



**RIVERSIDE COUNTY DISTRICT ATTORNEY  
SUPPLEMENTAL REPORT**



<b>AR Number</b> DAR2020-230-001	<b>Date of Occurrence From</b> 08/16/2020	<b>Date of Occurrence To</b>	<b>Date Reported</b>	<b>Office</b> RIVERSIDE
<b>Offense Code</b> OIS	<b>Offense Description</b> Officer Involved Shooting - FATAL		<b>Felony/Misdemeanor</b> FELONY	<b>EDP Code</b> 13C7-N
<b>Offense Code</b>	<b>Offense Description</b>		<b>Felony/Misdemeanor</b>	<b>EDP Code</b>
<b>Offense Code</b>	<b>Offense Description</b>		<b>Felony/Misdemeanor</b>	<b>EDP Code</b>
<b>Location of Occurrence</b> 560 N. San Jacinto, Hemet, CA 92543				<b>Inv. Case Status</b> OPEN
<b>Business Name</b>			<b>Business Phone</b>	<b>Inv. Disposition</b>

**V- Victim W - Witness RP - Reporting Party O - Other**

<b>V/W/RP</b> V	<b>Name</b> OFFICER SCHROEDER #10597	<b>DOB</b>	<b>DL/ID#</b>	<b>State</b>	<b>Sex</b>	<b>Race</b>	<b>HT</b>	<b>WT</b>	<b>Hair</b>	<b>Eye</b>
<b>Residence Address</b>								<b>Res/Cell Phone</b>		
<b>Business Name</b> HEMET PD		<b>Business Address</b> 450 E. LATHAM AVENUE, HEMET, CA 92543						<b>Business Phone</b> (951) 765-2400		

**Suspect**      **Arrested:** Yes ☐ No ☒

<b>Sus #</b> 1	<b>Name</b> ESPINOZA, YSIDRO JOSE	<b>DOB</b> 04/29/1990	<b>DL/ID#</b> E30888857	<b>State</b> CA	<b>Sex</b> M	<b>Race</b> H	<b>HT</b> 5'9"	<b>WT</b> 185	<b>Hair</b> BLK	<b>Eye</b> BRN
<b>Residence Address</b> 1825 S. SAMNTA FE ST APT 110, SAN JACINTO, CA 92583								<b>Res/Cell Phone</b>		
<b>Business Name</b>		<b>Business Address</b>						<b>Business Phone</b>		

**Summary**

<b>Prepared By</b> Sr. Inv Moreno #MM395	<b>Date</b>	<b>Approved By</b> <i>R. Bodner #215</i>	<b>Date</b> 6/15/21
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**NARRATIVE**

RIVERSIDE COUNTY DISTRICT ATTORNEY

FILE NUMBER: DAR2020-230-001

DATE: 10/22/20

**RIVERSIDE COUNTY DISTRICT ATTORNEY'S OFFICE – BUREAU OF INVESTIGATIONS:**

Sr Investigator II Mario Moreno

DA Office / Riverside

**HEMET POLICE DEPARTMENT – INVESTIGATIONS BUREAU:**

Detective Doug Klinzing  
Officer Nicholas Schroeder #10597

Hemet Police Department  
Hemet Police Department

**HEMET POLICE OFFICERS LEGAL REPRESENTATIVE:**

Brandy Harper

Law Firm of Castillo Harper

**ASSOCIATED CASE NUMBERS:**

Hemet Police Department

Case Number 20-6129

**EVIDENCE:**

ITEM	DESCRIPTION
01	DVD+R disk containing interview with Officer Schroeder

The above listed item was placed into evidence at the Riverside County District Attorney's Office Forensic Unit

**ATTACHEMENTS:**

1. 29-page transcripts of Officer N. Schroeder interview on 08/19/2020
2. Copy of photograph shown to and used by Officer N. Schroeder on 08/19/2020.

**DETAILS:**

The following supplemental report is regarding an officer involved shooting incident that occurred on August 16, 2020 at 516 North San Jacinto in the city of Hemet. The suspect, later identified as Ysidro Espinoza, was pronounced deceased at the scene.

Officer Schroeder was charted on August 16, 2020 by Riverside County District Attorney Senior Investigator Villalobos and Menifee Police Department Forensic Tech Keene. The charting consisted of digital photographs of Officer Schroeder and documentation of Officer Schroeder's uniform, equipment and service weapon. Sr. Investigator Villalobos charted Officer Schroeder's service weapon; a STI Staccato P-DUO, serial number TX19993, 9mm caliber Semi-automatic handgun with a SURE FIRE X300 tactical light.

Officer Schroeder was identified as being involved in the officer involved shooting.

**NARRATIVE**

RIVERSIDE COUNTY DISTRICT ATTORNEY

**FILE NUMBER: DAR2020-230-001**

**DATE: 10/22/20**

On August 19, 2020, at approximately 1700 hours, Officer Schroeder agreed to meet with me to provide a voluntary statement. The interview was conducted in a conference room at the Hemet Police Department. Detective Klinzing of the Hemet Police Department and Brandy Harper of Law Firm of Castillo Harper were also present during the interview. Per Hemet Police Department policy, officers can provide an uninterrupted statement prior to viewing video recordings of the incident. Officer Schroeder chose to provide an uninterrupted statement prior to viewing any video recording of the incident.

After the uninterrupted statement, the interview was stopped, and Officer Schroeder and Attorney Brandy Harper exited the interview room to watch the body worn camera video of the incident. The interview resumed after Officer Schroeder viewed the video recordings.

The interview was audio recorded and later booked into evidence at the Riverside County District Attorney's Office. A copy of the recording was submitted to a transcription services company to be transcribed.

For additional information on the content of the interview, refer to attached transcript(s) and / or audio recorded interview.

**STATUS:**

OPEN / CR-2

**INTERVIEW WITH OFC. NICHOLAS SCHROEDER**

**DAR2020-230-001**

**MORENO=Mario Moreno**

**KLINZING=Inv. Doug Klinzing**

**SCHROEDER=Ofc. Nicholas Schroeder**

**HARPER=Brandi Harper**

(Duration: 00:07:50)

**MORENO:** Okay, it is, uh, Wednesday, August 19, approximately 5:00 pm. And we are at, uh, Hemet Police Department into - in an interview room regarding an officer involved shooting that occurred on Sunday, August 16, 2020 at 560 North San Jacinto. And that incident is documented under Riverside County District Attorney Case Number DAR2020-230-001 and also Hemet Police Department Case 20-6129. We'll begin by, uh, clearly identifying everybody in this room. Uh, my name is Mario Moreno. I am investigator with the Riverside County District Attorney's Office.

**KLINZING:** Investigator Doug Klinzing with the Hemet Police Department.

**SCHROEDER:** Officer Nicholas Schroeder with the Hemet Police Department.

**HARPER:** Brandi Harper from Castillo Harper. I'm his attorney representative.

**MORENO:** Officer Schroeder, uh, this is a criminal investigation and it will be submitted to the district attorney for review. You do not have to speak with me. No discipline can come to you for not speaking with me. Prior to this interview has anyone ordered you to give me a statement?

**SCHROEDER:** No.

**MORENO:** Other than a public safety statement have you provided any statement regarding this incident?

**SCHROEDER:** No.

1 MORENO: Has anyone ordered you to talk to me?

2  
3 SCHROEDER: No.

4  
5 MORENO: Okay, I know that you've had some time to meet with your attorney prior to  
6 today's interview. You have chosen to provide a free and uninterrupted  
7 statement. Understanding that there are video and audio recordings related to this  
8 incident you will have the opportunity to review these recordings after giving an  
9 uninterrupted, voluntary narrative of what occurred. During this time we will not  
10 ask you an questions related to the incident. Feel free to start whenever you're  
11 ready.

12  
13 SCHROEDER: Okay, that morning I was, uh, assigned as a police officer with the City of Hemet  
14 Police Department. I was assigned as field training officer with Trainee Maker in  
15 my vehicle. Uh, we had just finished, uh, were still on scene of an alarm call at  
16 JC Penney. Um, while on scene I observed the detective cars driving by and  
17 contacted Detective Wood and asked him what he was up to. He told me that  
18 they had a, uh, cell phone ping for the murder suspect that - from, uh, that night.  
19 And, um, while sitting in my unit he asked if I can run Flock hits. Uh, Flock was  
20 our citywide camera system for, uh, license plates. Um, so I started doin'  
21 research on the vehicle which was, uh, they were saying was a older model  
22 Toyota sedan. Um, as we were - I'm on the computer, uh, and talking on the  
23 phone with Detective Wood he says they just uploaded - the ping just updated to  
24 Menlo and Sanderson. Um, I get my trainee, Trainee Maker and Officer  
25 Reynoso, um, A. L. Reynoso who's inside the store clearing it and let them  
26 know, "Hey, the - Detective Wood just got a ping of the cell phone, uh, for the  
27 murder suspect near Menlo and Sanderson. Um, let's see if we can go try to get  
28 it." Um, usin' a best guess I drove, uh, down Devonshire to Lyon. As I turned  
29 northbound on Lyon I saw a green sedan, uh, drive slowly through the  
30 intersection and believing that was it accelerated to catch up with it. Uh, I got  
31 behind the vehicle, ran the license plate through dispatch, um, requested  
32 additional units believing it is the murder suspect's vehicle. Uh, put out over the  
33 air that it, um, was the vehicle the detectives were lookin' for and attempted to  
34 initiate a traffic stop, uh, to turn into a felony stop on the vehicle. And at the 400  
35 block of North Palm, uh, the vehicle initially yielded off to the side, uh, the right  
36 hand side of the road. And, um, after a split second the vehicle accelerated away

1 and a vehicle pursuit was initiated. Uh, the vehicle pursuit, uh, traveled initially  
2 80 - 90 miles an hour throughout, uh, the city of Hemet and, uh, city of San  
3 Jacinto. Uh, during that time, uh, if there was a stop sign or a light, he was  
4 running every stop sign or red light driving, uh, extremely recklessly, uh, wrong  
5 side of the road, not slowing for traffic, uh, traffic signals or anything like that.  
6 Uh, throughout the pursuit I see him, uh, grab the gun. Uh, I could see through  
7 the w- the rear window up into the front. I see him, uh, what I believe to be, uh,  
8 using drugs and drug paraphernalia, throwing those same paraphernalia items out  
9 the window, um, digging around all over the vehicle, at some points not even  
10 bein' in the driver's seat, uh, searching the vehicle. As we continue to go  
11 through, uh, the city, uh, both cities and the pursuit progresses we lower our  
12 speeds down to the 30 - 35 - 40 mile an hour and, uh, ultimately down to 10 - 15  
13 miles an hour at p- some points. Uh, as we're traveling, uh, southbound on San  
14 Jacinto he's still all over the road, driving erratically, um, digging all over the  
15 car. I see, uh, other officers up ahead settin' up spike strips. He avoids the first  
16 set of spike strips, continues southbound on San Jacinto. Um, I see him avoid the  
17 second set of spike strips and then comes to a stop in the 500 block of North San  
18 Jacinto. Um, exit my vehicle. Um, begin to do a felony stop on the vehicle with  
19 my, uh, duty weapon drawn. Uh, I see the suspect, uh, open the door, exit the  
20 vehicle, uh, initially facing away from me, um, with a gun, uh, down to his side,  
21 um, quickly goes up to his head. And then, uh, we give him orders and  
22 commands, "Drop the gun. Drop the gun." He's still failing to do so, uh, at which  
23 point I know he is a murder suspect. I know he's been erratic in his driving  
24 actions. I seen the gun, uh, so -- excuse me -- I seen - I saw the gun, uh, during  
25 the pursuit. Um, knowing he was a murder suspect, he was confirmed by the  
26 detective bureau, and fearing for myself and my partners I fired my duty weapon.  
27 Um, after that, uh, the suspect, uh, collapsed straight down. Um, his head was  
28 down at first and then his head lifted back up. Uh, gun was still in his hand. Uh,  
29 numerous more commands, uh, to drop the gun. Um, ultimately other officers,  
30 uh, deployed less than lethal munitions and, uh, conducted a plan to move up and  
31 secure him. And then after that, uh, I walked up with, uh, my trainee and we  
32 started doing CPR and then I was pulled off the scene.

33  
34 MORENO:

35 Anything else? Okay, at this point we will go ahead and stop the recording. It is  
36 5:08. Give you time to review your audio.

**INTERVIEW WITH NICHOLAS SCHROEDER**

**DAR2020-230-001**

**MORENO=Mario Moreno**

**MAN=Unknown Male**

**SCHROEDER=Nicholas Schroeder**

(Duration: 00:32:10)

MORENO: It's, ah, 5:28 and we're back on record. Still with Case Number DAR2020-230-001. All parties are still same from prior to taking a break. So Officer Schroeder, after reviewing your video, do you wish to speak to me?

SCHROEDER: Yes.

MORENO: Can you spell your name, first and last please?

SCHROEDER: Nicholas Schroeder, N-I-C-H-O-L-A-S, Schroeder, S-C-H-R-O-E-D-E-R.

MORENO: Date of birth?

SCHROEDER: 6-27-92.

MORENO: Approximate height and weight?

SCHROEDER: Ah, 6'1", 235.

MORENO: How long have you been a police officer?

SCHROEDER: Almost five years.

MORENO: All with Hemet?

SCHROEDER: Yes.

MORENO: Any previous mil- military?

1  
2 SCHROEDER: Military.  
3  
4 MORENO: Which branch of service?  
5  
6 SCHROEDER: Ah, US Army and US Air Force Reserve.  
7  
8 MORENO: What is your current, um, ID number?  
9  
10 SCHROEDER: 10597.  
11  
12 MORENO: And your date of hire?  
13  
14 SCHROEDER: 9-28-2015.  
15  
16 MORENO: Currently an officer?  
17  
18 SCHROEDER: Yes.  
19  
20 MORENO: And what is your assignment?  
21  
22 SCHROEDER: Patrol.  
23  
24 MORENO: What shift?  
25  
26 SCHROEDER: Ah, Team 4.  
27  
28 MORENO: And what is your work schedule?  
29  
30 SCHROEDER: I work Wednesday, Thursday, Friday, every other Saturday, 1800 to 0600.  
31  
32 MORENO: On Sunday morning what was your call sign?  
33  
34 SCHROEDER: Paul-44.  
35  
36



1 MORENO: What was your unit number?  
2  
3 SCHROEDER: 2913.  
4  
5 MORENO: Were you by yourself or with a partner?  
6  
7 SCHROEDER: Ah, I had a trainee officer in the car.  
8  
9 MORENO: Which officer was that?  
10  
11 SCHROEDER: Maker.  
12  
13 MORENO: What uniform were you wearing?  
14  
15 SCHROEDER: Ah, the Class D uniform.  
16  
17 MORENO: Describe it.  
18  
19 SCHROEDER: It's a outer vest with the police insignia on the front and back. Ah, cloth badge.  
20 And then an undershirt with police patches on it. Ah, the City of Hemet police  
21 patches on the shoulders.  
22  
23 MORENO: Did you have any, ah, digital audio recorders on at the time?  
24  
25 SCHROEDER: I had a body-worn camera.  
26  
27 MORENO: Was your body-worn camera activated?  
28  
29 SCHROEDER: Yes.  
30  
31 MORENO: Does your vehicle have a dash cam?  
32  
33 SCHROEDER: No.  
34  
35 MORENO: And you've had a chance to review your audio and your video recording from  
36

1 your body-worn camera?  
2  
3 SCHROEDER: Yes.  
4  
5 MORENO: Did you take any photos at the scene?  
6  
7 SCHROEDER: No.  
8  
9 MORENO: What, ah, is your primary duty weapon?  
10  
11 SCHROEDER: N- do you want the full (unintelligible)?  
12  
13 MORENO: Yes.  
14  
15 SCHROEDER: So STI is the brand. The model is a Staccato, S-T-A-C-C-A-T-O, P as in Paul,  
16 Duo, D-U-O.  
17  
18 MORENO: What caliber?  
19  
20 SCHROEDER: 9mm.  
21  
22 MORENO: How do you load it?  
23  
24 SCHROEDER: Ah, magazines.  
25  
26 MORENO: How many magazines?  
27  
28 SCHROEDER: Ah, one in the - in the gun and then two spares on me.  
29  
30 MORENO: How many rounds are the magazines?  
31  
32 SCHROEDER: Ah, 20 rounds.  
33  
34 MORENO: And one round in the chamber?  
35  
36

1 SCHROEDER: Yes.  
2  
3 MORENO: How many shots did you fire?  
4  
5 SCHROEDER: Five.  
6  
7 MORENO: Were you injured?  
8  
9 SCHROEDER: No.  
10  
11 MORENO: Um, you've already gave us, um, your uninterrupted statement.  
12  
13 SCHROEDER: Mm-hm.  
14  
15 MORENO: Um, we'll go ahead and, ah, ask you some questions based off of your statement.  
16 Um, so you were with, ah, Officer Maker clearing an alarm call at the JCPenny.  
17  
18 SCHROEDER: Yes.  
19  
20 MORENO: And then you got a phone call or you called, ah, Detective Wood?  
21  
22 SCHROEDER: I called Detective Wood.  
23  
24 MORENO: Okay. And he told you about the GPS pings on the suspect's phone?  
25  
26 SCHROEDER: Yes.  
27  
28 MORENO: Was that a suspect in an ongoing investigation?  
29  
30 SCHROEDER: Yes.  
31  
32 MORENO: Ah, which investigation?  
33  
34 SCHROEDER: Ah, a homicide investigation from about seven hours prior.  
35  
36

1 MORENO: Okay. And, um, did he tell you the last known location of his cellphone ping?  
2  
3 SCHROEDER: Ah, he initially told me one was at Florida and Sanderson, which is the one I saw  
4 him driving to. And then the updated one was Menlo and Sanderson.  
5  
6 MORENO: Okay. And you responded to there, Menlo and Sanderson?  
7  
8 SCHROEDER: No, um, I just kinda figured he's coming back from Florida and Sanderson and  
9 kinda just guessed to go onto Lyon and maybe track him off. So it was kinda just  
10 a best guess to go from Devonshire down to Lyon, up to Menlo.  
11  
12 MORENO: Okay. And at which point in time did you pick up the vehicle?  
13  
14 SCHROEDER: When I was going northbound on Lyon and I was probably about Oakland. I saw  
15 the suspect vehicle, ah, go through the intersection, ah, eastbound at Menlo and  
16 Lyon.  
17  
18 MORENO: And, um, at that point you got behind him and ran the plate?  
19  
20 SCHROEDER: Yes.  
21  
22 MORENO: And who did the plate come back to?  
23  
24 SCHROEDER: Um, it came back to an auto dealer or auto sales of some sort, and then there was  
25 a release of liability to the suspect.  
26  
27 MORENO: Do you recall the suspect's name?  
28  
29 SCHROEDER: I think it's Ysidro Espinoza.  
30  
31 MORENO: And, um, were you and Officer Maker the only two units? Or were there other  
32 units with you?  
33  
34 SCHROEDER: Ah, Officer Reynoso was behind us.  
35  
36

1 MORENO: Okay. And, ah, once you got the, ah, notification that that vehicle was Mr.  
2 Espinoza's, what did you do next?  
3  
4 SCHROEDER: Ah, request additional units. Um, broadcasted that it's the vehicle the detectives  
5 were lookin' for. Um, so they got on the radio, asked where I was at. Kept  
6 putting out that radio traffic and then, ah, based on circumstances requested  
7 additional units.  
8  
9 MORENO: And, um, were you driving at the time?  
10  
11 SCHROEDER: I was.  
12  
13 MORENO: And, ah, when you were requesting additional units, did you attempt a traffic  
14 stop?  
15  
16 SCHROEDER: Ah, after, um, after I did it, we continued driving, ah, give - give people a second  
17 to start responding towards us and then I informed, ah, Dispatch I was initiating a  
18 traffic stop.  
19  
20 MORENO: And you said earlier that he yielded for a brief minute and then sped off?  
21  
22 SCHROEDER: Yes.  
23  
24 MORENO: And what time did - did you, ah, initiate a pursuit?  
25  
26 SCHROEDER: Immediately.  
27  
28 MORENO: And, ah, were you the number one car during the entire pursuit?  
29  
30 SCHROEDER: Yes.  
31  
32 MORENO: At any point did any other vehicles trade places?  
33  
34 SCHROEDER: No, um, not with us, no.  
35  
36

1 MORENO: Okay. And to the best of your knowledge, how many units were behind you in  
2 the pursuit?  
3  
4 SCHROEDER: Ah, I just focused - I knew, ah, Officer Reynoso was behind me. I don't know  
5 who else was behind him.  
6  
7 MORENO: Um, and then, um, at any time during the pursuit was it - was there any, ah,  
8 indication whether or not the subject in the vehicle that was being pursued was  
9 the homicide suspect?  
10  
11 SCHROEDER: There was radio confirmation that that is the suspect we're looking for.  
12  
13 MORENO: Okay. Um, and was that before or after you stated earlier that you saw the  
14 suspect with a gun in the car.  
15  
16 SCHROEDER: I can't recall.  
17  
18 MORENO: Was that, ah, early in the pursuit or towards the end of the pursuit?  
19  
20 SCHROEDER: Ah, I think it was toward the beginning is that - when they confirmed it was the  
21 suspect.  
22  
23 MORENO: Approximately how long did the pursuit go on for?  
24  
25 SCHROEDER: It was about 20 minutes.  
26  
27 MORENO: Okay. Um, had you in- prior to this contact, had you in the past had any contact  
28 with the suspect and/or his family members?  
29  
30 SCHROEDER: Not to my knowledge.  
31  
32 MORENO: Were you calling the pursuit or was that, ah, Officer Reynoso?  
33  
34 SCHROEDER: Ah, I just broadcasted the initial, ah, stop purs- ah, and said it was a pursuit, and  
35 then handed off to him.  
36

1  
2 MORENO: Okay. Um, what was, um, describe your stress level during the pursuit?  
3  
4 SCHROEDER: Um, obviously, ah, a heightened sense. I mean, it was a murder suspect and it  
5 was a vehicle pursuit so it was, um, definitely an elevated condition.  
6  
7 MORENO: Mm-hm.  
8  
9 SCHROEDER: Um, but I was still controlling myself and remembering to breathe and, um,  
10 communicate with my partner in the car.  
11  
12 MORENO: Um, what if anything do you remember while in the pursuit that heightened your  
13 senses or caused you to con- to be concerned?  
14  
15 SCHROEDER: Um, his erratic driving behavior. Um, I observed him using what I believe was  
16 drugs while driving. Ah, at certain points while driving he was out of the driver's  
17 seat and in the passenger seat and digging around. So after seeing the weapon the  
18 first time, I don't know if he was grabbing another weapon or, ah, anything else  
19 in the car.  
20  
21 MORENO: So he physically moved himself over to the passenger seat?  
22  
23 SCHROEDER: Yeah, he was moving - at certain points when we were at the 10, 15 miles an  
24 hour, he would get up and out, reaching under the backseat. Um, reach under the  
25 front floorboard. Um, and his driving actions would dictate that. He would hop  
26 out, the vehicle would veer off and he'd hop back in and it'd go back, ah, under  
27 his control.  
28  
29 MORENO: Okay. I'm gonna show you a picture. Ah - ah, this is a picture that depicts a  
30 green sedan...  
31  
32 SCHROEDER: Mm-hm.  
33  
34 MORENO: ...next to what appears to be a barrier...  
35  
36

1 SCHROEDER: Mm-hm.  
2  
3 MORENO: ...around on the driver's side. And there's five marked, ah, Hemet Police  
4 Department black and white patrol vehicles. If you can, with the Sharpie, this red  
5 marker here.  
6  
7 SCHROEDER: Mm-hm.  
8  
9 MORENO: Identify which was your vehicle and where were you positioned at the  
10 termination of the pursuit.  
11  
12 SCHROEDER: How do you want me to identify it? Cir- just a circle is fine?  
13  
14 MORENO: Yeah, circle and then an X where you were...  
15  
16 SCHROEDER: Okay.  
17  
18 MORENO: ...standing. Okay. So you circled the vehicle with the rooftop 2913. And then you  
19 put an X on the driver's side.  
20  
21 SCHROEDER: Yes.  
22  
23 MORENO: Okay. Once, ah, when you exited your vehicle, what were you th- what was -  
24 what were you thinking when you exited your vehicle?  
25  
26 SCHROEDER: Ah, begin to engage in a felony stop.  
27  
28 MORENO: 'Kay. At - when you exited your vehicle, ah, did you have a - what was your  
29 vision southbound on North San Jacinto?  
30  
31 SCHROEDER: What do you mean?  
32  
33 MORENO: What could you see when you exited your car southbound on North San Jacinto?  
34  
35 SCHROEDER: Ah, well I saw the suspect vehicle. Um, there was a unit down here which would  
36



1 be Oakland and San Jacinto.  
2  
3 MORENO: Mm-hm.  
4  
5 SCHROEDER: Um, and a couple cars over in the parking lot. But for the most part, South San  
6 Jacinto was pretty clear.  
7  
8 MORENO: Okay. Were you able to see the suspect?  
9  
10 SCHROEDER: Yes.  
11  
12 MORENO: Was there anything obstructing your view of the suspect?  
13  
14 SCHROEDER: No.  
15  
16 MORENO: Um, can you estimate the distance between your front door and the suspect's  
17 front door?  
18  
19 SCHROEDER: Fifty feet, 60 feet.  
20  
21 MORENO: Okay. And, um, explain, ah, describe to us, what was the suspect doing?  
22  
23 SCHROEDER: Ah, he initially - so he stopped, ah, got out of the vehicle. He got out of the  
24 vehicle. Um, opened the door, stepped out of the vehicle and then, ah, turned and  
25 (unintelligible) fire.  
26  
27 MORENO: Um, when you were out of your vehicle, were these two vehicles already flanked  
28 on both sides?  
29  
30 SCHROEDER: Ah, I know this vehicle was here. I have - I don't know when that vehicle got  
31 there.  
32  
33 MORENO: Okay. So you were able to see, ah, Corporal Christianson's car to your left.  
34  
35 SCHROEDER: Yes, if that's who - whose car it was.  
36

1  
2 MORENO: Okay. And the - and - and which way was the suspect facing when he exited his  
3 vehicle?  
4  
5 SCHROEDER: Ah, initially away and then turned towards us.  
6  
7 MORENO: Okay. When you say away, was he facing...  
8  
9 SCHROEDER: South.  
10  
11 MORENO: ...southbound?  
12  
13 SCHROEDER: And then turned counterclockwise to face northbound.  
14  
15 MORENO: Okay, Um, how long was he facing southbound before he turned around?  
16  
17 SCHROEDER: A quarter second, half - half second.  
18  
19 MORENO: And when he was facing southbound, um, where were his hands? What was his  
20 hands doing?  
21  
22 SCHROEDER: Ah, I remember seeing the left hand. I - when he faced southbound I didn't see  
23 his right hand.  
24  
25 MORENO: Okay. Do you remember where his left hand was positioned?  
26  
27 SCHROEDER: No.  
28  
29 MORENO: Okay. And then when he turned counterclockwise exposing his, ah, chest to you  
30 and the unit next to you, what was he doing?  
31  
32 SCHROEDER: Ah, I saw him have a h- a silver handgun in his right hand. Um, quickly brings it  
33 up and we gave commands to drop the gun, drop the gun.  
34  
35 MORENO: Um, describe a little bit more when you say he quickly brings the gun up.  
36

1  
2 SCHROEDER: Um, like, almost instantaneous (unintelligible) right side up to his head.  
3  
4 MORENO: Okay. Then, um - um, do you remember, um, was there anything between you  
5 and the suspect that you could see? Any person or anybody else in between you  
6 guys?  
7  
8 SCHROEDER: No.  
9  
10 MORENO: Um, describe in detail what you were seeing as you were, um, aiming south, ah,  
11 towards the suspect.  
12  
13 SCHROEDER: So, like, backdrop wise? Or...  
14  
15 MORENO: Yeah.  
16  
17 SCHROEDER: Ah, backdrop, um, I didn't see any, ah, pedestrians or vehicles in - in the  
18 immediate backdrop. Um, ac- across - over here is a dirt lot that I know is a dirt  
19 lot and then, um, a pawn shop with a block wall and there was no one there.  
20  
21 MORENO: And, um, when you exited your vehicle you said you had, ah, your, um, duty gun  
22 out.  
23  
24 SCHROEDER: Yes.  
25  
26 MORENO: Um, why did you choose to have your duty gun out?  
27  
28 SCHROEDER: Because a felony stop with murder - an armed murder suspect.  
29  
30 MORENO: Um, you - can you give me a description of the gun that you saw the suspect had  
31 to his head?  
32  
33 SCHROEDER: Ah, just a silver handgun.  
34  
35 MORENO: At what point in time, um, I - describe and, ah, identify the imminent threat that  
36

1 you saw which forced you to make the decision to use deadly force.

2

3 SCHROEDER: Okay. Ah, my decision was based on the fact that he was, again, 50 to 60 feet  
4 from us, um, myself and my partners. Um, he would able - be able to fire or  
5 whatever the case may be, ah, knowing that he is an armed and dangerous  
6 murder suspect, um, involved in the murder from about seven hours ago that was  
7 on my shift. Um, he's failing to listen to commands to drop the weapon. Um, I  
8 made the decision to fire for my safety as well as the others and the community.

9

10 MORENO: Um, so verbal commands were given for him to drop the gun.

11

12 SCHROEDER: Mm-hm.

13

14 MORENO: How long was he standing outside with the gun while there was verbal  
15 commands being given?

16

17 SCHROEDER: Ah, a few seconds.

18

19 MORENO: Um, what action did he take that, um, you said was an imminent threat.

20

21 SCHROEDER: Well he's outside the vehicle with a handgun in his hand, failing to listen to our  
22 commands. Um, I believe the - the threat's imminent at that point 'cause it only  
23 takes a fraction of a second to shoot at us. And given his actions and how he was  
24 driving and what he has just do- ah, allegedly just done, um, I believe the threat  
25 was imminent the whole time.

26

27 MORENO: Um, can you describe what you were hearing when you fired and also after you  
28 fired.

29

30 SCHROEDER: Ah, I heard commands for, "Drop the gun." Ah, I fired my rounds. I heard other,  
31 ah, shots being fired. And - and then more commands to still drop the gun.

32

33 MORENO: Okay. Um, can you describe how slow or how fast the incident unfolded from  
34 the time you stepped outside of your vehicle to when you made the decision to  
35 use deadly force.

36

1  
2 SCHROEDER: A few seconds.  
3  
4 MORENO: Would you say that your perception of the incident was slow or faster than  
5 normal?  
6  
7 SCHROEDER: My perception...  
8  
9 MORENO: Yes.  
10  
11 SCHROEDER: ...was - it was slowed.  
12  
13 MORENO: Okay, Um, were you w- um, let me see here. Were you able to hear near  
14 gunshots or anything else?  
15  
16 SCHROEDER: Ah, I heard - I heard my gunshots and other gunshots.  
17  
18 MORENO: Were you able to hear what anybody saying during and after the shooting?  
19  
20 SCHROEDER: Ah, to drop the gun.  
21  
22 MORENO: So after the shooting and he - what - what is his - what does the suspect do next?  
23  
24 SCHROEDER: Ah, the suspect collapses almost straight down in the pocket of the door, um,  
25 with the gun still in his right hand. Um, after he goes down, his head, um, was  
26 facing down. Then it comes back up. Um, you can still see him moving his right  
27 arm with a gun in the hand.  
28  
29 MORENO: So when he falls and sits down, the gun is still in his right hand?  
30  
31 SCHROEDER: Yes, sir.  
32  
33 MORENO: Um, what happens next?  
34  
35 SCHROEDER: Um, we're continuing to give commands to drop the gun, drop the gun. I request  
36

1 a K9, ah, to see if there's one available. Based on circumstances, he's not  
2 dropping the gun. Um, believe he had been struck by gunfire so, um, could use a  
3 K9 to deploy to, ah, check him. Um, and then ultimately, um, a little bit later a  
4 beanbag was deployed.  
5  
6 MORENO: About how long after the shots were fired was the beanbag deployed?  
7  
8 SCHROEDER: Ah, it seemed like a minute or so, minute or two.  
9  
10 MORENO: And during that time, were verbal commands being given?  
11  
12 SCHROEDER: Yes.  
13  
14 MORENO: Were these commands clear and concise? And was the suspect, ah, compliant to  
15 the commands?  
16  
17 SCHROEDER: No. Well, yes they were clear and concise. No they weren't being adhered to.  
18  
19 MORENO: As you were standing at the car and the suspect is standing outside with a gun to  
20 his head. Where were your sights and where were you aiming at?  
21  
22 SCHROEDER: Center mass of the suspect.  
23  
24 MORENO: Um, what was your backdrop from there?  
25  
26 SCHROEDER: Um, the street and then, ah, it would be a bl- a brick building on the right hand  
27 side and a brick building on the - behind the vehicle across the intersection.  
28  
29 MORENO: Was there anything behind the suspect?  
30  
31 SCHROEDER: His vehicle.  
32  
33 MORENO: Other than that?  
34  
35 SCHROEDER: Mmm, there was a - there was a bus stop. It would be about right here.  
36

1  
2 MORENO: Was anybody present at the bus stop?  
3  
4 SCHROEDER: No, not that I observed.  
5  
6 MORENO: Um, when you exited your vehicle and you saw the suspect standing at the door  
7 of his driver's side, what was going on in your mind?  
8  
9 SCHROEDER: Um, I was waiting for him to point his gun towards me or one of my partners.  
10 Just based on his driving actions, how he was, ah, (unintelligible), possibly being  
11 under the influence of, ah, narcotics. It was just anticipating, um, him doing that.  
12 Um, either turning the gun on us or himself.  
13  
14 MORENO: When - when he first stepped out of his vehicle was he facing you or was he  
15 facing a different direction?  
16  
17 SCHROEDER: Ah, to the south.  
18  
19 MORENO: He was facing with his back towards the officers?  
20  
21 SCHROEDER: Yes.  
22  
23 MORENO: Okay. Were you able to see what his hands were doing when he was facing away  
24 from you?  
25  
26 SCHROEDER: So he exited, faced south. Didn't see what was in his right hand. I remember  
27 seeing his left hand, but don't remember what the action was doing. And then he  
28 turned and faced us.  
29  
30 MORENO: Um, as he was turning and facing you, were you able to see what his right hand  
31 was doing?  
32  
33 SCHROEDER: He had a gun in it.  
34  
35 MORENO: But what was he doing with that hand? The hand that had the gun in it.  
36

1  
2 SCHROEDER: Bringing - bringing it up to his head, or towards his head.  
3  
4 MORENO: As he was turning around in a counterclockwise position towards you, was the  
5 gun coming up across his body towards his head?  
6  
7 SCHROEDER: Ah, I just remember it going up very quick. I don't remember if it was a long,  
8 drawn out motion of sweeping everyone.  
9  
10 MORENO: As you saw him move his arm with the gun up in a direction to his head, what  
11 were you thinking?  
12  
13 SCHROEDER: That he could get - be getting ready to shoot us.  
14  
15 MORENO: Okay. And the rea- and why are you saying you think that you were thinking at  
16 that point that he was re- he was getting ready to shoot you?  
17  
18 SCHROEDER: Because I - I hate to be, like, questionable, but I feel like I'm answering the same  
19 question multiple times.  
20  
21 MORENO: Ah, you probably are. I'm just trying to reiterate a little bit more. Get more  
22 detail.  
23  
24 MAN: (Unintelligible).  
25  
26 MORENO: That's the one I was gonna ask (unintelligible). Um, as you were here, the  
27 suspect is here in his car and he's got the gun that he's coming up towards his  
28 head, what did you think was gonna happen had you not made the decision to use  
29 lethal force?  
30  
31 SCHROEDER: I feel like as if he was going to shoot us. And by us, I mean myself and my  
32 partners.  
33  
34 MORENO: Um, after that is done and, ah, you fire five rounds and you said the suspect goes  
35 down. Was there any other shots that were fired? Either from the suspect or  
36



1 anybody else.  
2  
3 SCHROEDER: Ah, after he was down?  
4  
5 MORENO: Correct. Or as he's going down.  
6  
7 SCHROEDER: I - I don't - as he's going down, I don't believe so. I believe after - during my, ah,  
8 shots go out, that's all I hear. I don't hear anything else after my volley.  
9  
10 MORENO: Was there any shots fired before your shot was fired?  
11  
12 SCHROEDER: Not that I remember. I - I know he did fire and I heard that as I was firing. I  
13 believe it was simultaneous.  
14  
15 MORENO: Okay. Um, and then after that, when the suspect is down, seated, ah, on the floor,  
16 earlier you stated he had his - the gun was still in his right hand. Did you remain  
17 at the front door of your vehicle the entire time?  
18  
19 SCHROEDER: No, I at one point went from, like, the A pillar...  
20  
21 MORENO: Mm-hm.  
22  
23 SCHROEDER: ...then moved to the outside edge of the door.  
24  
25 MORENO: Okay.  
26  
27 SCHROEDER: Um, and then moved back...  
28  
29 MORENO: Okay.  
30  
31 SCHROEDER: ...towards A pillar.  
32  
33 MORENO: Um, during the whole time that the suspect was sitting down, you - you just  
34 remained basically in the vicinity of your front door of your vehicle.  
35  
36

1 SCHROEDER: Correct.  
2  
3 MORENO: Okay. At some point in time was there, ah, less lethal used?  
4  
5 SCHROEDER: Yes.  
6  
7 MORENO: At what time, what - can you describe when and where that - when and why that  
8 decision was made?  
9  
10 SCHROEDER: Ah, I mentioned earlier that I requested the K9, um, for an assist. There was no  
11 K9. Um, I believe someone, ah, who was over here mentioned using a beanbag  
12 to, ah, see if there was any reaction, um, to make sure it's - he's not, um, trying  
13 to trick us into approaching and, ah, still being conscious. Ah, the beanbag was  
14 deployed, a, to see a reaction.  
15  
16 MORENO: Did - how many - how many beanbag rounds were deployed?  
17  
18 SCHROEDER: I only heard one.  
19  
20 MORENO: Did you see any reaction after the beanbag was deployed?  
21  
22 SCHROEDER: I did not.  
23  
24 MORENO: 'Kay. And then, um, after the beanbag is fired, what happens next with the  
25 suspect?  
26  
27 SCHROEDER: Um, he's still in the seated position. Um, head's now down at this point. Um,  
28 he's just sitting there.  
29  
30 MORENO: Okay. Um, at one point - at what point in time was the suspect disarmed?  
31  
32 SCHROEDER: Ah, after the initial team moved up. I can't speak for when that was.  
33  
34 MORENO: Okay. So approximately how long after, um, the shots were fired is the tactical  
35 team approached and he is, ah, disarmed?  
36

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SCHROEDER: Three minutes or so.

MORENO: And after he - and during this whole time you're still at the passenger - driver's side door of your vehicle?

SCHROEDER: Yes, I...

MORENO: In that area.

SCHROEDER: I only, ah, approach after the fact when I see my trainee begin to move forward.

MORENO: Okay. And after he's, um, disarmed, um, it - was medical, ah, aid requested and administered?

SCHROEDER: It was.

MORENO: Was that by, ah, Hemet Fire, or were officers involved in providing, ah, medical aid?

SCHROEDER: Ah - ah, trainee officer Maker began, ah, chest compressions.

MORENO: Okay. And then, um, what happens af- what happened after the chest compressions were done? What did you do?

SCHROEDER: Ah, after I walked up with him, ah, was watching my officer do chest compressions, I was pulled off by another, ah, supervisor on scene.

MORENO: And, ah, when you mean pulled off, what did - what - where did you go?

SCHROEDER: Oh, ah, Officer Maker continued - to my knowledge, began to do chest compressions and I was brought over to do my public safety statement.

MORENO: And that was with, ah, Corporal Christianson?

1 SCHROEDER: Correct.  
2  
3 MORENO: And then, ah, did you remain on scene? Or what happened after that?  
4  
5 SCHROEDER: Ah, I re- I gave my public safety statement. Um, was assigned a buddy officer.  
6 That was Officer Tabor and began to walk towards his unit, which was Carl's Jr.  
7 parking lot. And then asked, ah, if we can go back and check on Maker 'cause  
8 he's my trainee. I just wanted to make sure he was doing good, or okay  
9 considering the fact, and then, ah, go up to the station.  
10  
11 MORENO: Okay. Um, and have you been in any officer-involved shootings in the past?  
12  
13 SCHROEDER: I have.  
14  
15 MORENO: When?  
16  
17 SCHROEDER: June 12 of this year.  
18  
19 MORENO: Okay. Um, at the time of the incident, at the termination of the pursuit, um, could  
20 you tell me what the lighting conditions were like?  
21  
22 SCHROEDER: Daylight.  
23  
24 MORENO: Was, um, the sun, um, hindering your - your - your visual perception of the  
25 subject?  
26  
27 SCHROEDER: No.  
28  
29 MORENO: Um, was there anyone else, citizens, civilians, in the area of the incident?  
30  
31 SCHROEDER: Um, there were vehicles over in the Carl's Jr. parking lot. And then I don't know  
32 if the vehicles that I yelled at to leave the area, ah, were still on San Jacinto  
33 Street. Um, but I did (unintelligible) yell at them to move.  
34  
35 MAN: Um, (unintelligible).  
36

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MORENO: Yeah, I was thinking that one too. Um, now you said, um, you were aiming center mass.

SCHROEDER: Yes.

MORENO: What was your intent when you fired your weapon?

SCHROEDER: To stop the threat.

MORENO: Okay. Take a break?

MAN: Yeah.

MORENO: Okay. It is 6 o'clock. We'll go ahead and take a break.

1                                   **INTERVIEW WITH NICHOLAS SCHROEDER**

2                                   **DAR2020-230-001**

3                                   **MORENO=Sr. Inv. Mario Moreno**

4                                   **KLINZING=Inv. Doug Klinzing**

5                                   **SCHROEDER=Ofc. Nicholas Schroeder**

6                                   **(Duration: 00:04:43)**

7  
8  
9   **MORENO:**           And going back on the record. It is, uh, August 19 about 6:17 pm. We're back at  
10                           the, uh, officer-involved shooting interview with Officer Schroeder regards to  
11                           D.A. Case Number DAR2020-230-001. All the same parties are still present  
12                           from earlier. Uh, Officer Schroeder just a couple quick questions that we - we  
13                           have for you.

14  
15   **SCHROEDER:**   Yes.

16  
17   **MORENO:**           During the pursuit, um, you had initially stated that, uh, it was erratic driving,  
18                           um, speeds, uh, swerving throughout the different lanes and then at one point this  
19                           pursuit drastically slowed down and - and it continued to slowed down 'til the  
20                           termination of the pursuit. Could you tell me or tell us, um, what was going  
21                           through your mind while the pursuit was slowin' down, what were you  
22                           perceiving as, you know, what was going in your mind at the sense - in a sense.

23  
24   **SCHROEDER:**   I have no idea what this guy's doin'. As we were a cons- a consistent 89-mile-  
25                           per-hour pursuit then all the sudden it just slowed down drastically and I don't  
26                           know why.

27  
28   **MORENO:**           Did you think that, uh, there was a chance that possibly he was going to stop and  
29                           foot-bail or that, uh, he was gonna get out and do somethin' else, um, anything  
30                           like that come into mind as a reason why he was slowin' down?

31  
32   **SCHROEDER:**   No, there's hundreds of possibilities the way he could've been doing but I can't  
33                           really speak for that. Uh, it could've been a foot-bail, it could've been an attempt  
34                           to get our vehicles closer to his, uh, just based on speeds, um, he could've been,  
35                           um, waiting for more time, um, at - I don't know if he was callin' people or  
36                           tryin' to make more time for the case may be. So I don't know who - exactly

1 what his plan was.

2

3 MORENO: Did the mere fact that he slowed down the pursuit and he was going at a slower  
4 pace, did that change, uh, your - your emotions and - and what was goin' on in  
5 your head as the pursuit was coming to a termination?

6

7 SCHROEDER: No, it was still the same, I don't wanna say emotion, it's still the same facts of  
8 he's still an armed and dangerous murder suspect that I'm pursuing. We could be  
9 doin' it at four or five miles an hour where we do it, 80 or 90 miles per hour.  
10 This one's drastically safer for the rest of the community when we're doin'  
11 pursuits five miles an hour versus 80 to 90.

12

13 MORENO: Okay and then earlier when we were talkin' you stated, uh, somethin' to the fact,  
14 uh, um, the, uh, suspect had a gun to the head, then you also said, um, it only  
15 takes a split second for the gun to be turned on us. Um, could you elaborate a  
16 little bit more as to why or how it - how it's an imminent danger that a suspect  
17 has a gun to his head and it could still be, uh, a danger towards the officers.

18

19 SCHROEDER: Absolutely. So, if for the fact that he wanted to just, uh, essentially commit  
20 suicide, he had several options to do that. Either A, while still seated in the car,  
21 uh, B, while facing away from us, um, the fact that he did turn around, was able  
22 to see us at 50, 60 feet, the momentary, uh, the amount of time it would take for  
23 him to turn his firearm towards us and our reaction, uh, our observation reaction  
24 time would be far less than his, um, reaction time. So, his ability to move the  
25 gunfire at us would be much faster than us to perceive that and ran to it.

26

27 MORENO: Did you have anything?

28

29 KLINZING: Um, no I think that's it.

30

31 MORENO: Okay.

32

33 KLINZING: I think we're good.

34

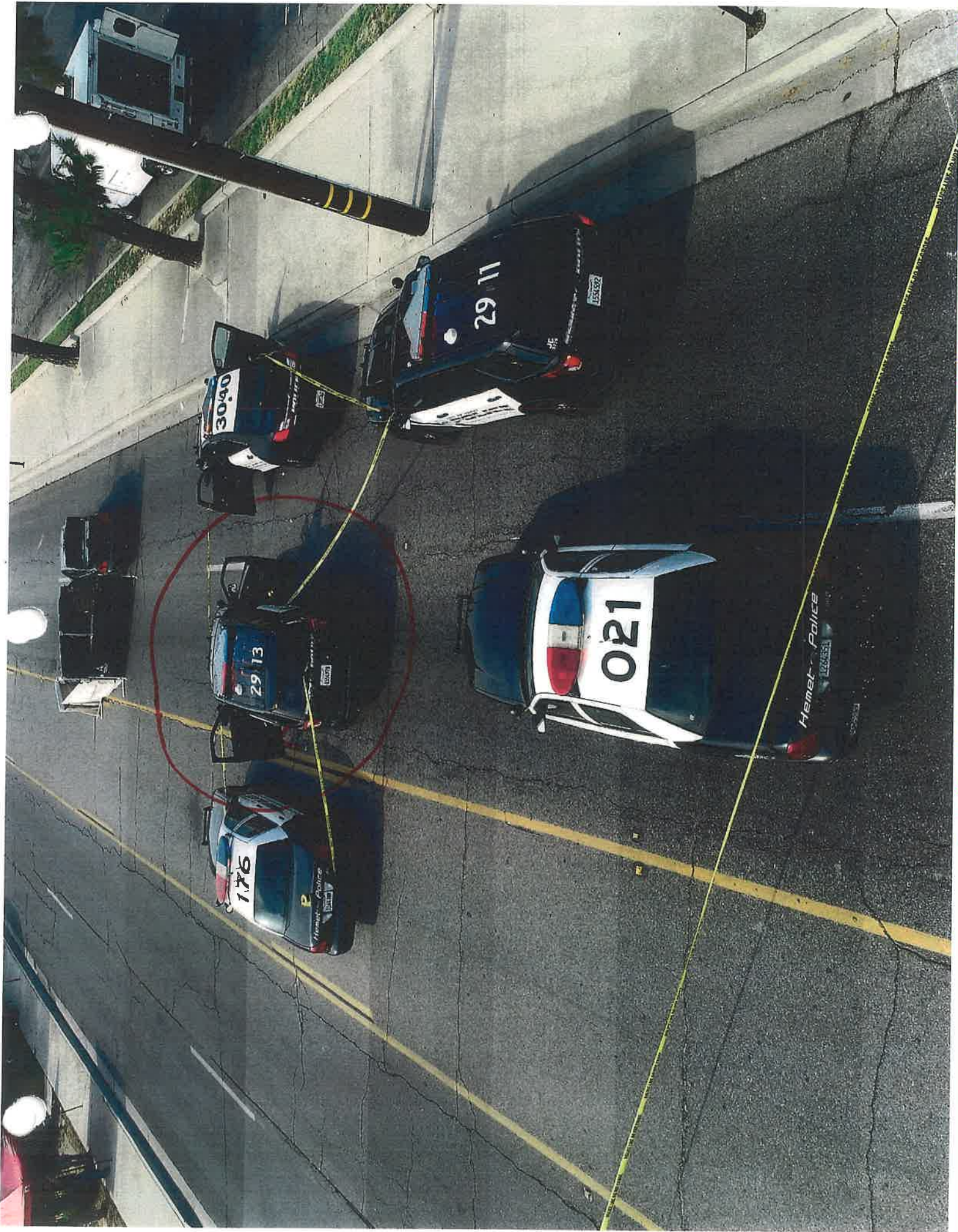
35 MORENO: All right, could you do me a favor, Officer Schroeder, just write your name on  
36 the back of this here?

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SCHROEDER: Yep.

MORENO: Um, name, date, uh, I.D. number. Awesome, sir. It - it's now 6:21 pm we will stop the recording.







## Riverside County District Attorney's Office PROPERTY SHEET

DATE/TIME: 09/30/2020 1607		COURT #: DAR 2020.230.001	
AGENCY #: HOMER ID 20-6129		SUSPECT: YCIDZO ESPINOZA	
OFFENSE/CRIME TYPE: 245PC / DIS		SUSPECT:	
SEARCH WARRANT #:		LOCATION OF PROPERTY FOUND:	
RELEASED BY: (PRINT & SIGN)		RECEIVED BY: (PRINT & SIGN) 	
ITEM#	QTY	DESCRIPTION	STORAGE AREA (PROPERTY CLERK)
01	01	DND+R OFFICER INTERVIEWS. OFFICERS CABALLERO, CHRISTIANSON, WOODS, WILLISON, HALL	
02	01	DND+R OFFICER INTERVIEWS OFFICER SCHROEDER, OFF. DETWILER	
03	01	DND+R OFFICER INTERVIEWS OFFICERS REYNOSO, FEATHERLY, MAKER, SFAUG	
04	01	DND+R OFFICER INTERVIEWS * DND BLANK NO VIDEO ON DVD	
CASE AGENT: (PRINT & SIGN) M. MORANO		DATE: 9/30/2020	