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Transcript of Body Cam

"(Mario Reyes) Ois"

People v. Guadalupe Aguirre Espinoza

Court Case No. 19CR001276

OMA = Officer Mario Avina

OMR = Officer Mario Reyes

GAE = Guadalupe Aguirre Espinoza

OCG = Officer Cheyenne Garcia

PO4 = Police Officer 3, Male

PO5 = Police Officer 5, Female

PO6 = Police Officer 6, Male

PO7 = Police Officer 7, Male

D = Police Dispatch

Recording Begins:

OMA: ¿Cómo te llamas?

What's your name?

GAE: ¿Mande?

Pardon?

OMA: ¿Cómo te llamas?

What's your name?

GAE: Guadalupe.

Guadalupe.

OMA: ¿Cómo?

What?

1	GAE:	Guadalupe.	Guadalupe.
2	OMA:	Guadalupe, ponte al suelo.	Guadalupe, get down on the ground.
3	GAE:	¿Ah?	Huh?
4	OMA:	Al suelo, Guadalupe. Necesito que te	Down on the ground, Guadalupe. I need
5		pongas al suelo.	you to get down on the ground.
6	GAE:	Ah, [?-----].	Uh, [?-----].
7	OMA:	Ok. No ...	Ok. [I] don't ...
8	OMR:		[On radio] "Center, 206, he's not
9			complying with what we're telling him
10			to do."
11	OMA:	No ... no entiendo, Guadalupe. Pero	I don't ... don't understand, Guadalupe.
12		necesito que te pongas al suelo.	But I need you to get down on the
13		Hablamos sobre todo esto.	ground. We'll talk about all of this.
14			
15		[Mixed unintelligible background voices]	
16	OMA:		Huh?
17			
18		[Mixed unintelligible background voices; Canine barking]	
19			
20	PO4:	¡Eh, acuéstate! ¡Acuéstate!	Hey, lie down! Lie down!
21	OMA:	¡Al suelo!	Down on the ground!
22	OCG:	¡Ponte al suelo! ¡Ponte al suelo, o te	Get down on the ground! Get down on
23		doy el perro!	the ground, or I'll give you the dog!
24	OMA:	Va a mandar el perro, Guadalupe. Al	He's going to send the dog, Guadalupe.
25		suelo.	Down on the ground.
26	OMR:	Al suelo.	Down on the ground. [1:00]
27	OMA:	¡Al suelo!	Down on the ground!
28	OCG:	¡Acuéstate!	Lie down!

1	OMR:	Acuéstate. Va a mandar el perro.	Lie down. He's going to send the dog.
2			
3		[Mixed unintelligible background voices; Canine barking]	
4	OMR:		[On radio] "Center, 206, he's telling us
5			to shoot him."
6	OMA:	Guadalupe, ¡ponte al suelo! Hablamos	Guadalupe, get down on the ground!
7		sobre todo esto. Pero ponte al suelo.	We'll talk about all of this. But get
8			down on the ground.
9	OMR:	[En altavoz] Eh, Guadalupe, ocupas de	[On loudspeaker] Hey, Guadalupe, you
10		ponerte al suelo.	need to get down on the ground.
11	GAE:	¿Ah?	Huh?
12	OMR:	[En altavoz] Escucha: no queremos	[On loudspeaker] Listen: we don't want
13		lastimarte. Sólo, es que queremos que te	to hurt you. Only, we want you to get
14		pongas al suelo para poder registrar que	down on the ground to be able to search
15		no traigas armas.	whether you have weapons.
16	GAE:	Ok, ¿quieren, quieren [?-----]?	Ok, do you want, do you want [?-----]?
17	OMA:	¡No!	No!
18	OMR:	¡No!	No!
19		[En altavoz] ¡No!	[On loudspeaker] No!
20	GAE:	[?---].	[?---].
21	OMR:	[En altavoz] Quita las manos ...	[On loudspeaker] Take your hands ...
22	OMA:	¡No!	No!
23	OMR:	... de la cintura.	... out of your waist.
24	GAE:	[?----].	[?----].
25	OMR:	[En altavoz] Tírate al suelo por favor	[On loudspeaker] Get down on the
26		[?--].	ground please [?--].
27	GAE:	No, no, [?---].	No, no [?---].
28	PO4:		[?---]. [2:00]

1	OMR:	[En altavoz] Eh, necesitas [?---] en el	[On loudspeaker] Uh, you need to [?---]
2		suelo.	on the ground.
3	PO4:		Obviously, he won't do it.
4	OMA:		Yeah, I gotcha, he didn't ... he said he
5			had a weapon.
6	OMR:	[En altavoz] Tirate eso al suelo.	[On loudspeaker] get down on the
7			ground.
8	OMA:		Yeah, he's like, "Do you want me to
9			give it to you?"
10	OMR:	[En altavoz] [?----] varias personas te	[On loudspeaker] [?-----] various
11		están reportando que traes un arma.	people are reporting that you have a
12			weapon.
13	GAE:	[?----].	[?----].
14	PO4:		Yeah ... no.
15	OMA:		"I'll give it to you," he says.
16	OMR:	[En altavoz] Y por eso necesito ... que	[On loudspeaker] And that's why I
17		no, tengas las manos en la cintura.	need ... you to not, have your hands in
18			your waist.
19	PO4:		So, so he said he's got one, right? Yeah.
20	OMR:	[En altavoz] Lo único que necesito es	[On loudspeaker] The only thing I need
21		que te pongas en el suelo ...	is for you to get down on the ground ...
22	OCG:		[?----], subject's saying he does have a
23			weapon, and he'll give it to us.
24	PO5:		Copy, subject's saying he doesn't have
25			a weapon.
26	OCG:		He does.
27	PO4:		Get down!
28	OCG:		[On radio] "Center, [?--], looks like he

1		<i>does. We're telling him not to go for it."</i>
2	OMR:	[En altavoz] Necesito ... que te pongas [On loudspeaker] I need ... for you to
3		en el suelo ... get down on the ground ...
4	OMA:	Hey, guys, you guys need to get inside,
5		this guy might have a weapon!
6	GAE:	[?----]. [?----].
7	OMA:	¡Ponte en el suelo, Guadalupe! Get on the ground, Guadalupe!
8	GAE:	¿[?----]? [?----]? [3:08]
9	OMA:	No, Guadalupe. No, Guadalupe.
10	OCG:	Hey, can you put a vest on him?
11	OMA:	Ok.
12	OMR:	Ok.
13	OCG:	[?----].
14		[On radio] "[?----] ... uh, he's refusing,
15		saying that he wants us to kill him."
16	OMA:	S-, s-, so, Cheyenne?
17	OCG:	Yeah?
18	OMA:	If he sends a dog ...
19	OCG:	Yeah?
20	OMA:	... I'm gonna run up with you guys.
21	OCG:	Oh.
22	OMA:	I don't know if you want to holster prior
23		to. I will, and then ...
24	OCG:	Do you have him right now, sir?
25	OMA:	Yeah, I got him ...
26	OCG:	You want him ...
27	OMA:	... I got him.
28	OCG:	... right? Then we can taze on him,

1 bro'. Sh-, [?---]?
2 [Loudspeaker announcements continue]
3 OMA: Yeah, I gotcha. Uh, my gloves are on
4 the other side. Uh, inside, yeah.
5 OMR: [En altavoz] [?---], solamente [On loudspeaker] [?---], we only want,
6 queremos, que te pongas en el suelo ... a for you to get down on the ground ... to
7 asegurar que no tengas nada de armas, y make sure that you have no weapons,
8 aclarar lo que pasando de todo. and to clarify what's happening with
9 everything. [4:00]
10 OMA: Ok, so ...
11 OCG: So ...
12 OMA: ... I'm gonna move up ...
13 OMR: [En altavoz] Necesito que camines un [On loudspeaker] I need you to walk a
14 poco para acá. Te puedes esperar. little this way. You can wait.
15 OMA: So, I, I, I got him. Will you look around
16 to see who's, who's around, that you
17 trust.
18 OCG: I got Aranda to the left.
19 OMA: Ok.
20 OCG: Hey, Aranda?
21 PO6: Ok.
22 OCG: I got Dominici on my right.
23 OMA: Ok, I want ...
24 OCG: So me, Aranda, Dominici ...
25 OMA: I want you guys ...
26
27 [Mixed unintelligible background voices]
28 OMA: ... I want you guys, to ... if he tries to do

1		anything, we're gonna front him. We're
2		gonna stay back, um, but if ... uh, if, if
3		he lets the dog go, then you guys go up.
4	OCG:	Ok, you want us to go up from
5		Dominici, sir, or do you want to go up
6		this way?
7	OMA:	Uh, I'll ...
8	OCG:	Or this way?
9	OMA:	... this, straight ahead.
10	OCG:	Dominici, [?], you and I, Aranda, get
11		over here, we're gonna be the A-Team.
12	PO6:	Ok.
13	OMA:	So if he releases the dog, you guys are
14		going in. And I'm staying rifle, I'm
15		running up with you guys.
16	PO6:	Ok.
17	OCG:	Getting that? He rel-, Ok, so if he
18		releases the dog, we're, we're charging
19		on there, we're [?----]. Hey, do your
20		guys copy that? We, no, we're gonna be
21		the A-Team. Ok. We'll, we'll cover till
22		... if he releases the dog, all right?
23	OMA:	If he releases the dog only. [5:14]
24	OCG:	If he releases the dog.
25	OMR: [En altavoz] Guadalupe ...	[On loudspeaker] Guadalupe ...
26	OMA:	He did say he has a gun, or something,
27		so ...
28	OMR: ... por favor, tírate al suelo. No	... please, throw yourself on the ground.

1		queremos lastimarte.	We don't want to hurt you.
2	OMA:		Copy that.
3	OMR:	[En altavoz] Tírate al suelo ... que	[On loudspeaker] Throw yourself on
4		vamos a aclarar toda esta situación.	the ground ... we're going to clear up
5			this whole situation.
6	PO7:		Some- ... somebody needs to shut down
7			traffic over there so they're not heading
8			towards us.
9	OCG:		You want to put that out, so ...
10	OMA:	Guadalupe, ponte al suelo. No te	Guadalupe, get down on the ground.
11		queremos hacer daño.	We don't want to hurt you.
12			
13		[Mixed unintelligible background voices]	
14	OMA:		Yeah, just get a little bit of cover, if you
15			can't [?-].
16			
17		[Loudspeaker announcements continue]	
18	OMA:		417.
19	OCG:		You want me to stay with it, as long as
20			we back up [?---]?
21	OMA:		Uh, if, if you want, you can get in this,
22			group right here. And then we get, a
23			couple more people, so ... [6:00]
24			He mentioned he has a weapon, sarge.
25			Hey, keep, keep telling him ...
26	OMR:	[En altavoz] Guadalupe ... varias	[On loudspeaker] Guadalupe ... several
27		personas están reportando que traes un	people are reporting that you have a
28		arma.	weapon.

1	OMA:	He says he's, he'll give it to us.
2	OCG:	He'll give it to us.
3	OMR:	[En altavoz] Por favor, tírate al suelo.
4		[On loudspeaker] Please, throw
		yourself on the ground.
5	OMA:	He says ...
6	OMR:	[En altavoz] Guadalupe, necesito que
7		te tires al suelo. [?----].
8		[?----]. [7:04]
9	OMA:	No vas por él.
10		Don't go for it.
		¡Ponte en el suelo!
		Get down on the ground!
11	OMR:	¡Al suelo!
		On the ground!
12		[En altavoz] Guadalupe, por favor.
		[On loudspeaker] Guadalupe, please.
13		¿Ok? No queremos ... ser lastimados ni
14		lastimarte. Solamente necesito que
15		escuches las instrucciones.
16		Ok? We don't want ... to get hurt or hurt
		you. I just need you to listen to the
		instructions. Simply throw yourself on
		the ground, please.
17	OMA:	Yeah, he's got a gun. [Scoffs]
18	OMR:	[En altavoz] Por favor, tírate al suelo.
19		[On loudspeaker] Please, throw
20		yourself on the ground. Once you're on
21		the ground, we're simply going to check
22		whether everything is all right, and
23		[?----]. Ok? Only [?----]. But, to be able
24		to do that, I need you to listen ... and,
25		please get down on the ground. No one
26		will hurt you, no one will torture you.
		That's only in the movies. [8:13]
27	OMA:	He's not listening.
28	OCG:	Yeah, let's do it, we've given him [?--].

1	OMR:	[En altavoz] Guadalupe ... quiero que	[On loudspeaker] Guadalupe ... I want
2		pongas atención. Ok, simplemente,	you to pay attention. Ok, simply, throw
3		tírate al suelo. Cuando esté en el suelo	yourself on the ground. When you're on
4		... para poder acercarnos.	the ground ... so we can approach.
5		Guadalupe ... mira, esto puede ser un	Guadalupe ... look, this can be a
6		malentendido. Pero el hecho de que	misunderstanding. But the fact that
7		personas te están reportando, que tienes	people are reporting you, that you have
8		un arma, cambia las cosas. ¿Ok?	a weapon, changes things. Ok?
9		Quítate, por favor ... te pongas en el	Take out, please ... get down on the
10		suelo ... ¿puedes, puedes nomás [?--] al	ground ... can you, can you just [?--] on
11		suelo, por favor?	the ground, please? [9:23]
12	OMA:		Yes, sir.
13	OCG:		Yes.
14	OMA:		Yes, sir. Copy that.
15	OMR:	[En altavoz] Solamente quiero que te	[On loudspeaker] I just want you to
16		tires al suelo. Es todo.	throw yourself on the ground. That's
17			all.
18	OMA:		All right. [10:00]
19	OMR:	[En altavoz] Guadalupe ...	[On loudspeaker] Guadalupe ...
20	OMA:		Mitchell's got a 40, guys. <i>Rub</i>
21	OMR:	... [?--] lastimar, no queremos	... [?--] hurt, we don't want to hurt you.
22		lastimarte. [?--]. Muchas personas	[?--]. Many people reported that you
23		reportaron que tienes un arma. Es la	have a weapon. That's the only reason
24		única razón por la que estamos tomando	why we're taking these precautions. I
25		estas precauciones. Necesito que por	need you to please ... get down on the
26		favor ... te pongas en el suelo.	ground.
27	OCG:		What'd he say?
28	OMA:		I don't know.

1 GAE: ¿Ah? Huh?

2 OMA: ¡No ... Don't ...

3 OCG: No ... Don't ...

4 OMA: ... ti [sic], no, no vas por el arma. ... you, don't, don't go for the weapon.

5 GAE: [?----]. [?----].

6 OMR: [En altavoz] Por favor, tírate al suelo. [On loudspeaker] Please, throw

7 yourself on the ground.

8 GAE: [?--]. [?--].

9 OMR: [En altavoz] ¿Puedes... para asegurar [On loudspeaker] Can you...to be sure

10 que no tienes una arma? you don't have a weapon?

11 All: Hey!! [11:00]

12

13 [Gunfire]

14 D: [On radio] "Shots fired just, now, they

15 need medics."

16 GAE: [Screaming]

17 OMA: Hang on, hang on.

18 OMR: Wait!!

19 OMA: Wait! Wait! Everybody wait! The his

20 hand just moved.

21 OCG: Wait, [?--].

22 OMA: Wait!

23

24 [Mixed unintelligible background voices]

25 OMA: Watch, watch the gun! [11:45]

26

Recording Ends.

Transcribed by: Denise Choate and DAI Jorge Ramirez