working order at the time I performed this analysis.

Catalina S. Gochuico DATE 12 8 95