



Salinas Police Department

Report # 23-040231 - Incident Report Report Cover Sheet

REPORT DATE / TIME Apr 9, 2023 20:08	BEAT / REPORTING DISTRICT SN11	EVENT START DATE / TIME - EVENT END DATE / TIME Apr 9, 2023 16:14 - 17:46
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OFFENSE-1

OFFENSE CODE

PC 148(A)(1) OBSTRUCT/RESIST/ETC PUBLIC/PEACE OFFICER/EMERGENCY MED TECH M - 90Z All Other Offenses

OFFENSE LOCATION FAIRHAVEN ST & 1ST AVE, SALINAS, CA 93905	OFFENSE START DATE Apr 9, 2023 16:14	OFFENSE END DATE Apr 9, 2023 17:46
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OFFENSE-2

OFFENSE CODE

VC 2800.2(A) EVADE PEACE OFFICER WITH WANTON DISREGARD FOR SAFETY F - 90Z All Other Offenses

OFFENSE LOCATION FAIRHAVEN ST & 1ST AVE, SALINAS, CA 93905	OFFENSE START DATE Apr 9, 2023 16:14	OFFENSE END DATE Apr 9, 2023 17:46
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INVOLVED PERSONS

INVOLVEMENT	NAME	HOME ADDRESS	DOB / ESTIMATED AGE RANGE	RACE	SEX
P-2	[REDACTED]		36 - 41 years old	Hispanic	Male
S-1, P-1	Francisco Hernandez Ruiz	No Fixed Address	1991-[REDACTED]	Hispanic	Male

INVOLVED ORGANIZATIONS

INVOLVEMENT	NAME	ADDRESS
V-2, O-1	STATE OF CALIFORNIA	

INVOLVED PROPERTY

STATUS (NIBRS)	ITEM CATEGORY	DESCRIPTION
Seized	Other	Shaved key

INVOLVED VEHICLES

STATUS (NIBRS)	ITEM CATEGORY	MAKE / MODEL / PRIMARY COLOR
None	Passenger Car	Chevrolet / Full Size Truck / Maroon/burgundy

NARRATIVE

Evidence

I collected a shaved key that was in the ignition of the vehicle. I took a photograph of the key and uploaded it into evidence.com. The key was booked into evidence at the Salinas Police Department.

My department issued body worn camera was activated during this incident.

REPORTING OFFICER SIGNATURE / DATE Robert Wayman #92575 Apr 9, 2023 21:25 (e-signature)	SUPERVISOR SIGNATURE / DATE Kimberly Diaz #75085 Apr 10, 2023 00:38 (e-signature)
PRINT NAME Robert Wayman #92575	PRINT NAME Kimberly Diaz #75085

On 4/9/23 at approximately 1614 hours, I was on routine patrol driving a full marked black and white patrol vehicle. I was made aware via our Flock Vehicle Monitoring system of a reported stolen vehicle with California License plate of [REDACTED]. The vehicle was a burgundy 1999 Chevrolet Silverado with a silver toolbox in the bed and reported stolen under Salinas PD case 23-040228. Upon reviewing a picture of the vehicle from the Flock Vehicle Monitoring I was able to confirm the plate of the vehicle and description.

At approximately 1614 hours, I was driving northbound on Williams Rd passing Grandhaven St. As I looked onto Grandhaven St, I observed a burgundy older model Chevrolet Silverado driving eastbound. I conducted a U-turn as the vehicle quickly accelerated on Williams Rd and made a quick right-hand turn onto westbound Fairhaven St. I was able to get behind the vehicle and confirm the plate of [REDACTED]. I confirmed through county communications that the vehicle was an actively reported stolen vehicle.

I broadcast over the radio I had located the vehicle and followed it until other units were able to assist in conducting a high risk stop. At E. Laurel Dr and N. Sanborn Rd Officer Anthony Garcia pulled directly behind the vehicle as it went northbound N. Sanborn Rd from E. Laurel, while I was the second vehicle behind him. We activated our overhead lights and sirens to initiate a traffic stop on the vehicle. The driver later identified as Francisco Ruiz continued driving northbound N. Sanborn Rd in the number 1 lane until he reached a solid red light at Garner Ave. Ruiz pulled into the turn lane on the left-hand side to turn westbound onto Garner Ave. When the light turned green, Ruiz turned onto westbound Garner Ave and accelerated his vehicle. A pursuit was initiated as Ruiz drove at approximately 45 MPH on Garner Ave passing several vehicles on the left-hand side in the middle of both lanes of traffic. Ruiz ran the stop sign at Acosta Plaza and Garner Ave at approximately 45 MPH as well as the stop sign at Garner Ave and Rider Ave at approximately 45 MPH. Ruiz continued westbound Garner Ave at approximately 45 MPH to the dead end of Garner Ave.

It should be noted that Garner Ave is a narrow two-lane residential street that has multiple apartment complexes and homes bordering it. There are also parked vehicles that border both lanes of traffic. Easter holiday was on today's date and the time of this pursuit was the middle of the afternoon, which led to there being a large number of families and children walking the area celebrating the holiday. Ruiz ran 2 stop signs at approximately 45 MPH through 2 intersections that are commonly crossed by pedestrians. Ruiz drove with a clear wanton disregard for the public safety in his attempt to evade us during the vehicle pursuit. The vehicle pursuit lasted for approximately .46 miles.

At the dead end of Garner Ave, Ruiz got out of the vehicle and ran southbound along the bike trail that borders the dead-end of Garner Ave. Officer A. Garcia released his K9 to assist in apprehension of Ruiz. Refer to Officer A. Garcia's supplemental report for further on his involvement in this investigation. Ruiz was ultimately taken into custody after an apprehension by the K9.

I double locked Ruiz's handcuffs and checked them for tightness. A search incident to arrest yielded no further weapons or contraband.

Officer Solis located irrigation equipment in the vehicle that did not belong to the owner, [REDACTED]. Refer to Officer Solis's report for his involvement in this investigation.

REPORTING OFFICER SIGNATURE / DATE

Robert Wayman #92575 Apr 9, 2023 21:25 (e-signature)

PRINT NAME

Robert Wayman #92575

SUPERVISOR SIGNATURE / DATE

Kimberly Diaz #75085 Apr 10, 2023 00:38 (e-signature)

PRINT NAME

Kimberly Diaz #75085

I observed the key used in the ignition and based on my training and experience; I recognized this key to be a shaved key commonly used in stealing vehicles.

Ruiz was transported to the Natividad Medical Center to be treated for the bites from the K9. I contacted Ruiz at the Natividad Medical Center for his statement. Ruiz spoke primarily Spanish therefore Officer A. Garcia who is a certified English Spanish translator through the City of Salinas translated my interview with him. Officer A. Garcia advised Ruiz of his Miranda rights from a department issued Miranda card. Ruiz understood his rights by saying "yes."

Ruiz stated he began driving the vehicle one hour prior to being stopped by police. A friend of his who he only identified as Pelofino picked him near where they live in the homeless encampments near the creek bed at the dead end of Garner Ave. Pelofino, Ruiz, and another unknown subject drove to an unknown location on Zabala Rd in the unincorporated area of Salinas. When they arrived, the Chevrolet Silverado was sitting on the side of the road with nobody in it and the vehicle was running with a key in the ignition. Ruiz did not believe this to be suspicious. There was irrigation equipment in the back of the vehicle, and Pelofino asked Ruiz if he would drive the vehicle back to the homeless encampments where they lived.

I asked Ruiz why he was traveling eastbound on Grandhaven St when I saw him because that is the opposite direction of the homeless encampments they live at near the dead end of Garner Ave. Ruiz stated he had been following Pelofino who was driving a white pickup truck, and Pelofino wanted to get a drink so they were going toward the Quikstop located at 339 Williams Rd.

It should be noted when I saw Ruiz on Grandhaven St, there was no white trucks that he appeared to be following. It should also be noted that Zabala Rd is approximately 7 miles of driving time away from the dead end of Garner Ave. Ruiz stated he had gotten the truck approximately an hour before being stopped by the police, however stated he was only driving the truck in order to take the irrigation equipment back to the homeless encampments near the dead end of Garner Ave.

Ruiz denied knowing that the truck had been reported stolen.

I conducted a records check of Ruiz using a Salinas Police Department records system and found that Ruiz had an active outstanding misdemeanor warrant out of Monterey County. Ruiz had also been arrested in the past for a stolen vehicle. Ruiz did not have any active probation.

After being cleared from Natividad Medical Center, Ruiz was transported to the Monterey County Jail where he was booked under fresh charges of 10851(a) VC (SPD case 23-040228), 2800.2(a) VC, 148 (A)(1) PC, and his outstanding warrant.

I request this report be cross referenced with 23-040228 and forwarded to the Monterey County District Attorney's Office for their review and prosecution of Ruiz on the above listed charges.

Nothing further at this time.

REPORTING OFFICER SIGNATURE / DATE

Robert Wayman #92575 Apr 9, 2023 21:25 (e-signature)

PRINT NAME

Robert Wayman #92575

SUPERVISOR SIGNATURE / DATE

Kimberly Diaz #75085 Apr 10, 2023 00:38 (e-signature)

PRINT NAME

Kimberly Diaz #75085

Report # 23-040231 - Supplement - 1 Report

REPORT DATE / TIME Apr 9, 2023 17:46	EVENT START DATE / TIME - EVENT END DATE / TIME Apr 9, 2023 16:14 - 17:46	PREPARED BY Oscar Solis Jr. #80368
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REPORT DESCRIPTION

General

SUPPLEMENT TYPE

Add Property/Evidence

NARRATIVE**EVIDENCE**

I was wearing an Axon body worn camera which was activated during this incident. My patrol vehicle was equipped with an Axon dash mounted camera which was activated during part of this incident. These videos were uploaded to Evidence.com.

NARRATIVE

On 4/9/23, at about 1614 hours, Officer Wayman located an occupied stolen vehicle in the area of Farihaven St. and First Ave. A vehicle pursuit ensued, and the suspect was subsequently placed under arrest. Refer to Officer Wayman's primary report for further information regarding the pursuit.

The stolen vehicle was a burgundy 1999 Chevrolet Silverado, bearing California license plate [REDACTED] (SPD case 23-040228). I contacted the registered owner, [REDACTED], via telephone call, and he later arrived at our location to take possession of the truck.

The truck bed and cab contained a total of 15 Netafim Streamline Plus irrigation packages. [REDACTED] said the items did not belong to him. I booked the items for safekeeping at the Salinas Police Department evidence room. I used my department issued iPhone to take digital images of the items. I later uploaded those items to evidence.com.

This concludes my portion in this incident.

End of report.

INVOLVED PERSONS

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE) P-1 [REDACTED]		DOB / ESTIMATED AGE RANGE 36 - 41 years old
SEX Male	RACE / ETHNICITY Hispanic	PHONE NUMBER (831) [REDACTED] (primary, Mobile Phone)
HOME ADDRESS [REDACTED] SALINAS, CA 93906		
INVOLVEMENT TYPE Owner		

REPORTING OFFICER SIGNATURE / DATE Oscar Solis Jr. #80368 Apr 9, 2023 18:45 (e-signature)	SUPERVISOR SIGNATURE / DATE Kimberly Diaz #75085 Apr 10, 2023 00:43 (e-signature)
PRINT NAME Oscar Solis Jr. #80368	PRINT NAME Kimberly Diaz #75085

INVOLVED PERSON-2 NAME (LAST, FIRST MIDDLE) P-2 Ruiz, Francisco Hernandez		DOB / ESTIMATED AGE RANGE 1991- [REDACTED]
SEX Male	RACE / ETHNICITY Hispanic / Hispanic Or Latino	
HOME ADDRESS No Fixed Address		
INVOLVEMENT TYPE Arrested		

INVOLVED LOCATIONS

LOCATION 784 GARNER AVE, SALINAS, CA 93905			
<i>VEHICLE: CHEVROLET FULL SIZE TRUCK 1999</i>			
ITEM CATEGORY Passenger Car	MAKE Chevrolet	MODEL Full Size Truck	YEAR OF MANUFACTURE 1999
LICENSE PLATE / REGISTRATION # [REDACTED]		VIN # 1GCEK19TXXE197176	
PRIMARY COLOR Maroon/burgundy	REGISTRATION STATE California	REGISTRATION YEAR 2023	
OWNER [REDACTED]			

IN POSSESSION OF Francisco Hernandez Ruiz			
STATUS (NIBRS) None	STATUS DATE Apr 9, 2023	TOTAL (\$) VALUE 8000	IMPOUNDED / TOWED No
QUANTITY 1			

VEHICLE / PROPERTY & ITEMS SUMMARY

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
Irrigation equipment / Netafim / Streamline Plus	Seized / Apr 9, 2023 / Safekeeping		15	UNKNOWN
Chevrolet / Full Size Truck / Maroon/burgundy	None / Apr 9, 2023	[REDACTED]	6 1	\$8000

RELATIONSHIPS ADDENDUM

NAME [REDACTED]	RELATIONSHIP STRANGER OF	SUBJECT Francisco Hernandez Ruiz
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PROPERTY & ITEMS ADDENDUM

<i>23-040231-1 OTHER ITEM - IRRIGATION EQUIPMENT</i>	
ITEM CATEGORY Other	
DESCRIPTION Irrigation equipment	

REPORTING OFFICER SIGNATURE / DATE Oscar Solis Jr. #80368 Apr 9, 2023 18:45 (e-signature)	SUPERVISOR SIGNATURE / DATE Kimberly Diaz #75085 Apr 10, 2023 00:43 (e-signature)
PRINT NAME Oscar Solis Jr. #80368	PRINT NAME Kimberly Diaz #75085

STATUS (NIBRS) Seized		STATUS DATE Apr 9, 2023	TOTAL (\$) VALUE UNKNOWN	QUANTITY 15
IN POLICE CUSTODY / TOWED BY PD Yes	REASON FOR POLICE CUSTODY Safekeeping			
RECOVERING OFFICER / ID # / PERSON Oscar Solis Jr. #80368				
STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON MAIN FACILITY > OVERSIZED / BULK				
RECOVERED LOCATION 784 GARNER AVE, SALINAS, CA 93905				

REPORTING OFFICER SIGNATURE / DATE Oscar Solis Jr. #80368 Apr 9, 2023 18:45 (e-signature)	SUPERVISOR SIGNATURE / DATE Kimberly Diaz #75085 Apr 10, 2023 00:43 (e-signature)
PRINT NAME Oscar Solis Jr. #80368	PRINT NAME Kimberly Diaz #75085

Report # 23-040231 - Supplement - 2 Report

REPORT DATE / TIME Apr 10, 2023 00:54	EVENT START DATE / TIME - EVENT END DATE / TIME Apr 9, 2023 16:14 - 17:46	PREPARED BY Anthony Garcia #30349
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REPORT DESCRIPTION

Apprehension supplement

SUPPLEMENT TYPE

General - Apprehension supplement

NARRATIVE

Portions of this contact were recorded utilizing my Axon body worn camera and later uploaded to evidence.com.

On 04/09/2023 at approximately 1614 hours, I was on duty as a Salinas Police Officer assigned to the K-9 Unit with my police K-9 Bolt. I was in full uniform and driving a marked Salinas Police Department patrol vehicle.

I was driving in the area of Rider Ave/ Del Monte Ave when Officer Wayman advised that he was behind an occupied stolen vehicle in the area of Fairhaven and Williams Rd. Officer Wayman said the vehicle was a lifted Chevy pick-up and was now traveling in Bellhaven St. I responded code 3 from the area of Rider Ave/ Del Monte Ave. as I was enroute to this location Officer Wayman was providing directions of travel. The vehicle was traveling W/B Laurel Dr approaching N.Sanborn Rd as I was coming up to the intersection, I observed the suspect vehicle getting ready to make a N/B turn onto N. Sanborn Rd from E. Laurel Dr.

I saw the truck make the turn and travel N/B on N.Sanborn Rd. and saw that the driver was a Hispanic male later identified as Francisco Ruiz Hernandez had a shaved head wearing a surgical mask. I positioned my patrol vehicle behind the suspect vehicle along with 4 other marked Salinas Police Department patrol vehicles and initiated a traffic stop on the stolen vehicle at the intersection of N. Sanborn Rd / Acosta St. utilizing my patrol vehicles emergency equipment lights and sirens.

The vehicle failed to yield, and a pursuit was initiated and for the entire duration of the pursuit my patrol vehicle's emergency lights to include a forward-facing steady-red light and siren were activated.

Please refer to Officer Wayman's supplement report for further details of the pursuit.

As the pursuit came to the area of Rider Ave / Garner Ave I saw Hernandez continually reaching under the driver's seat.

I made the decision to deploy K-9 Bolt and did so for the following reasons:

- I know based on my training and experience as a police officer stolen vehicles are utilized by criminals and gang members to commit other crimes such as, but not limited to armed - robberies, burglaries and shootings. I also know that it is not uncommon for auto thieves to utilize and possess tools such as, but not limited to screwdrivers, picks, and pry-bars, which can be used as crude weapons against officers and the public.

REPORTING OFFICER SIGNATURE / DATE Anthony Garcia #30349 Apr 15, 2023 22:50 (e-signature)	SUPERVISOR SIGNATURE / DATE Ruben Sanchez #76997 Apr 15, 2023 22:59 (e-signature)
PRINT NAME Anthony Garcia #30349	PRINT NAME Ruben Sanchez #76997

- Hernandez was actively resisting and evading officers. Based on the fact that he demonstrated his willingness to endanger the lives of the public and responding officers showing no regard for the safety of others and that he was an unsearched felony suspect who had committed a serious offense, I deployed K-9 Bolt to apprehend Hernandez.
- The use of the K-9 also greatly decreased the threat to officers and the public during the apprehension of suspect Hernandez.
- The use of the K-9 was the less than lethal force option.

As the pursuit came to the dead end of Garner Ave, Hernandez stopped the vehicle and fled on foot. I exited my patrol vehicle and deployed K-9 Bolt as Hernandez was running towards the walking path behind 704 Garner Ave. I yelled at Hernandez to stop but he continued to run. Hernandez ran S/B on the walking path and K-9 Bolt caught up to Hernandez and apprehended him by biting him on the upper left shoulder knocking him to the ground. K-9 Bolt apprehended Hernandez on a steep embankment in a large thorn bush. Once Hernandez hands were secured, I gave K-9 Bolt the release command and he released. Hernandez was then taken into custody without incident. I secured K-9 Bolt in the rear of my patrol vehicle.

Fire and medical personal were on scene and Hernandez was transported to Natividad Medical Center for his injuries.

Crime scene investigator L. Dorantes took photos of Hernandez injuries.

I contacted Hernandez at Natividad Medical Center and advised him of his Miranda rights per my department issued Miranda card and the following is a summary of his statement: I asked Hernandez if he saw my patrol vehicle lights and sirens attempting to pull him over. Hernandez said that he saw a bunch of police vehicles and got scared so he didn't stop. I asked Hernandez if he heard me tell him to stop when he fled from the vehicle, and I was chasing him on foot. Hernandez stated he did hear me tell him to stop but continued to run and was then apprehended by K-9 Bolt.

Hernandez sustained several punctures to his left shoulder and under his left armpit area and received 9 sutures. Hernandez injuries were non-life threatening.

I request this report be attached to the master copy and forwarded to the Monterey County District Attorney's office for their review and prosecution of Hernandez.

INVOLVED PERSONS

INVOLVED PERSON-1 NAME (LAST, FIRST MIDDLE)

Pt 1 Ruiz, Francisco Hernandez

DOB / ESTIMATED AGE RANGE

1991-

SEX / RACE / ETHNICITY

Male Hispanic / Hispanic Or Latino

HOME ADDRESS

No Fixed Address

REPORTING OFFICER SIGNATURE / DATE

Anthony Garcia #30349 Apr 15, 2023 22:50 (e-signature)

PRINT NAME

Anthony Garcia #30349

SUPERVISOR SIGNATURE / DATE

Ruben Sanchez #76997 Apr 15, 2023 22:59 (e-signature)

PRINT NAME

Ruben Sanchez #76997

INVOLVEMENT TYPE		
Arrested		
INVOLVED PERSON-2 NAME (LAST, FIRST MIDDLE)	SEX	RACE / ETHNICITY
P-2 Lutz, Marie	Female	White / Not Hispanic Or Latino

INVOLVEMENT TYPE
Other - treating physician

INVOLVED LOCATIONS
LOCATION
784 GARNER AVE, SALINAS, CA 93905

RELATIONSHIPS ADDENDUM		
NAME	RELATIONSHIP	SUBJECT
Francisco Hernandez Ruiz	RELATIONSHIP UNKNOWN	Marie Lutz

REPORTING OFFICER SIGNATURE / DATE	SUPERVISOR SIGNATURE / DATE
Anthony Garcia #30349 Apr 15, 2023 22:50 (e-signature)	Ruben Sanchez #76997 Apr 15, 2023 22:59 (e-signature)
PRINT NAME	PRINT NAME
Anthony Garcia #30349	Ruben Sanchez #76997

Report # 23-040231 - Custodial Property Summary Report**VEHICLE / PROPERTY & ITEMS SUMMARY**

DESCRIPTION / MAKE / MODEL / COLOR	STATUS / DATE / REASON FOR CUSTODY	VIN # / SERIAL #	QTY.	TOTAL (\$) VALUE
Irrigation equipment / Netafim / Streamline Plus	Seized / Apr 9, 2023 / Safekeeping		15	UNKNOWN
Shaved key	Seized / Apr 9, 2023 / Evidence		1	UNKNOWN

PROPERTY & ITEMS ADDENDUM**23-040231-1 OTHER ITEM - IRRIGATION EQUIPMENT**

ITEM CATEGORY

Other

DESCRIPTION

Irrigation equipment

STATUS (NIBRS)	STATUS DATE	TOTAL (\$) VALUE	QUANTITY
Seized	Apr 9, 2023	UNKNOWN	15

IN POLICE CUSTODY /
TOWED BY PD

Yes

REASON FOR POLICE CUSTODY

Safekeeping

RECOVERING OFFICER / ID # / PERSON

Oscar Solis Jr. #80368

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

MAIN FACILITY > OVERSIZED / BULK

RECOVERED LOCATION

784 GARNER AVE, SALINAS, CA 93905

23-040231-3 OTHER ITEM - SHAVED KEY

ITEM CATEGORY

Other

DESCRIPTION

Shaved key

SUSPECT

Francisco Hernandez Ruiz

STATUS (NIBRS)	STATUS DATE	TOTAL (\$) VALUE	QUANTITY
Seized	Apr 9, 2023	UNKNOWN	1

IN POLICE CUSTODY /
TOWED BY PD

Yes

REASON FOR POLICE CUSTODY

Evidence

RECOVERING OFFICER / ID # / PERSON

Robert Wayman #92575

STORAGE LOCATION / PERSON / DESTINATION / INTAKE PERSON

MAIN FACILITY > EVIDENCE INTAKE

RECOVERED LOCATION

784 GARNER AVE, SALINAS, CA 93905