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which was amended by Senate Bill (SB) 1421, effective  
January 1, 2019, and again by Senate Bill (SB) 16,  
effective January 1, 2022,  
a redacted version of this report is subject to disclosure  
under the California Public Records Act.**

# **CONFIDENTIAL REPORT**

**THE FOLLOWING REPORT WAS SUBMITTED BY FORCE INVESTIGATION DIVISION (FID). THE REPORT DOES NOT INCLUDE ANY INFORMATION FROM THE OFFICER DIRECTLY INVOLVED IN THE CATEGORICAL USE OF FORCE INCIDENT. THE REPORT WAS DRAFTED VIA THE STATEMENTS OF UNINVOLVED POLICE PERSONNEL AND INDEPENDENT WITNESSES IN THE CASE. THE SPECIFIC ACTIONS, TACTICS, AND STATEMENTS OF THE INVOLVED OFFICER HAVE BEEN ADDRESSED IN THE ADMINISTRATIVE REPORT COMPLETED BY FID.**

**THIS REPORT IS NOT TO BE REPRODUCED OR COPIED**

**FORCE INVESTIGATION DIVISION REPORT NUMBER**

**F040-22**

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# **Force Investigation Division**

## **F040-22**

### **OFFICER-INVOLVED SHOOTING**

#### **Force Investigation Division Investigators**

##### **Criminal Team:**

**DIII A. Rheault**  
Serial No. 33961

**DII F. Flores**  
Serial No. 34918

**DII J. Fuller**  
Serial No. 37232

**DII D. Johnson**  
Serial No. 37738

**DII H. Hyoung**  
Serial No. 40248

**DII O. Davis**  
Serial No. 36034

##### **Administrative Team:**

**DII J. Whang**  
Serial No. 39021

**DIII G. Medina**  
Serial No. 35905

##### **Criminal Apprehension Team:**

**DII F. Alvelais**  
Serial No. 30865

<b>Date and Time of Incident:</b>	<b>July 22, 2022, 1851 Hours</b>
<b>Location of Incident:</b>	<b>Lansdowne Avenue and Drucker Street</b>
<b>Area of Occurrence:</b>	<b>Hollenbeck Area, RD 0439</b>
<b>Suspect:</b>	<b>Soltero, Lino Male, Hispanic, 39 years of age</b>
<b>Injuries:</b>	<b>Multiple Gunshot Wounds</b>
<b>Criminal Activity:</b>	<b>Assault with a Deadly Weapon on a Police Officer</b>
<b>DR No.</b>	<b>2204-11304</b>
<b>Involved Officers:</b>	<b>Police Officer II Charles Hosea Serial No. 43216 Hollenbeck Area</b>

# **CONFIDENTIAL**

**This report is for the confidential use of the JSID**

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- [Addendum No. 2](#) Los Angeles Police Department, Watch Commander's Daily Report, Watch 3 and 5, Lieutenant I Errin Burns, Serial No. 37523, dated July 22, 2022.
- Los Angeles Police Department, Sergeant's Daily Report and Chronological Record, Sergeant I David Lopez, Serial No. 39711, dated July 22, 2022.
- Los Angeles Police Department, Gang Enforcement Detail – Supervisor's Daily Report and Chronological Record, Sergeant I Jose Vazquez, Serial No. 30976, dated July 22, 2022.
- Los Angeles Police Department, Sergeant's Daily Report, Sergeant I Monica Helper, Serial No. 37443, dated July 22, 2022.
- Los Angeles Police Department, Sergeant's Daily Report, Sergeant I Jeffrey Tiffin, Serial No. 37947, dated July 22, 2022.
- Los Angeles Police Department, Sergeant's Daily Report, Sergeant I John Munguia, Serial No. 27525, dated July 22, 2022.
- [Addendum No. 3](#) Los Angeles County Consolidated Criminal History Reporting System (CCHRS) report, and State of California Department of Justice Criminal History report, for Lino Soltero, Criminal Information and Index No. [REDACTED], dated July 22, 2022.
- [Addendum No. 4](#) Los Angeles Police Department, Investigative Report for Assault with a Deadly Weapon on a Police Officer, DR No. 2204-11304, dated July 22, 2022.
- [Addendum No. 5](#) Los Angeles County Fire Department Electronic Prehospital Care Summary Report (ePCR) for Incident No. [REDACTED] dated July 22, 2022.
- [Addendum No. 6](#) Los Angeles Police Department, Forensic Science Division, Laboratory Report, Evidence Collection Crime Scene, DR No. 2204-11304, finalized December 22, 2022.
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<a href="#">Addendum No. 10</a>	Los Angeles Police Department, Forensic Science Division, Laboratory Report, Render Firearm Safe, DR No. 2204-11304, finalized August 24, 2022.
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<a href="#">Addendum No. 12</a>	Los Angeles Police Department Follow-Up Investigation Report, DR No. 2204-11304, dated October 1, 2022.
<a href="#">Addendum No. 13</a>	Los Angeles Police Department, Forensic Science Division, Laboratory Report, Evidence Collection – DNA Collection Report, DR No. 2204-11304, finalized December 22, 2022.
<a href="#">Addendum No. 14</a>	Los Angeles Police Department, Forensic Science Division, Laboratory Report, Firearms – Bullet Cartridge Case Comparison Report, DR No. 2204-11304, finalized January 17, 2023.
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<a href="#">Addendum No. 16</a>	Los Angeles Police Department, Forensic Science Division, Laboratory Report, Test Fire Firearm (Officer Hosea), DR No. 2204-11304, finalized September 1, 2022.
<a href="#">Addendum No. 17</a>	Los Angeles Police Department, Forensic Science Division, Laboratory Report, Firearms – Bullet Path Analysis Report, DR No. 2204-11304, finalized December 22, 2022.
<a href="#">Addendum No. 18</a>	Los Angeles Police Department, Communications Division, Incident Recall Report, Incident No. 2207220003445, dated July 25, 2022.

**FORCE INVESTIGATION DIVISION  
REPORT OF AN OFFICER-INVOLVED SHOOTING  
FID No. F040-22**

**The following report was prepared by Force Investigation Division. The report does not include any compelled information from the officer who was directly involved in the Officer-Involved Shooting. The report was drafted via the statements of uninvolved police personnel, Body Worn Video, outside video, independent witnesses, and physical evidence obtained during the investigation.**

**The report in its digital form, contains videos, addenda, and investigators' note that can be viewed by clicking on the hyperlinks.**

**Synopsis:** On July 22, 2022, at approximately 1851 hours, Hollenbeck Patrol Division uniformed officers were near the intersection of Eastern Avenue and Whiteside Street, when they observed a vehicle without license plates near a suspected chop shop. As the officers positioned their patrol vehicle to conduct a traffic stop, the front passenger exited, armed with a handgun. The suspect then fled through a residential neighborhood and the officers initiated a foot pursuit. During the foot pursuit, the suspect pointed the handgun at one of the officers, resulting in an Officer-Involved Shooting (OIS). The suspect was struck by gunfire and transported by rescue ambulance (RA) to a hospital where he was pronounced deceased.

### **INVESTIGATIVE SUMMARY**

On July 22, 2022, at approximately 1850 hours, Hollenbeck Patrol Division Police Officers II Charles Hosea, Serial No. 43216, and Christian Tovar, Serial No. 43029, were assigned to Unit [REDACTED]<sup>1</sup> They were traveling west on Eastern Avenue when they observed a black Nissan SUV without license plates in the area of Eastern Avenue and Whiteside Street.<sup>2 3</sup>

According to Officer Tovar, he had knowledge that multiple stripped vehicles had been recovered in the area and believed a chop shop was operating nearby. Based on that information, he believed the Nissan was possibly a stolen vehicle.

The officers continued west on Eastern Avenue, past Whiteside Street, and conducted a U-turn at Lansdowne Avenue. As the officers approached Whiteside Street, the Nissan was now stopped facing north on Whiteside Street at Eastern Avenue. The officers positioned their vehicle behind the Nissan and followed it west on Eastern Avenue. They observed a female driver but no other

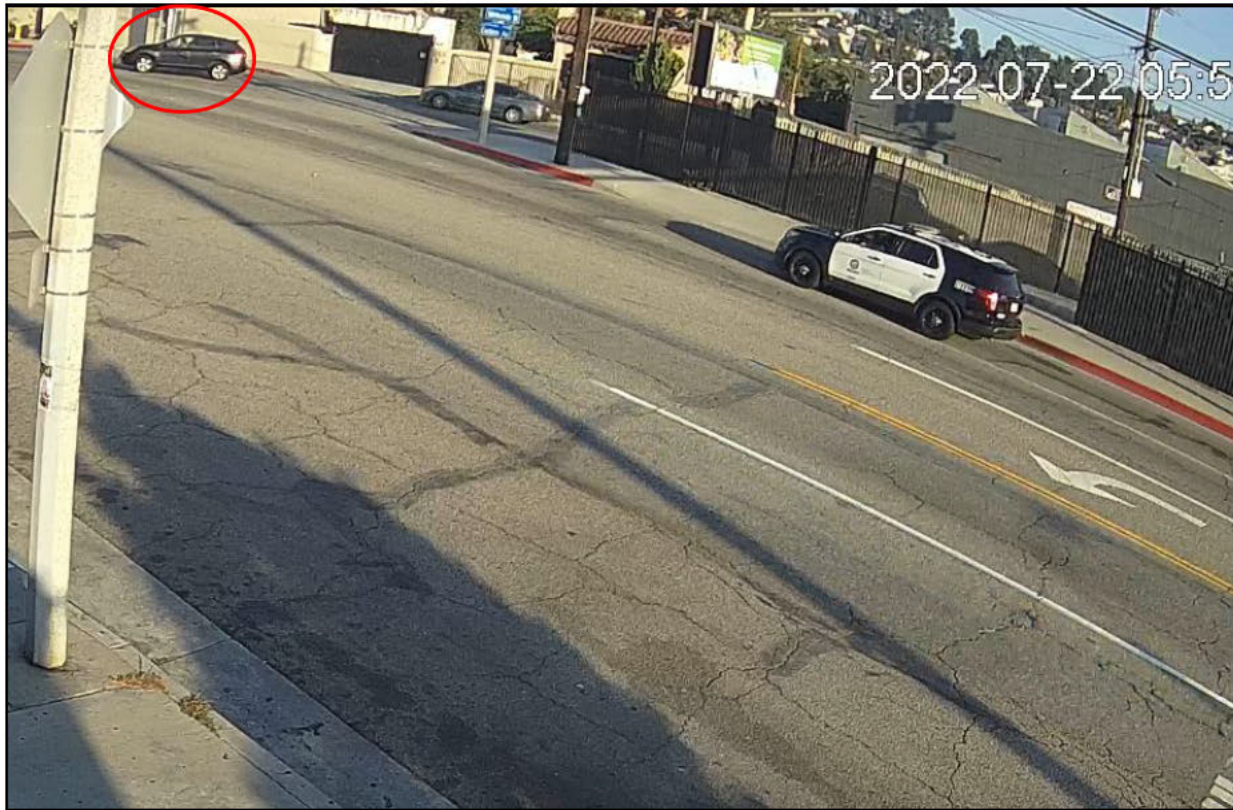
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<sup>1</sup> Officers Hosea and Tovar were in full police uniform and operating out of a marked police vehicle equipped with a DICVS. Officer Hosea was the passenger, and Officer Tovar was the driver. Additionally, each officer was equipped with a BWV camera, ballistic vest, Department-approved handgun, TASER, Oleoresin Capsicum (OC) spray, handcuffs, Hobble Restraint Device (HRD), and a baton. At the time of the incident, Officer Tovar's HRD remained in his vehicle.

<sup>2</sup> Unless otherwise attributed, all observations, times, and statements were derived from Body Worn Video (BWV) or Digital In-Car Video System (DICVS).

<sup>3</sup> Eastern Avenue is a north and south roadway, which transitions to an east/west direction between Paseo Rancho Castilla and Marianna Avenue.

occupants. Before the officers could stop the vehicle, the Nissan turned into the parking lot of a local business.<sup>4</sup>



[Videolink No. 1 – Security Video showing the officers positioning their vehicle behind the Nissan]<sup>5</sup>

The officers followed the Nissan into the parking lot. According to Officer Tovar, while doing so the front passenger door unexpectedly opened while the Nissan was still moving. Officer Tovar stated, *“My partner said, ‘Hey, he has a gun.’ And that’s when I focused my attention to him. Because my attention was to the driver because that’s who I was going to make contact with. And then my attention reverted to this -- the passenger and that’s when I also observed the firearm in his right hand as he opened the door and bailed from the vehicle.”*<sup>6</sup> Officer Tovar observed the front passenger, later identified as Lino Soltero, exit armed with a handgun in his right hand.<sup>7</sup>

<sup>4</sup> The business was the Metro Meat Market at 7120 North Eastern Avenue.

<sup>5</sup> The security video was obtained from the [REDACTED] at [REDACTED] North Eastern Avenue and showed that there was also a male passenger reclined in the front passenger seat. The officers were unaware of the presence of this individual as they followed this vehicle.

<sup>6</sup> Statement of Officer Tovar, Page 22, Lines 2-8.

<sup>7</sup> Lino Soltero, 5 feet 4 inches tall, 150 pounds, 39 years of age.



Soltero immediately fled from the vehicle armed with a handgun and ran east in the alleyway north of the parking lot.<sup>8</sup> Officers Hosea and Tovar followed in foot pursuit and unholstered their duty pistols.<sup>9</sup> As Officer Tovar passed the Nissan, he visually cleared the vehicle. When interviewed, Officer Tovar stated, *“Initially, I clear the car quickly. Took a quick peek, saw the female was still there. I could see her hands. So initially, I just clear the car real quick and I follow my partner. Because that's who we knew was armed at the time and we pursued him but the vehicle, unknown where -- where it went after we cleared it.”*<sup>10</sup>



[A diagram depicting where the traffic violation was observed, and where the foot pursuit was initiated]

<sup>8</sup> The female driver of the black Nissan SUV was not positively identified. She fled east onto Eastern Avenue, after striking a Gray Nissan Versa, License No. [REDACTED] which was driving west on Eastern Avenue. A hit and run felony traffic collision report was taken for the driver of the Nissan Versa, under Division of Records (DR) No. 2299-18510 ([Addendum No. 1](#)).

<sup>9</sup> According to Officer Tovar, he unholstered his pistol upon observing Soltero armed with a handgun.

<sup>10</sup> Statement of Officer Tovar, Page 24, Lines 16-22.



Additional security video from [REDACTED] captured Soltero as he ran east through the alley with the officers following behind.



[Still image of Soltero running through the alley armed with a handgun]

The following table contains videolinks from [REDACTED] security video:

Description	Hyperlink
Soltero running through the alley (Camera facing northwest)	<a href="#">Videolink No. 2</a>
Soltero running through the alley (Camera facing northeast)	<a href="#">Videolink No. 3</a>
Soltero running through the alley (Zoomed)	<a href="#">Videolink No. 4</a>
Soltero running through the alley (Zoomed & Slowed)	<a href="#">Videolink No. 5</a>

As Officer Hosea ran after Soltero in the alley, Officer Tovar followed approximately 15 feet behind, while broadcasting a request for a backup and an airship for a man with a gun.<sup>11</sup> Soltero continued through the alley as the officers repeatedly ordered him to drop the gun. Upon reaching Tim Avenue, Soltero ran north before turning west on Drucker Street. Officers Hosea and Tovar continued to command Soltero to “*Drop the gun!*” Soltero ran on Drucker Street along the parked vehicles on the north curb. Officer Hosea ran on the south sidewalk while Officer Tovar followed behind Soltero in the street.

According to Officer Tovar, he pursued Soltero in apprehension mode because he was concerned Soltero might enter a yard or house, where residents were present, and take a hostage. When interviewed, Officer Tovar said, “*And, like I said, based on the totality of the circumstances, the date of -- the -- the time of day, the -- a lot of -- the -- the amount of foot traffic in the area, we’d rather have apprehended the suspect as quickly as possible, rather than having to have a barricade situation or him hostage a family or some kids that are playing outside on the -- on the sidewalk of the street in the area.*”<sup>12</sup>

According to Officer Tovar, he estimated he was 10 to 15 feet behind Soltero.<sup>13</sup> Officer Tovar indicated he remained unholstered while following Soltero on Drucker Street because he observed him look over his shoulder multiple times and believed he might attempt to shoot at them.

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<sup>11</sup> Unless otherwise specified, all broadcasts described in this report were made on the Hollenbeck Area Base radio frequency.

<sup>12</sup> Statement of Officer Tovar, Page 60, Lines 19 through Page 61, Line 2.

<sup>13</sup> Officer Tovar followed approximately 50 feet behind Soltero while on Drucker Street. Unless otherwise noted, the distances listed in this report were determined by Department mapping software after analysis of the available video evidence.



[A diagram depicting the foot pursuit route up to this point in the incident]<sup>14</sup>

The following table contains videolinks of the foot pursuit:

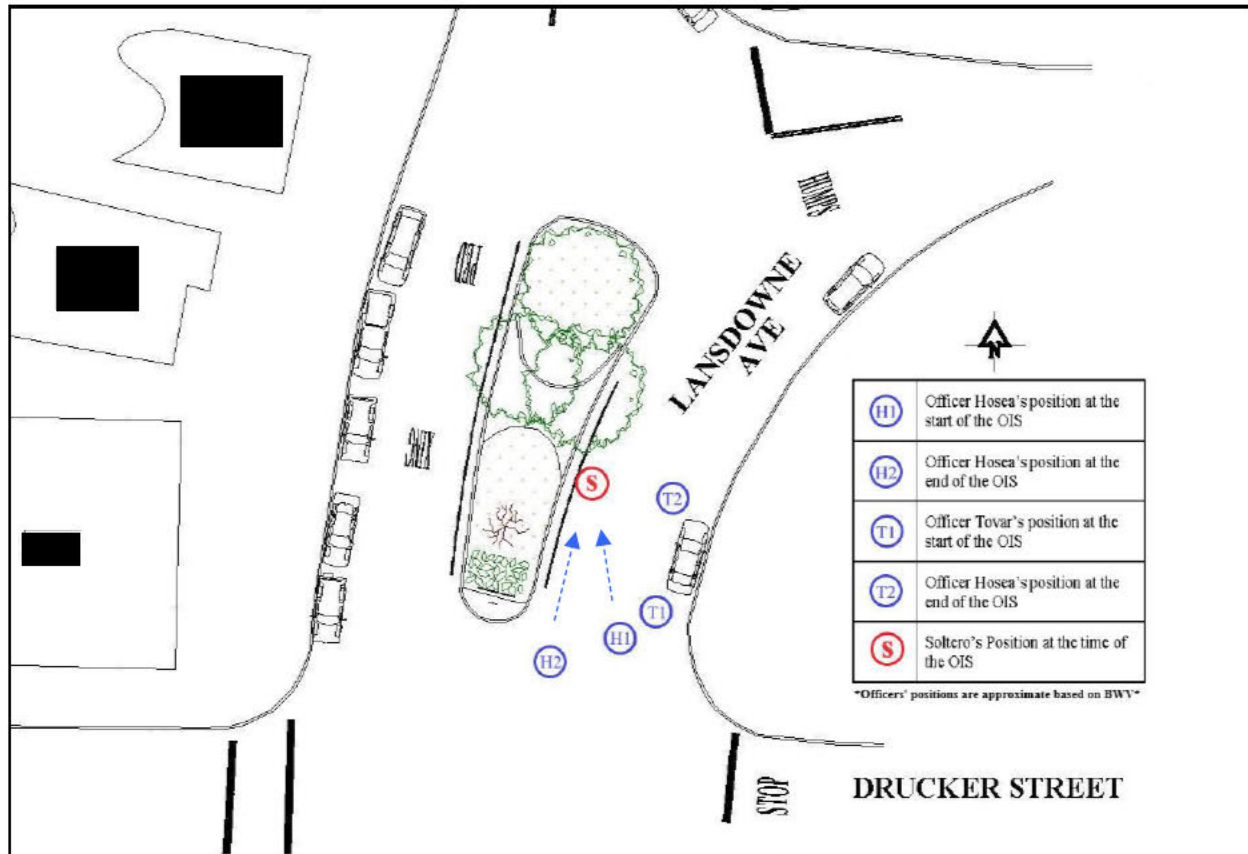
Source	Hyperlink
Officer Hosea's BWV (Stabilized)	<a href="#">Videolink No. 6</a>
Officer Tovar's BWV (Stabilized)	<a href="#">Videolink No. 7</a>

As Soltero and the officers approached Lansdowne Avenue, Officer Tovar broadcast, [REDACTED], *I'm on Lansdowne!*" Upon reaching Lansdowne Avenue, Soltero ran north with the officers following behind him. After running approximately 50 feet, Soltero stumbled forward and fell to the ground on his right side. Soltero rolled to his left and pointed his gun at Officer Hosea. In response, Officer Hosea fired eighteen rounds from an increasing distance of 20 to 30 feet.<sup>15</sup>

<sup>14</sup> The foot pursuit lasted approximately 32 seconds and covered 550 feet.

<sup>15</sup> The time of the OIS was determined to be 1851:02 hours.





[Diagram depicting the officers and Soltero's positions at the time of the OIS]

At the time Officer Hosea fired his first round, Officer Tovar was approximately five feet north of Officer Hosea and 15 feet east of Soltero. During the OIS, Officer Tovar continued to move north along the driver side of a silver Nissan Altima that was parked on the east curb of Lansdowne Avenue. When Officer Hosea fired his last round, Officer Tovar was positioned approximately five feet north and 15 feet east of Soltero on Lansdowne Avenue. According to Officer Tovar, while following Soltero onto Lansdowne Avenue, he (Officer Tovar) stumbled as he stepped off the sidewalk. Simultaneously, he observed Soltero fall onto "all fours" and drop his handgun on the ground. Soltero then immediately reacquired the handgun, rolled onto his right side, and pointed the handgun at Officer Hosea.

When interviewed, Officer Tovar stated, "*He grabbed it again with a -- in a pistol grip and he made the -- he rolled over on his shoulder and that's when he pointed it towards my partner...I heard the -- the rounds go off, but I don't know if it was from my partner or from the suspect. I did observe the -- the firearm and -- and a malfunction. So, at that time, I -- I believe that the suspect pulled the trigger and that's how the malfunction occurred.*"<sup>16</sup> When asked to describe the malfunction, Officer Tovar stated, "*Malfunction, either he went to slide lock or he had a double feed in his -- in his weapon. Because I saw that the frame or the slide of the -- the weapon*

<sup>16</sup> Statement of Officer Tovar, Page 44, Line 11 through Page 45, Line 2.

*was cocked back.”<sup>17</sup> Immediately after the OIS occurred, Officer Tovar broadcast, [REDACTED] shots fired, shots fired, Lansdowne and Drucker!”*

**The following table contains videolinks of the OIS:**

Source	Hyperlink
Officer Hosea’s BWV	<a href="#">Videolink No. 8</a>
Officer Hosea’s BWV (Half speed)	<a href="#">Videolink No. 9</a>
Officer Tovar’s BWV	<a href="#">Videolink No. 10</a>
Officer Tovar’s BWV (Half speed)	<a href="#">Videolink No. 11</a>

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<sup>17</sup> Statement of Officer Tovar, Page 45, Lines 9-12.

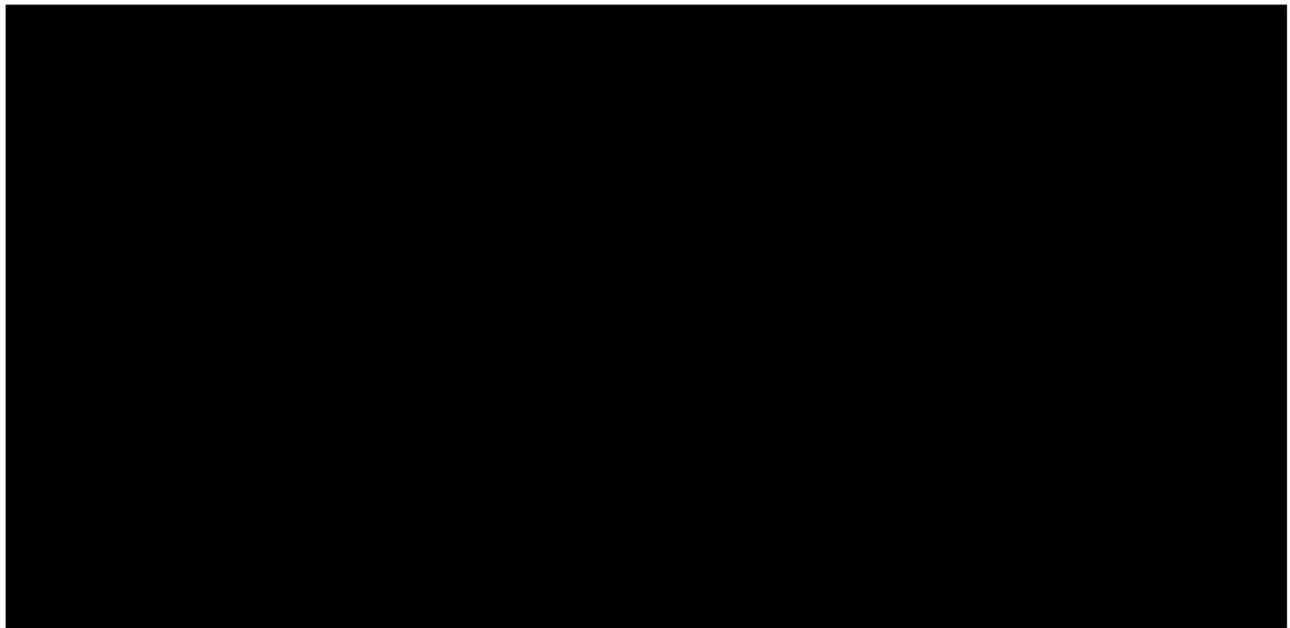


### Timeframe Analysis

Force Investigation Division's [REDACTED] performed a Sound Graph Analysis on Officers Hosea and Tovar's BWV. The analysis determined a total of 19 rounds were fired in approximately 3.26 seconds.<sup>18</sup>



[Image from Officer Tovar's BWV showing Soltero pointing his handgun in Officer Hosea's direction]



[Enhanced and zoomed version of the above image, showing Soltero pointing his handgun]<sup>19</sup>

<sup>18</sup> The Sound Graph Analysis was completed with the assistance of Adobe Audition 2022 version 23.0.0.54 software.

<sup>19</sup> Force Investigation Division's VTU analyzed and enhanced Officer Tovar's BWV images with the assistance of Adobe Audition 2022, version 23.0.0.54 software.



**Note:** The above images were captured approximately midway through the OIS. Due to the angle, positioning, and limited resolution of the BWV, the rest of Soltero's actions during the OIS could not be determined.

After the OIS, Soltero's handgun rested on the pavement and underneath the back of his right hand. Forensic Science Division's (FSD) Firearms Analysis Unit (FAU) collected Soltero's handgun and rendered it safe. The magazine was partially ejected, and the slide was partially rearward due to a discharged cartridge case (DCC) failing to eject, which indicated the handgun had been fired. The DCC in Soltero's handgun, in conjunction with 19 rounds being recorded (one more round than Officer Hosea fired), indicated Soltero fired his handgun during the OIS. However, the exact time Soltero fired could not be determined.



[Photograph of Soltero's handgun in the condition and location it was collected]

Officer Hosea repositioned behind a metal sign on the center median, where he reloaded his pistol.<sup>20</sup> Simultaneously, Officer Tovar joined Officer Hosea and repeated his broadcast of their location at Lansdowne Avenue and Drucker Street. Approximately ten seconds later, Officer Tovar broadcast a request for a rescue ambulance (RA).<sup>21</sup>

<sup>20</sup> A review of BWV determined that following the OIS, the slide to Officer Hosea's handgun can be seen locked to the rear as he ejected an empty pistol magazine onto the center median.

<sup>21</sup> The RA request was made at 1851:30 hours.



### Background

Officer Hosea's background consisted of a paved roadway and a center median with a cinderblock wall. Approximately 120 feet north of Soltero was an unoccupied vehicle parked along the east curb of [REDACTED] Heidleman Road. This vehicle was struck by two rounds that deflected off the roadway. Additionally, 260 feet northwest of Soltero was a single-family residence located at [REDACTED] Landsdowne Avenue that was struck by one round. It could not be determined if this round was independent or associated with another impact.

### Post OIS and Arrest Tactics

In response to Officer Tovar's initial backup request, the following Hollenbeck and Central Patrol Division personnel were among those who arrived at this incident after the OIS:<sup>22</sup>

Name	Serial No.	Unit No.
Police Officer II Erik Amato	43559	[REDACTED]
Police Officer II Daniel McClement	44065	[REDACTED]
Police Officer III Jesus Campos	41519	[REDACTED]
Police Officer II Jaime Fernandez	37825	[REDACTED]
Police Officer II Luis Blanco	42648	[REDACTED]
Police Officer II Mauro Garcia	42500	[REDACTED]
Police Officer II Aaron Gruendyke	41669	[REDACTED]
Police Officer II Antonio McNeely	41443	[REDACTED]
Police Officer II Octavio Cervantes <sup>23</sup>	41522	[REDACTED]
Sergeant I Jose Vazquez	30976	[REDACTED]
Sergeant I David Lopez	39711	[REDACTED]

Approximately three minutes after the OIS, Officers Amato and McClement arrived on scene and positioned their police vehicle approximately 25 feet south of Soltero. Officers Hosea and Tovar utilized the driver's side ballistic door of this vehicle as cover. Approximately one minute later, Officers Campos and Fernandez arrived and positioned their vehicle a few feet east of Officers Amato and McClement's vehicle. As additional officers continued to arrive, Officer Campos formulated an arrest team to approach and take Soltero into custody.

Sergeant Lopez arrived approximately five minutes after the OIS. He was the first supervisor on scene and began directing officers. Officer Campos briefed Sergeant Lopez on a plan to approach Soltero and take him into custody with an arrest team. Sergeant Lopez recognized the need to render medical aid to Soltero; however, he observed the handgun in Soltero's hand and was concerned he may shoot at officers.

<sup>22</sup> Unless otherwise specified, the above personnel were in full police uniform and operating out of a marked police vehicle equipped with a DICVS. Additionally, each person was equipped with a BWV camera, ballistic vest, Department-approved handgun, TASER, OC spray, handcuffs, HRD, and a baton.

<sup>23</sup> Officer Cervantes did not have any physical contact with Soltero and his actions were captured on BWV, as such, he was not interviewed for this investigation.

Officer Campos advised Sergeant Lopez that a ballistic shield had been requested and he was assembling an arrest team with lethal, less-lethal, and handcuffing roles. Approximately 30 seconds after Sergeant Lopez's arrival, Officers Blanco and Garcia arrived with a ballistic shield and joined the arrest team. Sergeant Lopez then directed the arrest team to assemble and approach Soltero from the right side (east) of Officers Campos and Fernandez' police vehicle.

Prior to the team's approach, Officer Campos assigned each officers' role and briefed his team that Officer McNeely would be responsible for preserving the gun as evidence and Officers Amato and Gruendyke would move Soltero away from the gun before handcuffing him.

**Officer Campos assembled the following team:**<sup>24</sup>

Name	Role
Officer Blanco	Ballistic shield
Officer Garcia	Designated Cover Officer (DCO)
Officer Amato	Handcuffing
Officer Gruendyke	Handcuffing
Officer McNeely	Secure handgun
Officer Cervantes	40mm Less-Lethal Launcher
Officer Campos	Team Leader

**Note:** Approximately two minutes after Sergeant Lopez's arrival, the arrest team began their approach led by Officer Campos. Sergeant Lopez remained with Officers Tovar and Hosea while he monitored the arrest team.

As the team approached, Officer Campos advised Officer Amato to control Soltero's hands and ordered Soltero not to move. Officer McNeilly momentarily placed his left foot on Soltero's handgun, as Officer Amato grabbed Soltero's arms and Officer Gruendyke grabbed Soltero's legs.<sup>25</sup> They then lifted him away from his handgun and placed him on the ground approximately 10 feet away. Soltero was handcuffed, searched, and placed into a right lateral recovery position.<sup>26</sup> Officer McNeilly stood over and monitored Soltero's handgun to preserve it as evidence.

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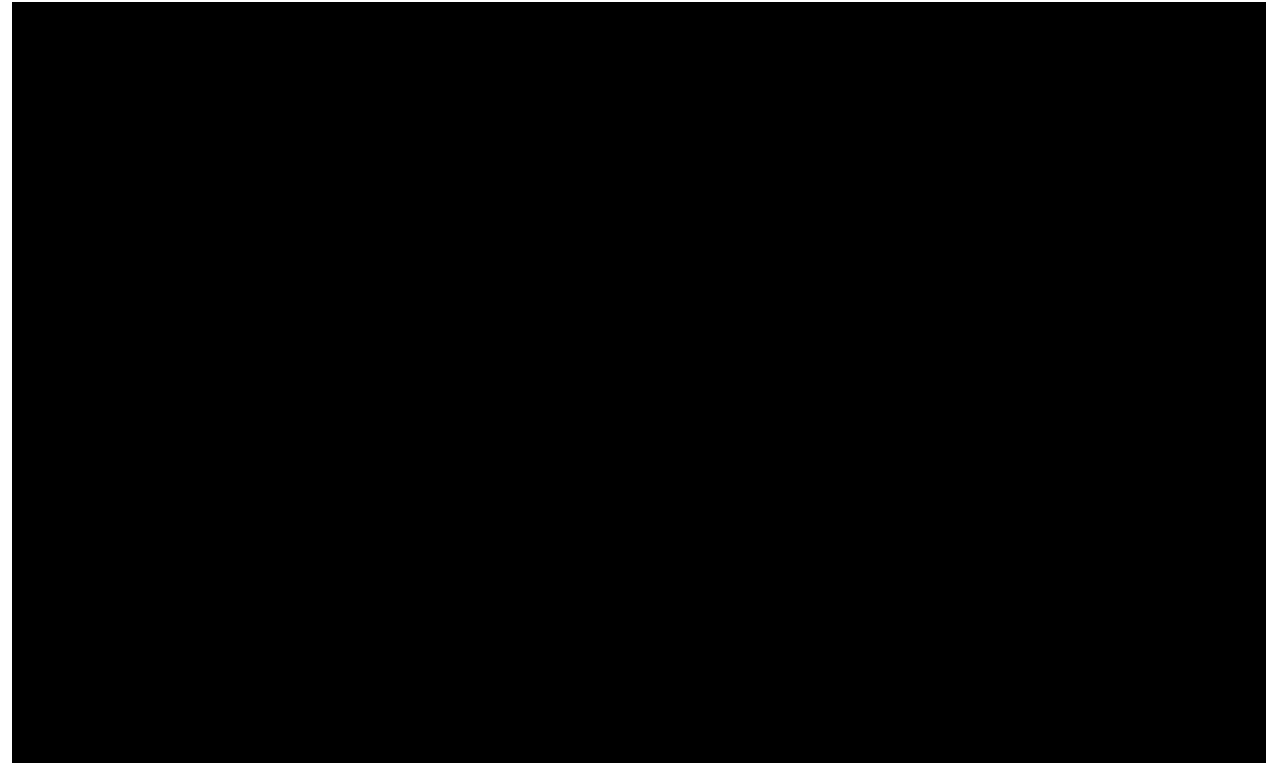
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<sup>24</sup> Officers Blanco, Garcia, and Amato unholstered their pistols during the incident due to Soltero's handgun being visible on the pavement near his hand.

<sup>25</sup> Officer McNeely indicated he momentarily placed his foot on Soltero's handgun to secure it and prevent Soltero from rearming himself.

<sup>26</sup> During the search, a box cutter, cellular phone, and additional miscellaneous items were removed from Soltero's clothing and placed on the ground next to him. The items were later booked as evidence by FSD FAU personnel.





[VideoLink No. 12 – Officer Amato's BWV showing Soltero being taken into custody and arrival of LACFD]

Approximately 47 seconds after Soltero was handcuffed, Los Angeles County Fire Department (LACFD) Squad 50, staffed by Firefighter Paramedics (FFPMs) Michael Bassler and Bryan Hubbard, arrived on scene, and treated Soltero [REDACTED].<sup>27</sup> At approximately 1913 hours, Care Ambulance 18 transported Soltero to University of Southern California Medical Center (USCMC) where Doctor Chase Westra treated him for [REDACTED]. At 1942 hours, Doctor Westra pronounced Soltero deceased.

Force Investigation Division Detective II James Whang, Serial No. 39021, reviewed the documents and circumstances surrounding the separation, monitoring, and the admonition not to discuss the incident prior to being interviewed by FID investigators ([Addendum No. 2](#)).

### **SCENE DESCRIPTION**

The OIS occurred on the east side of Lansdowne Avenue north of Drucker Street. In this area, Lansdowne Avenue is a two-lane roadway that runs north and south with single and multi-unit dwellings on the east and west sides. A median separates the northbound and southbound traffic lanes. The median consisted of a metal sign, bushes, a cinderblock wall, and large trees. At the time of the OIS, the east and west curbs of Lansdowne Avenue were lined with parked vehicles.

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<sup>27</sup> Los Angeles County Fire Department personnel responded to this incident due to the area being on the border of Los Angeles City and Los Angeles County jurisdictions.



### **CANVASS FOR WITNESSES**

On July 22, 2022, and July 26, 2022, FID canvassed the area of Lansdowne Avenue, between Eastern Avenue and Drucker Street, as well as Tim Avenue, for witnesses to the OIS. Unless otherwise noted, the interviews of all sworn personnel and civilian witnesses were recorded, transcribed, and included with this report. Three civilian witnesses were identified as Heard Only Witnesses. The number of gunshots they heard ranged from seven to eighteen. Copies of their statement forms are in the FID casebook.

### **SUSPECT INFORMATION**



**Lino Soltero** was a male Hispanic, with black hair, brown eyes, and a date of birth of November 11, 1982. At the time of the incident, he was 5 feet 4 inches tall and weighed 150 pounds.

[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]  
[REDACTED]

Force Investigative Division completed an Investigative Report for ADW on a Police Officer, under DR No. 2204-11304. The report listed Officer Hosea as the victim and Soltero as the suspect ([Addendum No. 4](#)).

### **INJURIES**

At approximately 1900 hours, Care Ambulance 18, accompanied by FFPs Bassler and Hubbard, arrived on scene and treated Soltero [REDACTED]. At approximately 1913 hours, they transported Soltero to USCMC where Doctor Westra treated [REDACTED]. At 1942 hours, Doctor Westra declared Soltero deceased ([Addendum No. 5](#)).

### **EVIDENCE**

Forensic Science Division Firearms Analysis Unit Chief Forensic Chemist I Allison Manfreda, Serial No. N3179, along with Supervising Criminalist Eric Wahoske, Serial No. N2267, and Criminalists II Maria Gonzalez, Serial No. N6268, Matthew Saucedo, Serial No. N4688, and Kathe Canlas, Serial No. N5598, responded to this incident and conducted an examination of the OIS scene for ballistic impacts, trajectories, and projectiles. As a result of their investigation, 88 items of evidence were collected and booked at FSD under DR No. 2104-11304 ([Addendum No. 6](#)).

Among the items collected were Soltero's 9mm semiautomatic handgun (Item No. 22), a handgun magazine (Item No. 23), ten live cartridges of various 9mm ammunition (Item Nos. 24-30), one 9mm DCC located inside the chamber of Soltero's handgun (Item No. 31), eighteen DCCs (Item Nos. 32-49) and four fired bullets from the ground (Item Nos. 50-53) ([Addendum No. 7](#)).

## **CORONER'S INVESTIGATION**

### **Coroner's Response**

On July 26, 2022, at 1350 hours, FID investigators reported Soltero's death to the County of Los Angeles Department of Medical Examiner-Coroner. Soltero's death was subsequently assigned Coroner Case No. 2022-07771 ([Investigator's Note No. 1](#)).

On August 1, 2022, at 1000 hours, Soltero's remains were transported from USCMC to the Los Angeles County Forensic Science Center (FSC) by Forensic Attendant Gerardo Meza. Once at the FSC, Meza collected a hair and fingernail kit. The resulting evidence was booked, by Meza, at the FSC.

On November 17, 2022, FID responded to the Coroner's Evidence Unit and took custody of the coroner's kit, projectile kit, and blood stain card, generated for this case, in addition to the abovementioned kits. Detective Whang booked the items at Central Property Section.

### **Autopsy**

On August 3, 2022, Deputy Medical Examiner Martina Kennedy performed a post-mortem examination of Soltero's remains. Force Investigation Division and Los Angeles County District Attorney investigators were present during the examination. Doctor Kennedy's findings were documented in Autopsy Report No. 2022-07771 ([Addendum No. 8](#)).

**Note:** Force Investigation Division investigators noticed inaccuracies as to the location of the entry wound for gunshot number five and the exit wound for gunshot number seven. Doctor Kennedy was notified of this issue and completed an amended report.

Doctor Kennedy classified the manner of death as Homicide and ascribed the cause to multiple gunshot wounds. Doctor Kennedy identified eleven gunshot wounds and arbitrarily numbered them for ease of description, as indicated below.

**Gunshot Wound No. 1** entered Soltero's left upper chest. The bullet trajectory was upward and slightly front to back. A gray and copper-colored deformed projectile fragment was recovered from a surgical incision site on the left side of Soltero's chest.

**Gunshot Wound No. 2** entered Soltero's left upper flank and perforated his left lung. There was no exit wound. The bullet trajectory was from left to right, upward, and front to back. A gray and copper-colored deformed projectile was recovered from thoracic vertebrae 8-9. This gunshot was fatal.

**Gunshot Wound No. 3** entered Soltero's left mid flank, and there was no exit wound. The bullet trajectory was front to back and very slightly upward. There was no projectile recovered from the wound.

**Gunshot Wound No. 4** entered Soltero's left lower flank, and there was no exit wound. The bullet trajectory was front to back and very slightly upward. There was no projectile recovered from the wound.

**Gunshot Wound No. 5** entered Soltero's left buttock and exited on the right lower back. The bullet trajectory was from left to right and upward. There was no projectile recovered from the wound.

**Gunshot Wound No. 6** entered the crease between Soltero's left buttock and the left upper thigh, and there was no exit wound. The bullet trajectory was back to front, right to left, and upward. Gray and copper-colored deformed fragments were recovered from the ball and socket joint of the left hip.

**Gunshot Wound No. 7** entered the side of Soltero's left lower thigh and exited on the side of the left upper thigh. The bullet had an upward trajectory, slightly back to front and slightly left to right. There was no projectile recovered from the wound.

**Gunshot Wound No. 8** entered Soltero's rear left thigh and exited on the middle of the left thigh. The bullet trajectory was back to front, upward, and left to right. There was no projectile recovered from the wound.

**Gunshot Wound No. 9** entered the side of Soltero's left leg and exited at the rear of the left leg near the knee. The bullet trajectory was front to back, upward, and left to right. A gray and copper-colored deformed projectile fragment was recovered from the soft tissue along the wound track.

**Gunshot Wound No. 10** entered the side of Soltero's left lower leg and exited the rear of the left leg. The bullet trajectory was front to back, upward, and left to right. There was no projectile recovered from the wound.

**Gunshot Wound No. 11** entered the front of Soltero's right knee, and there was no exit wound. The bullet trajectory was front to back, left to right, and upward. A gray and copper-colored deformed projectile was recovered from the soft tissue of the right knee.

**Other Injuries:**

Doctor Kennedy identified a graze wound to the outside of the left hip. Additionally, there were various superficial abrasions to Soltero's forehead, nose, arms and legs.<sup>28</sup>

**Toxicology:**

On November 22, 2022, a Laboratory Analysis Summary Report was approved by the Los Angeles County Department of Medical Examiner-Coroner, Supervising Criminalist Sarah Buxton de Quintana. The analysis documented that alcohol was present in Soltero's blood at the time of his death ([Addendum No. 9](#)).

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<sup>28</sup> Doctor Kennedy recovered gray deformed projectile fragments from the left side of Soltero's jaw and from his right chest. No hemorrhaging or acute changes were present where the projectiles were collected.



**WEAPONS**

[Photograph of Soltero's handgun, magazine, ammunition, and DCC]

**Soltero** was armed with a Beretta, Model APX, 9mm, semiautomatic handgun. On August 24, 2022, Criminalist Saucedo finalized a Laboratory Report documenting the collection of Soltero's handgun. At the time it was recovered, the handgun was lying on its right side with the muzzle pointing southwest. The magazine was partially inserted but not locked into place. The slide was held partially rearward by a DCC lodged in between the ejection port and the barrel, which was due to a failure to eject, after having been fired. The lodged DCC was removed from the ejection port and ten cartridges were removed from the magazine ([Addendum No. 10](#)).



[Photograph of Soltero's handgun with a DCC lodged between the ejection port and the barrel]



The Department of Justice, Bureau of Alcohol, Tobacco, Firearms and Explosives Tracing Center conducted a firearms trace and determined that the handgun was initially purchased on June 19, 2020, in Orem, Utah ([Addendum No. 11](#)).

Force Investigation Division determined the handgun was subsequently sold several times to multiple owners in Utah and was last sold on February 25, 2022, to [REDACTED]. Force Investigation Division investigators were unable to locate [REDACTED] at his last known addresses in Utah and Los Angeles ([Addendum No. 12](#)).

On January 17, 2022, Criminalist Saucedo, finalized a Laboratory Report documenting the test firing of Soltero's handgun, which was determined to be functional. Representative images of test-fired cartridge cases were entered into the National Integrated Ballistic Information Network (NIBIN) database by FAU staff. Soltero's magazine was determined to be a large capacity magazine as described in Section 16740 of the California Penal Code. The magazine was capable of being fully inserted and locked into the magazine well of the handgun.<sup>29</sup>

Additionally, the report included a bullet comparison analysis which concluded that the five fired bullets recovered during the autopsy (Items 86A, 86B, 86C, 86D, 86E), were fired from Officer Hosea's firearm.

An additional fired bullet was recovered during the autopsy, Item 86G. The analysis determined that this bullet was not fired from Officer Hosea's firearm. Due to the tissue encapsulation and corrosion observed, the bullet was determined to have been inside Soltero's body prior to the OIS ([Addendum No. 14](#)).

On August 22, 2022, Technical Investigation Division (TID) completed an Analyzed Evidence Report documenting the latent fingerprint analysis of Soltero's handgun, magazine, and ammunition. No latent prints were developed ([Addendum No. 15](#)).

**Officer Hosea** was equipped with his Department-issued Smith & Wesson, Model M&P 9, 9mm semiautomatic pistol.<sup>30</sup> When loaded to capacity, the pistol held 18 rounds of Department-approved Speer LE Gold Dot G2, 9mm ammunition with one round in the firing chamber and 17 rounds in the magazine. The pistol was carried in a Department-approved holster.

On July 23, 2022, at approximately 0020 hours, FID conducted a post-incident examination of Officer Hosea's pistol. The pistol was loaded with 17 rounds of Department-approved, Speer LE Gold Dot G2 9mm ammunition. One round was in the firing chamber and 16 rounds were in the magazine. Officer Hosea possessed one additional magazine which was loaded to capacity with 17 rounds of the same Department-approved ammunition. One empty magazine was collected from the center median of Lansdowne Avenue just north of Drucker Street, where Officer Hosea

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<sup>29</sup> On December 22, 2022, Criminalist Gonzalez finalized a Laboratory Report documenting the DNA collection of Soltero's handgun, magazine, and live cartridges. Several videos show Soltero holding the handgun, as such, DNA analysis was not requested. The swabs remain available for future analysis if requested ([Addendum No. 13](#)).

<sup>30</sup> According to the Firearm Inventory Tracking System, this pistol was inspected by the Department Armory and authorized for deployment on September 13, 2017.

conducted a reload of his pistol after the OIS. Eighteen discharged cartridge cases (Item Nos. 32-49) were collected near Officer Hosea's firing location at the scene of the OIS. The headstamp of the DCCs were labeled "*SPEER 19 9mm LUGER.*" This information was consistent with Officer Hosea having fired eighteen rounds during the OIS.

On September 1, 2022, Criminalist II Lawrence Iwaki, Serial No. N4687, finalized a Laboratory Report documenting the test firing of Officer Hosea's pistol. The pistol was found to be functional, and the trigger pull value was within the Department's established range ([Addendum No. 16](#)).

### **FIREARMS ANALYSIS**

On December 22, 2022, Criminalist Gonzalez finalized a Laboratory Report documenting the Bullet Path Analysis that was completed in conjunction with this case. Criminalist Gonzalez identified sixteen bullet pathways at the scene (A through P) as well as seventeen impacts ([Addendum No. 17](#)).

**Pathway A (Including impact A)** is consistent with a bullet traveling from south to north, in an upward direction. No further direction could be determined due to the condition of the impact. It could not be determined if this pathway is independent or associated with another pathway due to the condition of the impacts and their relative locations to each other. Impact A is a perforating impact, located on the window of the southwest living room wall of [REDACTED] Heidleman Road.

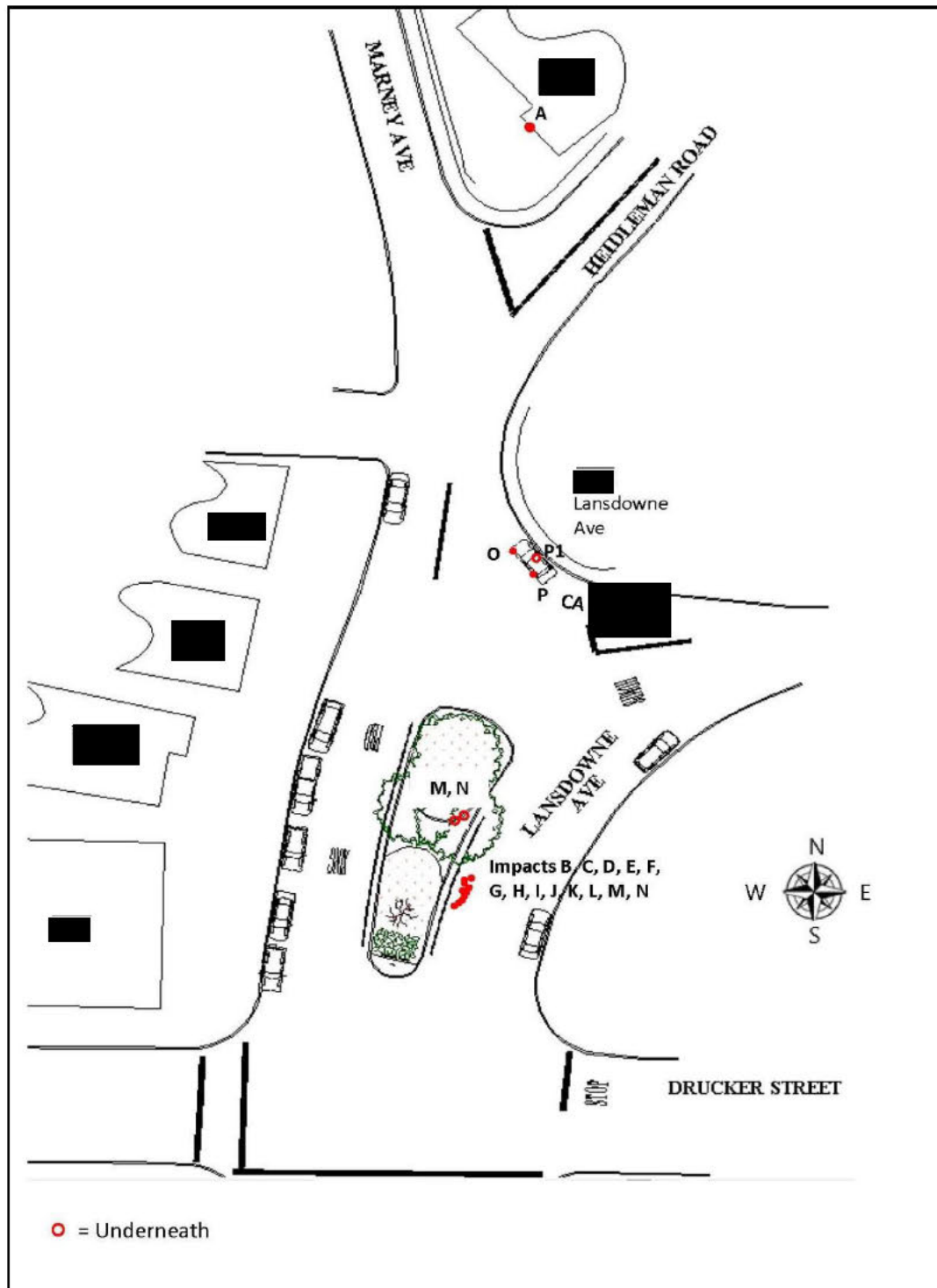
**Pathways B through D (Including impacts B through D)** are consistent with bullets traveling south to north, east to west, and in a downward direction. Impacts B through D are non-penetrating impacts, located on the ground on Lansdowne Avenue.

**Pathways E through L (Including impacts E through L)** are consistent with bullets traveling south to north and in a downward direction. No further direction could be determined due to the condition of the impacts. Impacts E through L are non-penetrating impacts, located on the ground on Lansdowne Avenue.

**Pathway M and N (Including impacts M and N)** are consistent with bullets traveling south to north and east to west. No further direction could be determined due to the condition of the impacts. Impacts M and N are non-penetrating impacts, located on the center island wall on Lansdowne Avenue.

**Pathway O and P (Including impacts O, P, and P1)** are consistent with bullets traveling south to north and in an upward direction. No further direction could be determined due to the condition of the impact. Pathway O and P are an upward deflection from one of the pathways E through L. It could not be determined which of these pathways it is associated with due to their relative locations to each other. In relation to the vehicle impacted, pathways O and P are consistent with bullets traveling back to front, left to right, and in an upward direction. Impact O is a perforating impact, located on the front left fender of the Toyota Corolla parked on

Heidleman Road in front of [REDACTED] Lansdowne Avenue.<sup>31</sup> Impact P was a perforating impact located on the rear left quarter window of the Toyota Corolla. Impact P1 was a penetrating impact, located on the front right headliner of the same vehicle.



[Bullet path diagram of the OIS]

<sup>31</sup> 2005 Gold Toyota Corolla, California License Plate No. [REDACTED].



## **VISUAL DOCUMENTATION**

### **Digital In-Car Video System (DICVS)**

There were no DICVS recordings that captured the foot pursuit or the OIS. The DICVS recordings of officers who responded to this incident were archived in the Coban system and remain available for review. Officers Amato, McClement, Campos, and Fernandez's Shop Nos. 80601 and 81432 captured the arrest team's approach, the movement of Soltero by officers, and paramedics rendering aid to him.

### **Body Worn Video (BWV)**

Force Investigation Division investigators identified 75 BWV and 28 photographs as being related to the incident. These digital files were tagged in **Evidence.com** under Identification No. 22072200003445 and remain available for review.<sup>32 33</sup>

### **Outside Video**

Force Investigation Division located the below listed videos, which were subsequently vaulted at TID Electronics under their respective Media Control Numbers.

<b>Video Source</b>	<b>Footage Captured</b>
<div style="background-color: black; width: 150px; height: 20px; margin-bottom: 5px;"></div> <b>Media Control No. A774087</b>	Police vehicle approaches a dark SUV at Eastern Avenue and Whiteside Street. Officers conduct a U-turn and follow the vehicle. Foot pursuit of Soltero who is armed with a handgun. <sup>34</sup>
<div style="background-color: black; width: 150px; height: 20px; margin-bottom: 5px;"></div> <b>Media Control No. A774088</b>	Initial foot pursuit of Soltero which shows Soltero armed with a handgun. <sup>35</sup>
<b>Cell phone footage from Witness <div style="background-color: black; width: 100px; height: 15px; display: inline-block;"></div></b> <b>Media Control No. A642070</b>	Officers Hosea and Tovar's position on the center median after the OIS, while waiting for additional resources to arrive. <sup>36</sup>

### **Other Department Video**

No other Department video was located.

<sup>32</sup> The BWVs of the officers named in this report were reviewed for compliance with Department Manual Section 3/579.15. The investigation determined Officers Hosea and Tovar activated their BWVs, approximately five seconds and fourteen seconds, respectively, after they initiated their foot pursuit.

<sup>33</sup> Included in Evidence.com are BWV and photographs documenting the hit and run traffic collision investigation. Additional photographs were taken of the window that was struck at  Heidleman Road and Soltero's clothing.

<sup>34</sup> The cameras were recording at 30 frames per second (fps) in 2560 x 1440 resolution. The system time was 51 minutes ahead of the actual time.

<sup>35</sup> The camera was recording at 15 fps in 1920 x 1080 resolution.

<sup>36</sup> The video was recorded from within Witness  vehicle, which was south of Drucker Street on Lansdowne Avenue.  recorded two videos which were nine and 14 seconds long. Neither video captured the foot pursuit or the OIS.

### **Social Media**

Force Investigation Division monitored social media sites, from the date of the incident until the submission of this investigative report. No social media posts were found.

### **Photographs**

Technical Investigation Division took the below listed photographs:

<b>Control No.</b>	<b>Description</b>
0897038	Scene Photographs
0897039	360° Photographs
0897041	Officers and Soltero Photographs

### **COMMUNICATIONS**

Audio recordings of the Hollenbeck Area Base Frequency, and digital copies of the computer-generated Incident Recall report associated with Incident No. 22072200003445, are on file at Communications Division ([Addendum No. 18](#)).

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**INVESTIGATOR'S NOTE**

1. Between July 23 and July 26, 2022, FID investigators contacted the County of Los Angeles Department of Medical Examiner-Coroner several times to advise them that Soltero's death was a result of an OIS and requested a coroner's case number. During each contact, the Coroner's office advised FID investigators that they did not have a record of Soltero. On July 26, 2022, County of Los Angeles Department of Medical Examiner-Coroner Lieutenant Brian Kim, advised FID investigators that there was a breakdown of their standard response protocol to hospital deaths related to an OIS. The Coroner's office subsequently initiated their investigative procedures for Soltero's death and assigned a coroner's case number.



DAVID SMITH, Lieutenant II  
Officer-in-Charge, Administrative Investigation Section A  
Force Investigation Division

**APPROVED:**



RAUL JOVEL, Captain  
Assistant Commanding Officer  
Force Investigation Division

Date: \_\_\_\_\_