

Police Officer Oates examined by prosecutor:

195

1 A HE SAID IT WAS IN THE HOUSE.

2 Q AND DID THE DEFENDANT SAY WHERE IN PARTICULAR THE GUN  
3 CO

4 A **ADDED COMMENTARY** IN  
5 TH *OFFICER OATES ADMITS THE GUN CLIP HAD AT*  
6 Q *LEAST "SOME" (I.E., 2 OR MORE) UNFIRED BUL-* IN  
7 TH *LETS; WHICH CONFIRMS THE POLICE HAD TO HAVE* OR  
8 PO *"MANUFACTURED" (FALSIFIED) AN INCREASED*  
9 A *QUANTITY OF BULLETS FIRED -- AND OF WOUNDS*  
10 FOR THE GUN. *IN THE ATTACKERS'S BODY. (THIS MAKES EXHIBIT*  
11 Q AND DID THE DEFENDANT INDICATE TO YOU WHERE THE CLIP OF *M TAKE ON MUCH MORE SIGNIFICANCE)*  
12 THE GUN WAS LOCATED? IP

10 FOR THE GUN.

11 Q AND DID THE DEFENDANT INDICATE TO YOU WHERE THE CLIP OF  
12 THE GUN WAS LOCATED?

13  
14 Q AND DID YOU SEE THE DEFENDANT AT THAT TIME PRODUCE A  
15 CLIP?

16 A I CAN'T BE SURE IF I SAW PARTIALLY A CLIP WITH HIS HAND  
17 ON IT OR NOT. I RECALL THE WORDS WHEN HE SAID IT, BUT I WAS  
18 MORE CONCERNED WITH GETTING IN THE HOUSE AT THE TIME.

19 Q DID YOU SUBSEQUENTLY SEE A CLIP?

20 A YES.

21 Q AND DO YOU RECALL HOW MANY LIVE ROUNDS, IF ANY, WERE  
22 WITHIN THAT CLIP?

23 A THERE WERE SOME LIVE ROUNDS. I BELIEVE I COUNTED TWO,  
24 BUT I WAS NOT SURE EXACTLY HOW MANY BECAUSE OF THE POSITION IN  
25 THE CLIP THAT THE SHELLS WERE.

26  
27 WITH THE DEFENDANT AS STATED. DID YOU PROCEED THEN TO  
28 REPOSITION YOUR CAR AFTER THAT INITIAL CONVERSATION?

tabbies  
**EXHIBIT**  
**FF**  
3 PAGES

LOS GATOS POLICE DEPARTMENT  
4307

FILE COPIES

9 69. CASE NO  
83-0120  
73. PAGE NO  
1

70. TYPE OF REPORT <input checked="" type="checkbox"/> CRIME <input type="checkbox"/> INCIDENT <input type="checkbox"/> ARREST <input type="checkbox"/> INFORMATION		71. CODE SECTION 217 PC	72. CLASSIFICATION Attempted Murder	ZONE	73. PAGE NO 1
<input type="checkbox"/> FOLLOW UP <input checked="" type="checkbox"/> SUPPLEMENT		74. LOCATION OF OCCURRENCE 16935 Roberts Road LG		75. DATE/TIME OF OCCURRENCE 1/10/83 1340	
76. NAME: LAST, FIRST, MIDDLE Unknown at this time		CODE ( V )	77. ADDRESS	<input type="checkbox"/> RES. <input type="checkbox"/> BUS.	78. PHONE
		DOB:			

I. ADDITIONAL PERSONS: S1-LAZOR, P.F.  
16935 Robert Road LG

II. DETAILS: ON 1/10/83 at 1345 hours County Communications advised of a shooting that had just occurred at 16935 Roberts Road in Los Gatos. Upon my arrival at approximately 1349 hours I drove my motorcycle into the driveway of the residence. Officer Oates came to the front door of the residence and advised that the SUSPECT was around the back of the house further up the driveway. I then parked my motorcycle and proceeded to the rear of the house where I observed the S-LAZOR standing to the rear of the residence. He was hold a brown leather satchel and a clip containing several bullets appearing to be 45 caliber bullets. I had the SUBJECT drop what he had in his hands and proceeded to put the handcuffs on the SUSPECT.

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- III. PROPE.
- IV. ATTACH
- V. EVIDEN
- VI. UNDEVE

**ADDED COMMENTARY**

**POLICE OFFICER JENNINGS, THE ONLY POLICE-MAN WHO WAS TOTALLY HONEST, ACKNOWLEDGES LAZOR'S GUN CLIP HAD "SEVERAL" BULLETS AFTER THE SHOOTING, WHICH AT THE LEAST WOULD BE 2 OR 3. THAT FACT ALMOST CONCLUSIVELY PROVES THAT PROSECUTION OFFICIALS FABRICATED THE AMOUNT OF GUNSHOT WOUNDS IN THE ATTACKER — INCREASING THE AMOUNT**

**ADDED COMMENTARY**

**WITH ONE LIVE ROUND IN THE CHAMBER, IF THE CLIP CONTAINED 3, LAZOR COULD HAVE FIRED ONLY 3, NOT 5 AS THE PROSECUTION CLAIMED**

REPORTING OFFICERS	
Jennings	
COPIES TO	DETECTIVE X
FURTHER ACTION	YES X

BY \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

FF-2

LOS GATOS POLICE DEPARTMENT  
4307

FILE NO:

26

70. TYPE OF REPORT <input checked="" type="checkbox"/> CRIME <input type="checkbox"/> ARREST		71. CODE SECTION 187 PC		72. CLASSIFICATION Residential/Gunshot		73. ZONE 1		69. CASE NO. 83-011		73. PAGE NO. 2	
<input type="checkbox"/> FOLLOWUP		<input checked="" type="checkbox"/> SUPPLEMENT		74. LOCATION OF OCCURRENCE 16935 Roberts Road, LG				75. DATE/TIME OF OCCURRENCE 1/10/83 1345 hours			
76. NAME: LAST, FIRST, MIDDLE ALLRED, JOHN HOWARD				CODE: V I		77. ADDRESS 16935 Roberts Road, LG		<input checked="" type="checkbox"/> RES. <input type="checkbox"/> BUS.		78. PHONE Unknown	
				DOB: 2/16/50							

At this point I went to the front of the residence to escort the Fire Department Unit, number 11, into the residence. This was a company of three firemen (refer to supplement by Officer Oates for the details of the firemen's names). At this point, the three firemen went into the kitchen and attempted to medically attend V-ALLRED.

At this point, I observed

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**ADDED COMMENTARY**

**ANOTHER POLICEMAN, YORKS, INFERS WITH TACIT ACKNOWLEDGEMENT THAT THERE WERE "OTHER" BULLETS IN THE CLIP BESIDES THE ONE PROTRUDING OUT; THOUGH HE DIDN'T NOTE "HOW MANY OTHER(S)"**

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While in the front, outside of the residence, I asked Officer Miller to transport S-LAZOR to the police department as Officer Jennings was riding a motorcycle and could not transport S-LAZOR. Officer Miller agreed and at this point handed me a semi-automatic clip which had one unspent cartridge protruding from the clip. I did not inspect the clip to see how many other cartridges were in it at this point. Officer Miller said he had received the clip from Officer Jennings. I took the clip and handed it to Officer Oates who came out the front door. I told him, since he was the evidence technician, to keep this clip in his possession and log it into evidence.

At this point, Ranger Luchessi arrived at the Roberts Road address. He was in front of the residence.

REPORTING OFFICERS		YORKS	
COPIES TO	<input checked="" type="checkbox"/>	DETECTIVE	C
FURTHER ACTION	<input checked="" type="checkbox"/>	YES	

**ADDED COMMENTARY**

**WHERE DID THE EXTRA BULLETS THAT PURPORTEDLY HIT ALLRED, COME FROM?**

S BY

FF-3