

# MIKE BUMCROT CONSULTING

## REPORT OF INVESTIGATION

**DATE:** May 18, 2021

**SUBJECT:** Officer Involved Shooting Death of Felix Jerry Marquez M/34, which occurred May 8, 2021 at 0830

**CASE:** Riverside Police Department File #P21-0012809  
Riverside Sheriff File #MB21-1280001

**LOCATION:** 3700 Block of Elizabeth Street, at Magnolia Avenue, Riverside

On May 18, 2021, I was asked to attend the Executive Briefing of the above incident, conducted by Riverside Police Detectives. I learned that on May 8, 2021, at approximately 0830, Riverside Police patrol officers, assigned to the Public Safety Engagement Team, were assisting Social Workers and City maintenance workers by contacting homeless persons within the city limits and providing help as needed. The job of the patrol officers was to make the location safe before the civilian staff could make contact with the homeless persons. As the officers exited their marked patrol unit at the location, they observed Mr. Marquez sitting on a stairway, eating. As they approached on foot, Mr. Marquez quickly stood and began to walk away. The officers called out to Mr. Marquez to stop so they could talk to him when he reached in to his waistband with his right hand and withdrew a handgun, pointing it at the officers. This action resulted in an officer involved shooting.

I viewed video from the police car's camera as well as video from both officers' body worn cameras. As the police car parks at the curb, Mr. Marquez can be observed sitting on some steps near the sidewalk. When Mr. Marquez looks in the direction of the officers, he quickly stands up and begins to walk away. The officers call out to him and



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he looks over his left shoulder and appears to acknowledge them as they are asking him to "Stop." He then looks over his right shoulder, said "No", and produced a handgun from his waistband, pointing it in their direction. The officers fired a total of eight gunshots at Mr. Marquez, striking him four times. Officers waited for backup officers to arrive and Mr. Marquez was treated for his injuries. A pellet gun, that resembled a real firearm, was recovered under his right arm. He was transported to the hospital where he was pronounced dead at 0901 and a Meth pipe was found in his pocket. Subsequent interviews with Mr. Marquez' family revealed that he was a Meth addict and was known for carrying a pellet gun. The same officers had arrested Mr. Marquez a month earlier for warrants with no problem. At the time of the incident, there were warrants out for his arrest, charging him with Grand Theft Auto and Receiving Stolen Property.

Detectives said that several homeless persons have come forward, stating, "it's like the wild west out there" and stating that several persons in the homeless population are armed for their own protection. I was then shown body worn camera video of a prior incident where two different Riverside Police Officers approached another homeless man who attempted to distract them by loudly protesting before pulling a handgun from his waistband and tossing it away. That weapon ended up being a pellet gun also.

I was asked by Frank Hauptmann, Consultant to the Community Police Review Commission, to conduct a neighborhood canvass of the location to search for potential witnesses who had not been located by Riverside Police Officers on the morning of the incident. If I identified any witnesses who had not been interviewed previously, I was asked to conduct a thorough interview and provide a copy to Riverside Police Investigators.

After the Executive Briefing, I responded to the area of Elizabeth Street and Magnolia Avenue in an attempt to locate any possible witnesses. I received no cooperation.

I will review the Officer Involved Shooting Death of Felix Jerry Marquez when the Riverside Police Department provides me access to their files.



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