

# Investigation Log Report

Case #: 03-14-000172

Entry Date	Time	Entered By	Log Entry
01/03/2014	19:20	Neustel, Scott	<p>Case Log</p> <p>Event Summary Details:</p> <p>On January 3rd, 2014, at approximately 5:25 p.m., District 3 CIU detectives were requested to respond to an officer involved shooting that occurred in Selah, WA. Yakima County Sheriff's deputies had served a search warrant at the residence earlier in the afternoon for a theft investigation. A male subject confronted the officers and the male subject began firing at the officers from a motor home adjacent to the residence.</p> <p>Officers were able to retreat behind several parked vehicles on the property and return fire. SWAT personnel were activated from the Yakima County Sheriff's Office and Yakima Police Department. The suspect engaged SWAT members immediately as SWAT personnel approached the area. SWAT continued forward in an attempt to assist the initial officers who did retreat and were still taking cover on the property.</p> <p>As the SWAT team approached the motor home, the male suspect emerged from the door and engaged officers again. The suspect was subsequently shot and was fatally wounded.</p> <p>The investigation will be lead by WSP detectives with the assistance of the Yakima County Sheriff's Office and Yakima Police Department. A search warrant was granted to enter the residence, the motor home, and the vehicles on the property to collect evidence and process the scene.</p>
01/03/2014	19:20	Neustel, Scott	<p>Update</p> <p>Arrived on scene at approximately 7:20 p.m. Contacted WSP Captain Liebrecht, Sergeant Tri, Sergeant Snider, and Detective Reeves. Updated with details from YPD Sergeant Bardwell, YSO Deputy Frye, YPD Sergeant Stephens, and YPD Lt. Jones.</p> <p>Notified Yakima County prosecutor (on-call) J. Boswell at 8:05 p.m. Will meet the prosecutor at the WSP district office to discuss details and prepare search warrant for scene processing.</p> <p>Officer weapons secured by respective agencies - YPD taking weapons for evidence. Witness info taken by YSO and YPD. Round counts and officer photographs also completed by YPD.</p>
01/03/2014	19:20	Neustel, Scott	<p>Additional Details</p> <p>Detectives Reeves and Schroeder will process the SWAT Bear Cat - need to remove Bear Cat from the scene.</p> <p>Subject identifying herself as the deceased subject's mother on scene at approximately 9:00 p.m. Subject identified as Carla Vandiver. Captain Liebrecht and Sergeant Snider advised Ms. Vandiver of incident - next of kin completed. Deceased subject identified as Jessie Humphrey [REDACTED]</p> <p>Met with prosecutor at approximately 9:45 p.m. Search warrant prepared and granted (telephonic).</p>
01/04/2014	6:00	Neustel, Scott	<p>Scene Processing</p> <p>Search warrant amended to include additional property details - warrant granted (telephonic).</p> <p>Scene processing with CIU detectives and WSP crime laboratory team -</p>

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			<p>processing will continue through the weekend. Photographs, scene measurements, and evidence collected from scene. Surv cameras observed on property.</p> <p>Detective Neustel and Sergeant Adkinson attended autopsy (10 a.m.) at Yakima County Coroner's office. YPD Detectives (including evidence manager) collecting items from autopsy - will be secured with YPD evidence.</p> <p>Units clear of scene at approximately 4:35 p.m. YSO will be posted at scene throughout night.</p>
01/05/2014	6:00	Neustel, Scott	<p>Scene Processing Continues</p> <p>Search warrant amended to include collection of electronic devices (telephonic). During scene processing on 1-5-14, it was discovered the mobile home had been entered the night before and a DVR recording device had been taken from the residence - possibly contained surv video. Other electronic devices collected from residence.</p> <p>Scene mapping and evidence collection completed - clear scene at approximately 8:30 p.m.</p>
01/06/2014	6:00	Neustel, Scott	<p>Update</p> <p>Called Yakima County Chief Criminal Deputy Prosecutor Ken Ramm and updated him with case details.</p> <p>PD vehicles that were removed from the scene being processed by crime lab personnel at WSP district office.</p> <p>Evidence packaging will begin and continue throughout the next several days.</p> <p>Return of service for warrant(s) completed.</p> <p>Phone call request from suspect's stepmother (Patty Ross [REDACTED]) Ms. Ross called and was updated with status of investigation.</p> <p>Obtained updated list of all involved officers.</p> <p>1330 hrs - message to call owner of motor home from scene (Julie Evans / [REDACTED]) - attempted call - number not working.</p> <p>Officer interviews being coordinated/scheduled.</p>
01/07/2014	6:00	Neustel, Scott	<p>Case Updates</p> <p>Detective meeting scheduled for 1-8-14 with YPD detectives who responded to scene.</p> <p>All evidence will go to Seattle lab - coordinating with YPD for evidence transfer to lab.</p> <p>Evidence packaging continues.</p>
01/07/2014	11:22	Snider, David	<p>Called YSO Chief Criminal Deputy Udell.</p> <p>He was advised YSO interviews will begin Thursday 1-9-2014 at #3 at 9:00 AM. Send two officers every hour on the hour.</p>
01/07/2014	11:50	Snider, David	<p>Called Crime lab</p> <p>Spoke with Rick Wyant regarding scheduling YPD SWAT firearms for</p>

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			examination. They will need to be brought for examination in a single batch containing all of the weapons.
01/07/2014	11:54	Snider, David	Phone call- YPD SWAT Commander Lt Gary Jones I advised all YPD SWAT weapons will need to be provided to the crime lab for examination in a single batch.
01/07/2014	12:01	Snider, David	Phone call-YPD SWAT Commander Lt Gary Jones Advised him involved officer interviews will begin at 33 beginning at 9:00 AM. Send two officers every hour on the hour beginning at 9:00 AM.
01/07/2014	12:03	Snider, David	Called Greg Cobb UGPD No Answer
01/07/2014	13:23	Snider, David	Called Greg Cobb UGPD Advised officer interviews were Monday beginning at 9:00 AM.
01/07/2014	13:42	Snider, David	Phone call- Selah Assistant Chief Eric Steen No answer, left message- Advised Officer interviews will be conducted Tuesday 1-14-2014 beginning at 9:00 AM at #3. Contact YSO or Danielle for scheduling assistance.
01/08/2014	6:00	Neustel, Scott	Updates Meeting with YPD detectives (10:30 a.m.) - additional information and paperwork obtained.
01/09/2014	6:00	Neustel, Scott	Updates Continued Officer interviews set for following week - being updated with attorney information and if officers will be providing recorded statements or submitting written reports.  FBI personnel from FBI headquarters inquiring about case - updated with details pertaining to FBI agent who was with initial group of officers when residence was first contacted.  Obtained additional photographs from YPD detectives.
01/09/2014	11:25	Snider, David	Reviewed video from Selah Police Expedition No video captured from incident.
01/10/2014	6:00	Neustel, Scott	Case Progress Evidence packaging continues.  Approximately 2:30 p.m. - advised by Lt. Foster that KIMA news has surv video showing event. Contacted KIMA news station in Yakima at approximately 3:00 p.m. Manager provided information - unknown male subject brought external medial drive to station that morning. Drive contains several minutes of event including when the suspect was shot by SWAT team. Manager voluntarily gave WSP the thumb drive and packaging it came in. Unknown who brought the item to the news station - description given by receptionist.
01/13/2014	6:00	Neustel, Scott	Casework Continues/Updates Contacted high tech crime unit - will send detective to Yakima to retrieve data from thumb drive - Sergeant Regalado responded later in the afternoon (approx 3:30 p.m.) and extracted the data. An additional examination of the thumb drive will be completed to ascertain if there is any additional information on it.

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01/14/2014	6:00	Neustel, Scott	<p>Interview of Union Gap PD officer completed.</p> <p>Officer Interviews/Updates</p> <p>Three YSO interviews completed and Selah PD officer interview completed. Other involved officers will be re-scheduled or will be providing written reports - coordinating with attorneys.</p> <p>Aerial photographs of scene completed/received.</p> <p>Completing lab requests for firearms/evidence examinations.</p>
01/15/2014	6:00	Neustel, Scott	<p>Case Updates Continued</p> <p>YSO Detective Gray called - suspect weapons may have been taken from residential burglary in Yakima County. Contacted Seattle crime lab - will have suspect weapons swabbed for DNA prior to additional examinations. DNA swabs will be secured as evidence.</p> <p>Coordinating with YPD to have evidence transported to lab - YPD evidence will be taken to lab on 1-23-14.</p> <p>Received additional information for suspect from Kittitas County SO.</p> <p>KIMA news calling - requesting update. Advised investigation continues with evidence processing - no additional details released.</p>
01/16/2014	6:00	Neustel, Scott	<p>WSP Evidence to Crime Lab</p> <p>Detective Neustel transported WSP evidence to Seattle crime laboratory (arrival at approximately 9 a.m.). Crime lab updated with information pertaining to YPD transporting remaining evidence on the 1-23-14.</p>
01/20/2014	11:08	Neustel, Scott	<p>Officer Report Received</p> <p>Received Officer Reyes' report (Officer Reyes is an involved SWAT member) - report was submitted through the office of attorney Adam Moore.</p>
01/22/2014	14:07	Neustel, Scott	<p>Officer Interview Update</p> <p>Interview of FBI Agent Peter Orth completed. Agent Orth was assisting the first group of officers when the residence was initially contacted. Agent Orth provided information pertaining to what he observed and heard during the incident. Agent Orth did not fire any rounds during the event.</p>
01/22/2014	14:09	Neustel, Scott	<p>Evidence Update</p> <p>The packaging materials (bubble wrap) and handwritten note that was given to the news station (when the memory drive was given to the media with the surv video capturing part of the incident on it) was packaged and submitted into evidence to be forwarded to the crime lab for a latent print examination.</p>
01/22/2014	14:13	Neustel, Scott	<p>News Clip Request(s)</p> <p>Assistant News Director (from KIMA) Jim Niedelman was contacted and emailed regarding two video clips related to two news stories regarding the incident. A family member and friend were interviewed by KIMA for the two stories - copies of the video clips were requested to include in the case file. Mr. Niedelman advised he would look the stories up and provide copies of the video clips.</p>
01/23/2014	11:08	Neustel, Scott	<p>Update</p>

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			Received a video from the HAPO Credit Union (Terrace Heights Branch) - credit union nearby the news station where the memory drive was received regarding the surv video from the incident. The credit union video was requested in an effort to identify who brought the memory drive off at the news station. The video will be reviewed to ascertain if anything was recorded regarding the individual who contacted the news station. The credit union is not directly across the street or adjacent to the news station, but is close by.
01/23/2014	11:13	Neustel, Scott	Update(s) Continued  Obtained facebook information pertaining to a subject who posted the surv video on youtube and facebook. The facebook information will be reviewed to determine if additional surv video may exist in addition to what was given to the news station.
01/24/2014	14:06	Neustel, Scott	Evidence Update(s)  All firearms and casing/projectiles transferred to crime laboratory from YPD. DNA swabs will be taken from suspect weapons and secured as evidence if DNA comparisons are requested.
01/27/2014	7:59	Neustel, Scott	Update - Drawing(s)  Currently working on the scale drawing of property (landscape, vehicles, evidence located outside). The crime lab will forward the scanner diagram which will include a detailed diagram of the motor home. Bellevue CIU completed interior measurements of the mobile home and will be completing the diagram for that location.
01/31/2014	6:49	Neustel, Scott	Update - Reports Received  Received reports from SWAT personnel involved in incident - witness officers on SWAT team. Additional officer reports pending (officers directly involved) - being routed through individual officer's attorneys.  Received actual recordings from witness statements - statements obtained by YPD detectives the night of the incident - previously received the transcriptions.  Crime lab currently processing officer weapons.
02/07/2014	9:00	Neustel, Scott	Update(s)  Received a message from the crime lab - officer weapons still being processed.  Also received reports from Sgt. Boyle and Lt. Seely (involved officers).  Autopsy report received from the Yakima County Coroner's Office - report includes detailed information regarding injuries sustained by the suspect and toxicology results (Methamphetamine level of 11mg/L).
02/14/2014	7:55	Neustel, Scott	Updates / Evidence to High Tech Crime Unit  Crime lab advised SWAT weapons may be ready to be released on 2-14-14 -/ YPD and prosecutor advised.  Received additional witness transcriptions from YPD.  Electronic items transported to High Tech Crime Unit in Olympia for examination (2-13-14).
2/14/2014	10:55	Neustel, Scott	Crime Lab Information  YPD SWAT weapons' testing has been completed - weapons can be released.

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02/21/2014	12:44	Neustel, Scott	<p>Yakima Police Department advised. Magazines, rounds, and additional officer weapons (non SWAT) still being analyzed.</p> <p>Updates</p> <p>Data received from High Tech Crimes Unit regarding the memory drive from the news station that contained the surv video - additional images (4000+) recovered from memory drive - images will be reviewed.</p> <p>News clips from KIMA obtained - family interviews after incident.</p> <p>Messages left with attorney Jeff Julius and Sergeant Durand (YSO) regarding pending involved officer reports. Attorney Rick Smith was contacted - report from Sergeant Swale will be completed within another week.</p> <p>Additional officer weapons returned from lab to YPD. Prosecutor has cleared weapons to be returned to officers - YPD advised.</p>
02/25/2014	9:37	Neustel, Scott	<p>Additional Officer Reports Received</p> <p>Received reports from Officer Grant, Detective Hampton, and Officer Deccio - involved officers. Reports received from attorney Jeff Julius.</p> <p>Also received a lab report regarding the packaging associated with the memory drive (surv video) that was dropped off at KIMA news. The packaging was sent in for a fingerprint examination in an effort to help identify who dropped the item off to the news station. Fingerprints (partial fingerprints) were examined - no matches from a records check completed by the lab.</p>
02/27/2014	8:01	Neustel, Scott	<p>Update</p> <p>Two involved officer reports pending - attorney Rick Smith advised one report will be completed this week. Yakima County SO was contacted reference the other report - Chief Criminal Deputy will contact the officer and advise the status of the report.</p> <p>Currently reviewing all assisting investigator reports, witness officer reports, involved officer reports/statements, and civilian statements to establish a timeline for the event and begin a case synopsis/details summary.</p>
03/03/2014	11:36	Neustel, Scott	<p>Updates Continued - Case Status</p> <p>One involved officer report still pending (will be submitted through attorney). Other involved officer from YSO will not be submitting a written report or statement (did provide public safety statement) at this time.</p> <p>Firearms (weapons, casings, bullets/fragments) examinations currently being completed by the crime laboratory in Seattle. The suspect weapons will also be swabbed (DNA) at the laboratory - will coordinate with the laboratory regarding DNA examinations/comparisons reference the weapons.</p> <p>Personnel from the crime laboratory in Spokane are currently working on reports and case paperwork pertaining to the case (reports, scanner data/diagram).</p> <p>Continuing to review assisting officer reports, SWAT reports, and involved officer reports.</p> <p>Transcriptions have been completed and will be assigned for review(s).</p>
3/06/2014	11:13	Neustel, Scott	<p>Stolen Firearm</p> <p>One of the suspect's weapons recovered at the scene has been confirmed as a</p>

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			stolen handgun from King County (burglary from 2013). King County Detective Albright [REDACTED] has been contacted - requesting details from the burglary to add to the case file. No additional stolen hits have been discovered for the other firearms recovered. The firearms are currently at the crime laboratory for testing/analysis.
03/12/2014	14:13	Neustel, Scott	<p>Case Status</p> <p>Currently reviewing officer reports and preparing report of investigation for case file.</p>
03/24/2014	6:58	Neustel, Scott	<p>Update</p> <p>Emailed Spokane lab to set up a date/time for a debrief (Spokane personnel responded and assisted with on-scene processing).</p> <p>Emailed Seattle lab to check status of firearms examination(s).</p> <p>Continuing to go through officer reports to prepare final report/summary for prosecutor.</p>
04/01/2014	8:16	Neustel, Scott	<p>Peer Review</p> <p>Case report has been forwarded for peer review.</p> <p>Lab reports currently pending.</p>
04/03/2014	14:17	Neustel, Scott	<p>Meeting with Crime Lab</p> <p>Yakima CIU detectives met with Trevor Allen from the crime laboratory on 4-2-14 to discuss the progress of CSRT reports and to exchange additional information needed for the investigation. Wenatchee CIU Detective Schroeder also attended the meeting.</p>
04/08/2014	8:42	Neustel, Scott	<p>Phone Call Request</p> <p>Received a forwarded phone message from a subject identifying herself as Michelle Fithen who requested a call regarding claiming items that were seized as evidence from the property. The phone message was difficult to understand - the phone number was possibly [REDACTED] from the message. Attempted to call the number - the calls go directly to a voice mail box that is not set up.</p> <p>Contacted Evidence Custodian Ed McAvoy concerning the call and was advised the subject previously called him with the same question. Ms. Fithen was advised at that time that evidence items would not be released as the case is still under investigation.</p>
04/14/2014	13:49	Neustel, Scott	<p>Phone Call reference Motor Home</p> <p>Received a call from a subject who claimed the motor home the suspect shot from was a stolen motor home from Kittitas County. The information was obtained regarding the claim and it was discovered the motor home was a stolen vehicle that was cleared in 2013 (had been re-titled with new plates issued). The subject claimed the motor home should not have been cleared and recognized the motor home from the video that was released. Ellensburg PD was contacted regarding the information and the subject was then directed to contact Ellensburg PD. It is unknown if the motor home will be entered as stolen again or if the matter will be determined as civil.</p>
04/21/2014	10:41	Neustel, Scott	<p>Update</p> <p>All officer statements/transcriptions have been reviewed and signed off.</p>

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			Also contacted Selah Public Works [REDACTED]. While reviewing one of the transcriptions, there was mention of people taking video with cell phones from the public works building parking lot. A message was left with the public works department to determine if any employees may have captured video of the incident on their cell phones. The public works department will call back if any information is discovered regarding cell phone video(s).
04/28/2014	12:46	Neustel, Scott	Motor Home Update  Contacted Ellensburg PD Officer Coppin (Officer Coppin took initial report when the motor home was reported stolen in 2013). The information was relayed to Officer Coppin regarding the previous owner's claim the motor home should not have been cleared. Officer Coppin called back a short time later and advised he was able to contact the previous owner who did state the motor home should not have been cleared. Officer Coppin advised the case would be forwarded to EPD detectives.
04/28/2014	12:52	Neustel, Scott	Follow Up  A subject who identified herself as Mr. Humphrey's stepsister called on 4-25-14 to inquire about the status of the case. The subject identified herself as Kassie Fishnick [REDACTED]. Ms. Fishnick stated she had a better quality video of the incident and requested to show the video to investigators. A meeting was set up for 4-28-14 at the district office. Ms. Fishnick did not show up for the meeting.
04/30/2014	12:14	Neustel, Scott	Update(s)  Received an email from Ellensburg PD Officer Salinas - Officer Salinas was involved with the follow up and clearing of the motor home in 2013. Officer Salinas advised he would also assist with the follow up regarding the previous owner's claim the motor home should not have been cleared.  Also received a phone call from Mr. Humphrey's stepsister who advised she would come in Friday (May 2nd) to show investigators her video of the incident. She also advised Mike Peck told her that he was going to call the WSP to provide additional information regarding the incident and to also give investigators additional video of the incident.
05/02/2014	13:17	Neustel, Scott	Update Continued  The meeting with Ms. Fishnick was cancelled due to a scheduling conflict. Ms. Fishnick did call - advised she still wanted to show investigators the video and provide additional information she thought was important for the case. Ms. Fishnick advised she would call next week.
05/15/2014	8:23	Neustel, Scott	YPD Evidence  The remaining evidence items from YPD have been transferred to the WSP.
05/15/2014	8:23	Neustel, Scott	Case Update and Status  A meeting with the Yakima County Prosecutor's Office has been scheduled for May 20th. The case will be referred to the prosecutor's office at that time. Any additional information related to the investigation (lab reports) will be forwarded to the prosecutor's office when received.

*AMC 5-15-14*