Incident/Investigation Report

Agency: **Sonoma County Sheriff's Office** Case #: **SD220903001**

CONTROLLED DOCUMENT - DO NOT DUPLICATE

Incident Information

Date/Time Reported: **09/02/2022 2241**	Occurred Between: **09/02/2022 2241** & **09/03/2022 0800**
Location: [redacted] **MOODY LN , GEYSERVILLE CA 95441**	
UCR Status:	Officer: **Collier, Alan 1102251**

Summary: S and V were in a married, cohabitating relationship. During an argument, S retrieved a handgun and began firing it in close proximity to V and responding deputies. S refused to comply with deputies' orders while attempting to detain him and assaulted a Sheriff K9. S was transported to Memorial Hospital for medical clearance and later booked at MADF.

Related Cases: No Associated Cases

Charges

Statute	Attempted/Completed
245(A)(2) - PC - ASSAULT WITH FIREARM ON PERSON	**COMPLETED**
Classification: AGGRAVATED ASSAULT	Weapon: **Firearm (unknown whether handgun; rifle or shotgun)**
Location:	

Statute	Attempted/Completed
69(A) - PC - (FEL) OBSTRUCT/RESIST EXEC OFCR	**COMPLETED**
Classification: AGGRAVATED ASSAULT	Weapon: **Personal Weapon (hands; feet; teeth; etc.)**
Location:	

Statute	Attempted/Completed
245(D)(1) - PC - ASSAULT W/FIREARM ON PEACE OFFICER/FIREFIGHTER	**COMPLETED**
Classification: AGGRAVATED ASSAULT	Weapon: **Firearm (unknown whether handgun; rifle or shotgun)**
Location:	

Statute	Attempted/Completed
422(A) - PC - (FEL) THREATEN CRIME W/INTENT TO TERRORIZE	**COMPLETED**
Classification: INTIMIDATION	Weapon:
Location:	

Statute	Attempted/Completed
246.3(A) - PC - (FEL) WILLFUL DISCHARGE FIREARM IN NEGLIGENT MANNER	**COMPLETED**
Classification: WEAPON LAW VIOLATIONS	Weapon: **Handgun**
Location:	

Statute	Attempted/Completed
600(A) - PC - WILLFULLY HARM/ETC PEACE OFFICERS HORSE/DOG W/LIKELY INJURY	**COMPLETED**
Classification: ANIMAL CRUELTY	Weapon:
Location:	

Statute	Attempted/Completed
148(A)(1) - PC - OBSTRUCT/RESIST/ETC PUBLIC/PEACE OFFICER/EMERGENCY MED TECH	**COMPLETED**
Classification: ALL OTHER OFFENSES	Weapon:
Location:	

Incident/Investigation Report

Agency: **Sonoma County Sheriff's Office** Case #: **SD220903001**

Offenders

Name (Last, First Middle):	DOB:	Age/Race/Gender:	Height/Weight:
THORNBURG, KEVIN	[redacted]	**63/White/Male**	**6'03"/286**

Address [redacted] Moody Ln, Geyserville CA 95441 [redacted]

Employer/School: -

Offender of: 245(A)(2) 422(A) 246.3(A) 148(A)(1) 600(A)
69(A) 245(D)(1)

Custody Status: **Booked**

Victims

Name (Last, First Middle):		Age/Race/Gender:	Height/Weight:
[redacted]	[redacted]	**63/White/Female**	**5'07"/130**

Address: [redacted] Moody Ln, Geyserville CA 95441 [redacted]

Employer/School: -

Victim of: 245(A)(2) 422(A)

Relationship to Offender: VICTIM WAS WIFE - Thornburg, Kevin

Name (Last, First Middle):		Age/Race/Gender:	Height/Weight:
DUNLAP, RICHARD	[redacted]	**38/White/Male**	**/0**

Address: 2796 Ventura Ave @Sonoma County Sheriffs Dept, Santa Rosa CA 95403 [redacted]

Employer/School: -

Victim of: 69(A)

Relationship to Offender: RELATIONSHIP UNKNOWN - Thornburg, Kevin

Name (Last, First Middle):	DOB:	Age/Race/Gender:	Height/Weight:
HAAS, CHRISTOPHER ALAN	[redacted]	**38/White/Male**	**/0**

Address: ,

Employer/School: SCSO - 2796 VENTURA AV, SANTA ROSA, CA

Victim of: 245(D)(1)

Relationship to Offender: RELATIONSHIP UNKNOWN - Thornburg, Kevin

Vehicle

Year/Make/Model/Style/Color/License/State:	VIN:	Value:
[redacted]		$0.00
Status:		
Year/Make/Model/Style/Color/License/State:	VIN:	Value:
[redacted] **/**		$0.00
Status:		
Year/Make/Model/Style/Color/License/State:	VIN:	Value:
[redacted]		$0.00
Status:		

Vehicle

Year/Make/Model/Style/Color/License/State:	VIN:	Value:
[redacted]		$0.00
Status:		

Narrative

INITIAL NARRATIVE
Written by: **Dunlap, Richard 1102602**
Date/Time: **09/04/2022 01:02:00**

On 9/2/22 at approximately 2242 hours, I was dispatched to [redacted] Moody Lane in Geyserville for a domestic disturbance. Victim was reporting her husband was going crazy and was in possession of a firearm.

As I responded to the residence, dispatch provided me with the following summary of updates via radio and my CAD terminal: The victim was initially heard yelling "stop". She advised her husband (later identified as Kevin Thornburg) was going crazy and had gun. The female could be heard repeating "take the gun and go inside", and "put the gun down go in the house". The call taker then heard victim yelling "don't shoot the gun". After a period of victim not answering the call taker's questions, she then stated "he is going to shoot me in the head" and "please Kevin, put the gun down". Victim then advised the call taker she was also in possession of a firearm and was running to a neighbor's house located at [redacted] Moody Lane. Victim also stated she and Kevin were intoxicated. Victim then advised she was hiding in a wine cellar at the neighbor's residence. Victim told the call taker she had urinated herself out of fear.

Victim's residence is located on Moody Lane which runs north/south in a rural area. The street dead ends approximately 1300 feet to the north of the driveway to the residence and there are no other vehicular access routes to the area. The house is surrounded by vineyards and sparsely located single family residences. The residence is located approximately 220 feet to the east of Moody Lane and is accessed by a narrow gravel driveway surround by trees and vegetation. The property boarders Geyserville High School which is approximately 125 feet south of the residence. The next residence to the north of the property ([redacted] Moody Lane) is approximately 330 feet away on the east side of the street. Moody Lane is not lit by any street lighting nor was there any moonlight, making any visual identification of persons or objects extremely difficult. It should be noted all distances are approximate and were referenced using an online mapping application.

I arrived on scene and activated my BWC. Shortly before arriving, I was advised by dispatch gun shots could be heard in the background by the call taker. I parked on Moody Lane at the south end of Geyserville High School and deployed with my department approved rifle. I proceeded north on foot along Moody Lane to a grove of tall trees located on the northwest corner of Geyserville High School. From my vantage point, I could see several lights on in a residence approximately 350 feet to the northeast, later identified as the suspect residence.

Upon arriving at the grove of trees, I heard a volley of approximately 5 gunshots coming from the area of the residence. It sounded like the shots were being fired from outside the residence, however it was difficult to ascertain how near to my location the shooter was. While taking cover behind the trees, I heard no less than 3 additional volleys of approximately 5 shots over a 10 minute period. Due to the lack of light and a significant amount of vegetation between myself and the residence, I was unable to ascertain what direction the gunshots were being fired or observe who was firing them.

It should be noted I regularly work the area (zone 2) in which this call for service was located. During this time of year, I frequently see farm workers and vineyard employees actively harvesting grapes at all hours of the day and night. Additionally, I know custodians and maintenance staff work at schools late into evenings at school grounds. Due to the unfolding circumstances and dangerous nature of the incident, I was unable to thoroughly search the area for potential victims of the gunfire, however I believe there was a likelihood of some in the area of th

e residence.

Sheriff's Helicopter Henry One (H-1) arrived on scene and advised they could see a subject at the residence. The subject could be seen gesturing toward H-1 and using a firearm. See Deputy Hass' supplement for further details.

At this time, no patrol units had been able to contact Victim as the only access was from our location, requiring us to traverse past the driveway to the residence without knowledge of the shooter's location. Attempting to use the vineyard as concealment, Deputy Mittenthal and I moved north on Moody Lane past the driveway to the residence to attempt to locate Victim. As we walked past the driveway, I could hear several more volleys of gunshots.

Deputy Mittenthal and I were able to locate the Victim in the backyard of [redacted] Moody Lane. Upon contacting the victim, she was hysterical and appeared to be in an extreme state of fear. After several attempts, we were eventually able to coax her away from the backyard to an area behind [redacted] Moody Lane.

After getting Victim to a safe area, I attempted to interview her to obtain information to broadcast to units who were forming a perimeter around the suspect residence. Victim was highly emotional and at times evasive and uncooperative while I was questioning her. Victim appeared hesitant to truthfully and completely answer my questions as she made several statements suggesting she was concerned she would be prosecuted, lose her place of residence, employment or make statements which may incriminate her husband. She also stated she had trouble recalling the events of the evening due to her intoxication. While speaking with Victim, her speech was slow, slurred and I detected and strong odor of an alcoholic beverage which became stronger while she was speaking. At several times during my conversation with her, she alluded to her intoxication and desired to speak with me when she was sober.

The following is a summary of what I was able to gather from Victim over the course of several interviews: Victim and her husband, Kevin Thornburg, are in a married cohabitating relationship. Victim and Thornburg live together at [redacted] Moody Lane in Geyserville. She and Thornburg both have adult children from previous marriages but have no children in common. Victim told me Thornburg has been diagnosed with [redacted]. Thornburg takes multiple medications for these ailments and is presently seeing a therapist. She also told me she believed Thonrburg had a drinking problem.

Earlier in the evening, the two went out to dinner at Asahi in Healdsburg. They also made stops at Hartford Family Winery and Lo and Behold where they consumed several alcoholic beverages at each. Victim estimated she had consumed approximately 4 or 5 alcoholic beverages over the course of the night and estimated Thornburg had consumed 7 or 8 alcoholic beverages. Victim described Thornburg as "blackout drunk".

The two returned to their Moody Lane residence at approximately 1930 hours. At some point, the two began arguing, but victim could not recall why or what about. The argument escalated. At one point, victim retrieved a loaded .38 special revolver from her bedroom nightstand. Victim entered the TV room of the residence where Thornburg presently was. Thornburg was surprised by her possession of the firearm. Victim stated at no point did she threaten Thornburg or point the firearm at him. She then exited the front of the residence and fired one round from the revolver into the air. This agitated Thornburg and escalated the argument. Victim believed she re-entered the residence at this time but was not sure and could not tell me what transpired inside between Thornburg and herself at this time.

Victim exited the residence again and entered her vehicle with the intention to leave, however she realized she was missing her purse which contained her vehicle keys and phone. She was in possession of Thornburg's phone at this time but it was unclear if she removed it from the residence herself or discovered it in the vehicle. While sitting in the driver seat of the vehicle, Thornburg exited the residence and began throwing vegetables at the windshield of the vehicle she was seated in. She described the vegetables as tomatoes and lemon cucumbers. Eventually, Thornburg through a larger approximately 10-inch object at the windshield which she believed to be a spaghetti squash. She believed the squash caused a crack in the windshield of her vehicle.

Victim was unsure at which point she observed Thornburg with the firearm. She believed he may have had it while he was throwing vegetables but may have retrieved it afterward. When she observed him with it, she became terrified and fled from the vehicle, north through the vineyard to [redacted] Moody Lane. She described the [redacted] residence as being owned by an acquaintance which she routinely watches and takes care of while the owner is away. It was unoccupied at this time. Victim took shelter in a detached structure on the property and hid in a wine cellar inside the structure until she was advised by dispatch deputies were looking for her outside.

Victim told me she did not hear any gunshots until after she was inside the wine cellar. She said at no point during the entire incident did Thornburg threaten her, point the firearm at her or threaten her with it. She also stated there was no physical contact or abuse between the two over the course of the night nor has there ever been through the course of their relationship.

I told victim her statements to me were inconsistent with her statements to dispatch during her initial call, particularly her

interaction with Thornburg while he was in possession of the firearm. She told me her recollection of the events was clouded by her intoxication and the chaos of the incident, and it was possible they could have occurred in a manner different than what she had told me. When I asked her for her best recollection, she said she was unable to provide me with an accurate representation of the events.

Thornburg was later detained by Deputies at the residence. See attached supplements for further details.

A records check was performed on both victim and Thornburg revealing neither had any firearms registered to them. [redacted]

Based on the totality of my investigation as well as other representations of involved deputies, I believe there was probable cause to arrest Thornburg for the following charges: 245(a)(2) PC – Assault with a Deadly Weapon, 422 PC – Criminal Threats, 246.3(a) PC – Negligent Discharge of a Firearm, 69 PC – Threaten/Resist Law Enforcement with violence, 148(a)(1) PC – Resisting or Obstructing a Public Officer and 600 PC – Attempt to Injure a Police K9.

Thornburg was transported to Memorial Hospital for medical clearance where he remained at the time of this report.

I requested and Emergency Protective Order on Victim's behalf which was granted by Hon. Judge Ottenweller. A copy of the EPO was forwarded to dispatch and entered into CLETS.

Victim completed and assigned a Victim Confidentiality form as well as a Medical Release form. Victim did not screen during a Domestic Violence Lethality Screening and did not contact a victim advocate. I provided Victim with a case number and resource pamphlet. I later transported Victim to a friend's residence in Santa Rosa at her request.

I later completed a dispatch audio request for the initial 911 call which was later forwarded to dispatch.

I collected Thornburg's phone as evidence and booked it into property as item RD1.

I took digital photographs of victim which were late uploaded to evidence.com.

End of Report

SUPPLEMENT
Written by: **Allison, Michael 1102342**
Date/Time: **09/03/2022 03:44:00**

On 09/02/22, at approximately 2311 hrs, I received an emergency callout notification to respond to [redacted] Moody Ln, Geyserville. I was responding as a member of the Sonoma County Sheriff's Office's Special Weapons and Tactics (SWAT) team.

While en-route, I learned the suspect, Kevin Thornburg, had been discharging a firearm after a domestic disturbance and continued to discharge a firearm with Deputies on scene. Refer to Deputy Dunlap's original report for additional information.

I activated my BWC to record the contact.

Once the necessary personnel were in place, SCSO SWAT Deputies utilized the armored rescue vehicle (ARV) as cover and positioned it in the driveway with a direct line of sight to the front door to the residence and windows on the designated #2 side. I was assigned to the arrest team and less lethal munitions.

The suspect could be seen sitting on a couch by team members, but was not responsive to verbal announcements via the ARV PA system.

After approximately 40 minutes of being positioned in the driveway and attempting to make verbal contact with the suspect, Thornburg exited the residence onto the front porch. The suspect was wearing underwear and eating a popsicle. The suspect continued to gesture with his middle finger and refused to cooperate, despite being given the opportunity for a peaceful surrender. The suspect was reaching toward his waistline and ultimately chose to re-enter the residence.

At approximately 0134 hrs, the suspect exited the residence again, this time wearing a button up style shirt and pants. While Sgt

Parks communicated with the suspect, he would reach toward the rear of his waistband with his right hand, despite being ordered to exit the residence with his hands in the air and nothing in them. I believed the suspect was attempting to either bait Deputies into a violent confrontation, or was in fact still armed with a firearm and was building the courage to retrieve it from his waist area.

The suspect had discharged numerous rounds from a firearm and reportedly had access to at least 200 rounds of ammunition, per the victim. It was unknown if the suspect was still armed, due to his clothing and defiant demeanor. From my vantage point, the front porch was a relatively short distance away, up a series of steps, with a short "pony wall" protruding to the right, which led to the front door. There was a vertical wooden support beam from the left edge of the "pony wall" to the ceiling.

K9 Deputy Collier made the decision to deploy his Police canine; refer to his supplemental report for additional information. Due to the fact it was still unknown if the suspect was armed, his refusal to follow commands to walk toward awaiting Deputies with his hands in the air, and the immediate necessity to prevent him from returning into the residence, which would further endanger Deputies and members of the public's lives, I deployed a kinetic energy projectile (12ga Rubber Slug) from a distance of approximately 50 feet. I loudly announced, "Less lethal, less lethal!"

After gaining no response from the suspect, I continued to engage him with less than lethal munitions, and continuously evaluated each round's effectiveness after each application. I changed target locations in an attempt to gain compliance and avoided targeting the suspect's head, neck, and groin. Once the canine engaged Thornburg, he continuously shifted his body position in an apparent effort to re-gain access to the residence. During the less than lethal munition deployment, the suspect told Deputies, "You're dog is dying," and it appeared he was choking the canine, who was partially concealed behind the pony wall on the porch.

After five kinetic energy projectiles (12ga- foam baton) had been utilized, with no effect, and the suspect still actively fighting the Police canine, I retrieved a 40mm less lethal launcher. In an effort to avoid a deadly force confrontation, I loudly announced, "40, 40, 40" and deployed a foam baton round and a sponge round. One of the less lethal rounds struck the porch support beam and not the suspect. Thornberg took a seated position and appeared to give up. He was concealed behind the pony wall and it was still unknown if he was armed, due to the fact he was not listening to commands and making his hands readily visible.

SWAT team members moved toward the suspect with a ballistic shield and took him into custody on the front porch. I assisted Deputy Peters in handcuffing the suspect (2 sets) and immediately began providing medical aid to the suspect's injured left thigh. I began to place a tourniquet around the suspect's left thigh, along with Sgt Mitchell. Prior to tightening, I was replaced by another Deputy who had donned protective gloves.

I informed Sgt Mitchell of the blood exposure on scene.

Attach to the original report.

SUPPLEMENT
Written by: **Campos, Hector 1102281**
Date/Time: **09/03/2022 05:08:00**

On 9/2/22, at approximately 2241 hours, I heard Dispatch broadcast a domestic violence call where the reporting party was saying her husband was chasing her with a gun. The incident was occurring at [redacted] Moody Ln. I responded "Code 3" from Santa Rosa. I was in my fully marked patrol vehicle and in full uniform. While enroute Dispatch advised the call taker could hear gunshots in the background. I contacted Dispatch and had them check see if "Henry 1" was available.

Prior to my arrival I heard Deputies had arrived in the area and were hearing gunshots. I arrived on scene and grabbed my rifle from my patrol car. As I was grabbing my rifle I could hear gunshots to the north of my location. I parked just south of the Geyserville New Tech Academy located at [redacted] Moody Ln. I approached on foot along the west side of the school and met up with other Deputies who were taking cover behind redwood trees on the northwest corner of the school grounds.

While formulating a tactical plan and securing a perimeter, the suspect continued to fire his gun. The suspect would sometimes fire one round and sometimes it sound like a volley of 5-6 shots. While I was standing at the northwest corner of the school property the gun shots did not sound as if they were pointed in our direction direction. I was approximately 300 feet away from where the suspect was firing the gun. I then moved with Sgt. Peterson to the driveway for the suspects house. We met up with

Deputy Collier and Deputy Camarena who were standing behind a large redwood tree at the end of the driveway to the suspect house. Where we were standing we were approximately 180 feet away from the suspect firing the gun. "Henry 1" was overhead and was able to advise when the suspect entered back into the residence. When the suspect entered the residence I stepped out to the driveway with a ballistic shield and provided cover for Deputy Camarena who was laying out a spike strip across the driveway in case the suspect attempted to flee. Once the spikes were laid out across we returned to cover behind the redwood tree. While standing there the suspect fired more rounds. One of the rounds sounded different than the others. One round sounded as if it was fired in our direction as heard what sounded like the round go by us.

I maintain my position at the end of the driveway until I was relieved by SWAT Operators. Prior to me leaving I informed the SWAT Operators of what I had seen and heard since my arrival at the scene. I also informed them that it sounded like at least one round was fired in this direction.

I returned to my patrol vehicle and retrieved my K9 partner "Bruno" and provided outer perimeter coverage along the south side of the property between the suspect's house and command post until the suspect was detained and the incident was over. I estimate that while I was on scene the suspect fired over 30 rounds.

Case Disposition: Supplemental

H. Campos #2281

SUPPLEMENT
Written by: **Matteri, Chad 1102907**
Date/Time: **09/03/2022 05:43:00**

On 09/02/2022, I responded to [redacted] Moody Lane, Geyserville, regarding the reporting party's husband going crazy and actively shooting a firearm.

While on the scene, I was on the perimeter approximately 320 ft southwest of the suspect's home. The suspect was periodically shooting a firearm in an unknown direction. At approximately 2332.44 hours and 2332.47 hours, he shot two rounds. At approximately 2333.04 hours, I heard the sound of a projectile impacting the dirt behind where I was standing.

I later attempted to locate the fired cartridge and was met with negative results.

Status: Nothing further.

SUPPLEMENT
Written by: **Camarena, Sam 1102617**
Date/Time: **09/03/2022 06:24:00**

On 9-2-22 at approximately 2242 hours, I responded to [redacted] Moody Ln Geyserville regarding a 9-11 call into dispatch of a female shouting that her husband is going crazy and has a gun. The female also yelled for the suspect, later identified as Kevin Thornburg, to put the gun down and get inside the house.

On arrival at the address mentioned above, other Deputies and I began to walk towards the driveway to set up a perimeter. While walking on the road, we heard seven to nine shots being fired, which came from the residence and was approximately 150 to 160 feet from where other Deputies and I were walking. Other Deputies and I then set up at the entrance to the driveway behind an oak tree. While taking cover behind this tree, we continued to hear numerous shots fired from the residence I was now 130-150 feet from.

At one point, while set up near the oak tree, H-1 (Sonoma County Sheriff's Office Helicopter) advised us that Kevin kept walking in and out of the house. While looking down the dirt driveway, I heard more shots fire and simultaneously observed a muzzle flash. I believed that the suspect shot in our direction due to the change of sound in the rounds. It was later determined that

Kevin was shooting at H-1. At one point, H-1 was flying by the location where we were located. It is my belief that Kevin willfully and maliciously discharged the firearm in an attempt to deter Sheriffs' office personnel from being able to effect an arrest. Furthermore, the manner in which Kevin was recklessly firing the firearm placed numerous Deputies in this area and nearby residences, including a K-9 (Duke), in danger of serious bodily injury or possibly death.

Based on my training and experience, I recognized these gunshots to come from some type of handgun or possibly a rifle-type weapon.

The Sonoma County Sheriff's Office S.W.A.T team arrived and took over. Once Kevin was taken into custody, I was tasked with following the ambulance transporting Kevin to the hospital to be treated for his injuries.

While at the hospital, I heard Kevin make various spontaneous statements to include the following in essence: I was fighting the dog and grabbing the dog by the neck. He also stated why would she pull a gun on me and put holes in you (the victim.) At one point, Kevin said he was drunk and being dumb and shooting his gun and that we (The sheriff's Office) put up a good fight. Kevin also stated he was only bit by the K-9 on his left leg area, and the other injuries resulted from being shot with less lethal.

Again, the above-mentioned comments were made when he would randomly talk and I was outside of the room. It should also be noted that while I was outside of the room, my body-worn camera (BWC) was not activated, however while I was on scene at the Moody Ln address it was activated.

I was unable to take pictures of the suspect because medical personnel was tending to his injuries.

During the investigation, I was wearing my BWC, and it was activated. This report is merely a summary of the incident and is not intended to be an exact transcript of the entire investigation.

Nothing Further.

SUPPLEMENT
Written by: **Collier, Alan 1102251**
Date/Time: **09/03/2022 07:49:00**

On 9/2/22 at approximately 2255 hours, I was dressed in full uniform driving a marked patrol vehicle. I responded to [redacted] Moody Lane, Geyserville, for a report of a possible domestic violence with a firearm involved. Dispatch advised the victim ran to the neighbor's residence at [redacted] Moody Lane after the suspect threatened to shoot her in the head. This address was directly north of [redacted] Moody Lane. Dispatch advised the suspect, later identified as Kevin Thornburg, was actively shooting a firearm off as they were speaking with the victim.

Thornburg will be referred to as "suspect" for the remainder of this report.

When I arrived on scene I parked to the south of the residence near a school, [redacted] Moody Lane. As I exited my vehicle, I heard 3 -4 gunshots that came from the direction of the suspects residence. From where we were, the suspect residence was in between us and the residence where the victim was at. The only way to get to where the victim was located was to walk or drive past the suspects residence to get to [redacted] Moody Lane. Based on the fact the suspect was actively shooting a firearm I felt it was urgent to get to where the victim was. I feared the suspect was going to walk to [redacted] Moody Lane where the victim was at and confront her again. Form where we were at, we were not able to see if the suspect left the residence or not.

Other deputies and I walked north on Moody Lane towards [redacted] Moody Lane. As we were walking, I heard 3-5 round being discharged from the area of [redacted] Moody Lane. When we got to the driveway of [redacted] Moody Lane I could see the north side of the residence and a vehicle that was parked in the driveway. There was a large redwood tree at the end of the driveway that we took cover behind. From where we were standing the front door to [redacted] Moody Lane was less then 200 feet east of us on the north side of the residence. I had two other deputies go to [redacted] Moody Lane to contact the victim and the occupants of that residence. I remained at this location and did not attempt contact with the suspect. We were there to react to the suspect in case he decided to advance towards [redacted] Moody Lane or attempt to leave the residence.

From the time I arrived on scene until SWAT arrived on scene was over one hour. During that time while I was standing at the end of the driveway behind the tree, I heard the suspect discharge approximately 20 rounds from a firearm. I could not see the suspect or see what the suspect was shooting at. Deputy Camarena was standing next to me and advised he saw muzzle flash coming from the north side of [redacted] Moody Lane. Deputy Haas who was on the helicopter overhead relayed that the suspect came out of the front door numerous times and discharged a firearm in an unknown direction. Deputy Hass also advised the suspect appeared to look up at the helicopter and appeared to have pointed his middle finger at the helicopter.

When SWAT arrived on scene, I retrieved my K9 partner Duke from my patrol vehicle. Duke is a 3-year-old Belgian Malinois / German Shepherd mix who is POST certified in suspect apprehension. SWAT deputies and I approached the front of the residence behind an armored vehicle. Once we were in front of the residence other deputies made multiple announcements over a PA system telling the suspect to come out the front door with his hands up. The suspect did not comply and refused to follow commands. A deputy observed the suspect sitting in a chair through a window on the north side of the residence. This deputy advised the suspect looked out the window and pointed his middle finger at them.

We were advised that the victim told a deputy that the suspect had access to hundreds of rounds for his firearms inside the residence.

The suspect remained in the above noted chair for over 45 minutes and would not comply by surrendering peacefully. At this time a deputy advised the suspect had stood up from the chair and walked towards the kitchen area of the residence out of sight. A few moments later I observed the suspect open the front door and partially step outside onto the small porch. The suspect was wearing what appeared to be boxers and a t shirt. The suspect refused commands to walk down the stairs with his hands up. He pointed his middle finger at us numerous times and told us to "fuck off." At one point the suspect put his right hand partially behind his back. He then quickly moved his hand to the front of his body and again pointed his middle finger at us. Based on his actions, I believed the suspect was attempting to bait us into approaching him or shoot him. The suspect then walked back inside the residence.

As the suspect was inside, deputies continued to give him commands to come outside and walk towards us with his hands in the air. The suspect continued to not cooperate and refused to cooperate.

A few minutes later the suspect came out the front door a second time, now wearing pants and a shirt. It was unknown if the suspect was armed with a firearm, but he could have easily been concealing a firearm in his baggy clothing. He continued not to follow commands to walk towards us with his hands in the air. The suspect pointed his middle finger at us and told us to "fuck off" multiple times. Other deputies gave the suspect multiple commands to walk down the stairs and surrender but he refused. He told us to come over there and talk to him. I felt again that the suspect was attempting to bait us in to come to him. It was apparent he was not going to cooperate and surrender.

I heard another deputy say that the suspect closed the front door to the residence as he was standing at the edge of the porch at the stairway. I did not want to allow the suspect to re-enter the residence to re-gain access to his firearms. The suspect did not appear to be nervous or scared, and his behavior did not appear to be of one who was wishing to surrender. I felt that approaching him would be unsafe to deputies because he had not been searched, he had recently discharged a firearm multiple time and he was believed to be armed with a firearm. I felt if deputies would approach him he would retreat back into his residence where we knew he had access to firearms, leaving deputies in an unsafe position. Therefore we utilized the use of the canine and less lethal munitions to quickly take the suspect into custody and deescalate the situation. Based on the fact the residence door was closed, and the suspect was standing a few feet away from the door I felt this was the best time to apprehend the suspect with Duke to prevent him from re-gaining access to the residence and weapons.

I did not give the suspect a verbal K9 announcement for the following reasons. I believed the suspect was armed with a firearm and I did not want to give him an opportunity to gain access to a firearm. The suspect was standing feet from the front door, and I felt a K9 announcement would cause him to run back into the residence where we knew firearms and ammunition were located. Lastly the suspect had shown a pattern of resistance and based on his actions it was apparent he was not going to follow our commands.

I elected to utilize Duke to apprehend the suspect for the following reasons:

The suspect had committed a serious offense of negligent discharge of a firearm, the original call for service where the victim stated she was threatened by the suspect, the fact the suspect was known to be armed with a firearm and the fact the suspect was actively resisting deputies. Based on these facts I believed the use of the K9 was reasonable to overcome the suspects

resistance, to prevent the suspect form re-gaining access into the home where we knew firearms and ammunition were located, and to safely take the suspect into custody to prevent the suspect and deputies from being more seriously injured.

I deployed Duke on a long line and gave him the command to apprehend the suspect. A few feet before Duke made contact it appeared the suspect saw Duke and started to turn towards the residence door. Duke made contact with what appeared to be the suspect's mid left leg by biting him. I gave the suspect multiple commands to walk down the stairs towards us but he refused. The suspect started to pull Duke towards the front door of the residence. To prevent the suspect from gaining access to the residence I pulled on the long line and attempted to force the suspect to us. Based on the suspects weight and continued resistance, I was not able to pull the suspect down the stairs.

Based on the fact the suspect was continuing to resist, not comply with commands to surrender and was actively trying to get back inside the residence, I allowed Duke to continue to bite the suspect.

As I was pulling, I observed Duke start to come off the suspect. I observed the suspects pants start to rip off. It was apparent Duke had lost his grip and was only holding onto the suspects pants. I believe this occurred as I was pulling the leash in an attempt to get the suspect down the stairs and away from the residence door.

The suspect was continuing to resist, not follow commands and was actively attempting to re-gain access into his residence where firearms were located. Based on the suspects behavior I gave some slack in the leash and told Duke to apprehend the suspect again. It appeared Duke re-engaged by biting the suspects left thigh area. This caused the suspect to fall backwards and sit down with his back partially to the door.

There was an approximate 3 foot wooden barrier blocking my view of the suspects lower body, therefore I could only see the suspect from the chest up and only see the back half of Duke. I gave the suspect multiple commands to come down the stairs so I could remove Duke from him but he continued to resist and not comply, therefore I continued to allow Duke to bite the suspect.

I suspect hands were out of view and appeared to be down in front of him where Duke's head was. I heard the suspect saw something to the effect of "your dog is dying, and you better come get him." I believed the suspect was actively attempting to hurt if not kill Duke. I could still see Duke's back legs and tail moving so I knew he was not dying. I continued to give the suspect commands to walk towards us but he refused and stated he couldn't.

Up until this point the suspect never made any attempt to give up and comply even after Duke was biting him. Therefore, I believed he was trying to bait us into approaching him to possibly harm us. A few seconds later the suspect showed both of his hands and started to yell. He yelled for me to get the dog off. SWAT Deputies and I approached the suspect with a ballistic shield to make sure the suspect was not armed with a weapon. Once they determined the suspect was not armed, I grasped onto Duke's collar and released him from the suspect's left thigh. Other deputies rendered medical aid to the suspect by applying a tourniquet to his leg.

I checked Duke for injuries and did not locate any.

I later responded to Santa Rosa Memorial Hospital. I contacted the suspect and observed him to have tare marks and punctures to his left inner mid-thigh. These injuries were undoubtedly caused by the K9 contact. I was unable to see if he had other injuries caused by the K9 contact due to medical personnel cleaning the suspect and providing him medical care. I also was unable to obtain photographs of the suspects injuries at this time due to medical staff actively providing care to the suspect.

Another deputy obtained photographs of the suspects injuries at a later time.

I spoke with the suspect regarding the K9 use and he stated the following in summary:

The suspect claimed he walked outside and the dog bite him and he got shot up. The suspect claimed he didn't do anything violent but then stated he was crazy and was shooting "shit up." He stated he doesn't blame me for using the dog and it was kind of crazy. I advised him that he was not cooperating, and I did not want to let him back inside the residence. He told me he understood and stated he did have a gun. I asked him why he did not just surrender before the dog bite him, and he stated he does not know. He stated he was drunk and had no idea. As he said this he was laughing as if he thought it was funny. I asked him where the dog bit him and he stated his left leg. He also thinks the dog bit him in the right arm when he tried to grab the dog. The suspect stated he grabbed the dog's neck and tried to choke him to get him off. I asked him if he was trying to kill my dog and he stated he was. I asked him if he had any questions about the K9 use and he stated he did not. He stated the dog just did his job.

This was captured on my BWC. My BWC was accidently turned off a couple times due to equipment hitting it or talking tactics with the SWAT team. The camera was activated during the contact with the suspect and when the suspect was actively shooting while we were on scene.

Nothing further.

SUPPLEMENT
Written by: **Haas, Christopher 1101649**
Date/Time: **09/03/2022 17:23:00**

On 09-02-2022, at approximately 2304 hours, I was assigned as the Tactical Flight Officer (TFO) for the Sheriff`s Helicopter "Henry-1." In addition to myself, the aircrew consisted of Pilot G. Lavery.

On the above noted date and time, we responded to the area of [redacted] Moody Lane, Geyserville, to assist with searching for a suspect, later identified as Kevin Thornburg. The suspect was believed to be in the vicinity of the above noted address and reported to be armed with a gun. Additionally, the suspect was reported to be shooting at the suspect's wife who had fled the above noted residence.

As deputies arrived on scene, deputies reported, via radio, that they could here gunshots coming from the area of the above noted address.

It should be noted that during the incident I used the helicopter's onboard camera to aid in my ability to assist ground deputies from the air. This included primarily using the helicopter's infrared (IR) camera to track the suspect's movements and provide that information to ground deputies. I later downloaded the helicopter's camera footage into evidence.

Upon our arrival, it was believed the suspect was on foot in the area (possibly vineyards surrounding the residence) and deputies continued to hear gunshots.

At approximately 2318, I located the suspect exiting what appeared to be the front porch of the residence located at [redacted] Moody Lane. The front porch was located on the north side of the residence, and I watched as the suspect walked down a set of stairs leading from said porch towards two parked vehicles (pickup truck and SUV) in the driveway of the residence.

Initially upon locating the suspect, and while the suspect was standing in the driveway, it appeared the suspect looked at the helicopter and motioned his arm/hand at the helicopter in a manner similar to "flipping off" the helicopter.

At approximately 2324 hours, the suspect sat on the front porch steps leading from the above noted front porch and I observed a flash emanate from the suspect. Simultaneously I heard a ground deputy advise they heard gunshots. It was apparent to me that I was seeing a muzzle flash from the suspect shooting a firearm.

At approximately 2331 hours, I observed the suspect again sit on the front porch steps, put their arms/hands together in a shooting position, aim at the helicopter, and watched a muzzle flash directed at the helicopter. In later reviewing the camera footage it was apparent to me that the suspect had clearly shot their firearm, at the helicopter flying above them.

At approximately 2332 hours, I saw an additional muzzle flash emanate from the suspect as he was seated on the front porch steps.

We continued to provide overwatch and tactical updates to the deputies on the ground until we were relived by California Highway Patrol Air Operations helicopter H30.

At approximately 0100 hours we returned to the Sonoma County Airport to refuel. Prior returning to relieving H30 the incident had concluded, and the suspect was taken into custody.

It should be noted at the time of writing this report the suspect is currently hospitalized and has yet to be booked into jail.

Based on the suspects actions, specifically the suspect clearly aiming and shooting a firearm at the Sheriff's Helicopter with myself (a Deputy Sheriff/Tactical Flight Officer) on board I believe the suspect is in violation of 245(D)(1) PC, assault with a firearm on a

peace officer. I completed a 964 PC Probable Cause Affidavit (See attached).

End of supplemental report.

SUPPLEMENT
Written by: **Parks, Brian 1101584**
Date/Time: **09/03/2022 19:35:00**

Sergeant Brian Parks #1584

Supplemental Report

On 9/2/22 at approximately 2311 hours, I received an emergency call out regarding a domestic violence call with a firearm. Dispatch advised that the suspect was actively firing a gun at [redacted] Moody Lane in Geyserville.

I am a member of the Sonoma County Sheriff's Office Special Weapons and Tactics Team and immediately responded to the above address.

While driving to the location, I heard multiple Deputies advise that the suspect was still shooting his firearm. It was unknown to me at the time if he was targeting the Deputies on scene or targeting our Helicopter (H1) who was hovering above and assisting with containment. Further, I overheard H1 advise Deputies and dispatch that the suspect appeared to flip them off and saw multiple muzzle flashes coming from the firearm he possessed.

Upon my arrival, I met with the Deputies at the entrance to the address. The residence in question was approximately 50 to 70 yards from the actual street. The residence is a single-family dwelling situated on a large parcel surrounded by vineyards. There were at least two houses which were occupied to the east of [redacted] Moody Lane. Their safety was also of upmost concern.

I immediately began establishing containment and relieving patrol Deputies with SWAT Deputies as most of patrol lacked the ballistic protection needed to keep them safe.

Once containment was established, we utilized the Armored Rescue Vehicle to move toward the residence. We illuminated the residence with spotlights and could see the suspect lying down on a couch next to a window on the east side of the residence. The couch was situated under a window approximately 10 feet from an exterior door. The exterior door opened onto a small landing which appeared to be the main exit of the residence.

I utilized the public announcement system of our ARV in attempt to establish contact with the suspect. I identified myself a s member of the Sonoma County Sheriff's Office and asked to speak to Kevin. I attempted to communicate with him, off and on, for approximately 5-10 minutes. I asked him to come outside with his hands where I could see them and surrender. During this time, Kevin made no effort to communicate with us. At one point, I heard a Deputy say that they saw Kevin throw a pillow toward the window.

I also learned that probable cause for his arrest was established for 245(a)(2) P.C., 243(e)(1) P.C. and 246.3 P.C.

Since we could visibly see Kevin through a closed window, we temporarily seized communication with him and elected to wait for our Hostage Negotiation Team.

During this time, the suspect ultimately got up and walked toward the exit of the residence. He was wearing a baggy shirt and baggy boxers. He did appear to be unarmed but I was not certain due to his baggy clothing. Kevin appeared agitated and failed to listen to simple commands. He raised his hand and flipped us off while telling us to "fuck off." I believed he was attempting

to escalate the situation and it appeared that he was not making any effort to cooperate.

A few minutes later, a member of the Sonoma County Sheriff's Office HNT team, Hector Rodriguez arrived and attempted contact with Kevin utilizing the PA system on our ARV. Kevin soon exited the residence and was now wearing pants. Kevin continued to display an aggressive challenging behavior toward law enforcement personnel. I assumed verbal commands once he exited. I calmly asked him to keep his hands where I could see them. Kevin did not listen to any of my commands. He continually moved his hands in the area of his waist. He had not been searched at this time and his behavior made me believe he was attempting to provoke a violent response from us. In addition, he could have been easily concealing a weapon in his waistband. During the next 30 seconds, his behavior was not indictive of someone who was scared or attempting to surrender. I also knew approaching him would be a poor tactical decision because he had not been searched and could easily retreat into his residence where we knew he had access to firearms. Therefore, the use of a canine, paired with a less lethal projective seemed necessary to quickly affect an arrest and deescalate the situation. This plan was placed into motion by Deputies from our Sheriff's Office canine unit and SWAT team. (See Deputies Collier and Allison's reports for further details surrounding his arrest).

Kevin was immediately secured into handcuffs and provided immediate medical care.

My BWC was activated for the majority of this call.

SUPPLEMENT
Written by: **Mittenthal, AJ 1101353**
Date/Time: **09/03/2022 20:40:00**

On 9/2/22, at approximately 2242 hours, I was on uniformed patrol in a marked Sheriff's patrol vehicle. I was dispatched to [redacted] Moody Ln. in Geyserville on a report of a domestic disturbance. Per Sheriff's Dispatch, a female caller to 911 (Victim) stated her husband Kevin was going crazy and had a gun. She was screaming, crying, and repeatedly pleading with him to stop, not to shoot, and to put the gun down. As the call progressed, she reported she was fleeing on foot and, subsequently, that she had reached her neighbor's home, located at [redacted] Moody Ln. She further related that she was in possession of a handgun.

During my response, Dispatch provided additional updates, revealing Kevin was discharging a firearm and the gunshots could be heard over the 911 call from the Victim. There were reportedly no other individuals involved and there was nobody else at the residence at [redacted] Moody Ln. The residence to which the Victim had fled was located beyond [redacted] Moody Ln., making it impossible to reach her without first passing by Kevin's presumed location. Medical resources were staged, Sheriff's helicopter "henry 1" was dispatched, a Nixle Alert was issued, ballistic shields were requested, and multiple additional Sheriff's patrol units responded to assist.

I arrived at approximately 2257 hours. Several other Deputies and I assumed positions near a grove of trees approximately 100 yards southwest of [redacted] Moody Ln. I could see the residence and I heard several intermittent volleys of gunfire originating from the general area of the home. Each volley consisted of a series of approximately five or six gunshots. I was unable to ascertain the exact direction in which the gunfire was being directed, but each volley sounded like it was coming from the same location on the far side of the residence.

Having obtained verification from Sheriff's Dispatch that the Victim had secreted herself in the cellar at [redacted] Moody Ln., Deputies Dunlap, Collier, Camarena and myself made our way to the head of the driveway to [redacted] Moody Ln. We verified the gunfire was coming from the general vicinity of the north face of the residence, but we were unable to see the shooter. Deputies Collier and Camarena remained posted at the driveway, while Deputy Dunlap and I proceed past the residence. We made our way to [redacted] Moody Ln. and entered the property, which contains multiple structures and a fenced swimming pool. Dispatch relayed our request that the Victim abandon her firearm in the cellar and then meet us at the swimming pool. I entered the fenced portion of the pool and observed the Victim emerge from the darkness and approach me. As she did so, a volley of gunfire was discharged just south of us and the Victim reacted in panic by dropping to the ground. I did not observe any direct evidence the gunfire was directed at the Victim, nor did I detect the sound of any munition impacts in the surrounding area. Nonetheless, the Victim was panic stricken, frozen in terror, and would not heed my repeated requests that she crawl to my location. Ultimately, I ran to her location, took her arm, and Deputy Dunlap and I escorted her across the street to a shielded location behind the residence at [redacted] Moody Ln. During transit, I noticed the strong odor of an alcoholic beverage emanating from the Victim's breath and

person.

The Victim was guarded in demeanor and words, and reticent to divulge the details of what had transpired. With ongoing prodding, she provided the information detailed in Deputy Dunlap's primary report. I relayed pertinent details to Sheriff's Dispatch and involved Deputies.

I contacted the two residents at [redacted] Moody Ln., advised them of the danger, and offered to evacuate them from the area. They steadfastly refused and opted, instead, to shelter in place in their residence.

Deputy Dunlap and I escorted the Victim deep into the vineyards to the west, and then south, ultimately arriving at a safe location south of Geyserville High School. I relayed pertinent details as to the Victim's verbal representations to Sergeant Petersen, Lieutenant Piccinini, and HNT Deputy Lavelle. Deputy Lavelle took responsibility for further discussion and debriefing with the Victim.

Patrol Deputies were relieved by Special Operations Unit Deputies at the scene. The suspect was eventually apprehended, as detailed in supplementing reports. Following the departure of the SOU Team, I relieved Deputy Campos at [redacted] Moody Ln. I maintained scene security until the arrival of DVSA and CSI Detectives, at which time I concluded my involvement in this event.

Nothing further.

SUPPLEMENT
Written by: **Peters, Michael 1102041**
Date/Time: **09/03/2022 23:41:00**

SUPPLEMENTAL REPORT BY DETECTIVE MICHAEL PETERS #2041

SONOMA COUNTY SHERIFF CASE #220903-001

On 09/02/2022, at approximately 2250 hours, I was on-duty working as the Deputy Coroner Detective for the county of Sonoma. While working, I looked at "Netviewer", which was the computer aided dispatch for the County of Sonoma and saw a domestic violence call that had been created at [redacted] Moody Lane in Geyserville, California. When I read through the call for service, I saw the following notes which had been entered by Sheriff's Dispatch:

09/02/22 22:42:15 (sdd8): FEMALE SHOUTING STOP

09/02/22 22:42:16 (sdd8): RP'S HUSBAND IS GOING CRAZY AND HAS A GUN

09/02/22 22:42:29 (sdd8): RP IS NOT ANSWERING MY QUESTIONS

09/02/22 22:42:41 (sdd8): JUST KEEPS SAYING KEVIN TAKE THE GUN AND GO INSIDE

09/02/22 22:42:51 (sdd8): FEMALE YELLING STOP IT JUST STOP IT

.....

PER DAT - PHN BELONGS TO KEVIN THORNBURG [redacted] MOODY LN PER DL

09/02/22 22:43:41 (sdd8): SHE IS SCREAMING DON'T SHOOT THE GUN

09/02/22 22:43:45 (sdd8): SHE IS CRYING AND SCREAMING

09/02/22 22:43:55 (sdd8): SHE IS SCREAMING BLOODY MURDER

09/02/22 22:44:13 (sdd8): SAYING HE HAS THE KEYS TO HER CAR AND SHE CANNOT LEAVE

09/02/22 22:44:14 (sdd9): REDCOM ADV & WILL STAGE

09/02/22 22:44:21 (sdd8): SHE IS BEGGING FOR HIM TO PUT THE GUN DOWN

.....

SHE IS NOT ANSWERING MY QUESTIONS

09/02/22 22:44:44 (sdd8): SAYING HE IS GOING TO SHOOT THE RP IN THE HEAD

09/02/22 22:44:52 (sdd6): NO GUNS REG TO KEVIN

09/02/22 22:44:56 (sdd8): SHE IS CRYING "KEVING PLEASE PUT THE GUN DOWN"

09/02/22 22:45:15 (sdd8): SHE IS STILL NOT ANSWERING

09/02/22 22:45:28 (sdd6): THIS IS THE PHN # THAT BELONGS TO KEVIN IN DAT

09/02/22 22:45:45 (sdd8): JUST SAYING "OH MY GOD PLEASE PUT THE GUN DOWN"

.....

09/02/22 22:51:16 (sdd8): I CAN HEAR THE GUN BEING SHOT OFF IN THE BACKGROUND

After the above note was added by dispatch, I turned on my department issued radio and could hear that shots were being fired at the home. From what I had gathered, the suspect, who was later identified as (OF-1) Kevin Thornburg was an active shooter. Since one of my collaterals at the Sonoma County Sheriff's Office is being a member on the Special Weapons and Tactics (SWAT) team, I donned my SWAT attire and decided to respond to the above address to help in any way possible.

While responding to the address, I heard that the victim, who was later identified as Thornburg's wife had exited the house and was running for her life to a neighbor's house. The victim said that she was so scared that she had peed her pants and could hear Thornburg continue to shoot the gun he was holding. At one point, after the victim ran to a neighbor's house, she told dispatch that she thought Thornburg had exited their house and was walking close to her; she could hear more shots being fired by Thornburg as time went on. It sounded as if Thornburg was outside looking around the property for the victim and shooting his gun off indiscriminately. I recognized this as not only a danger to the victim, but also a danger to the many surrounding private homes and families that lived near Thornburg's home.

As I drove to the above location, I heard several deputies say on the radio several times that they could hear Thornburg actively shooting his gun. When I arrived on scene, I exited my vehicle and as I donned the rest of my equipment, I could hear several gunshots coming from the residence as well. At one point, while putting on my equipment, a scared neighbor came out of his home near [redacted] Moody Lane and asked me what he should do to protect his family. I told that resident that the best thing he could do at the moment was to shelter in place, lock his doors, and protect his family at all costs. After donning all of my equipment, I walked to the end of the driveway which was approximately 100 yards west of Thornburg's residence. I met with Deputies Camarena, Campos, Collier, and Sergeant Petersen.

After arriving at the end of the driveway, I heard several more gunshots coming from Thornburg's residence some of which sounded like they were in our direction. While Sheriff's Helicopter "Henry 1" was overhead, we were able to learn that Thornburg appeared to be going in and out of his house shooting his gun. At one point, Thornburg acknowledged Henry-1 by looking up at the helicopter and "flipping off" the Tactical Flight Officer/Pilot. They could clearly see that Thornburg knew they were above his home and he motioned to them several times to acknowledge their presence. Despite the acknowledgement of Law Enforcement, Thornburg continued to shoot his gun off indiscriminately towards deputies and his surrounding neighbors' homes.

As time went on, since we knew we had Thornburg's house surrounded by Sheriff personnel and that he could not leave the perimeter without engaging Law Enforcement, we elected to wait for the Sonoma County Armored Rescue Vehicle (ARV, a.k.a. Bearcat) to arrive on scene. Since there was not much cover surrounding Thornburg's home, we did not want to move closer and engage Thornburg in a shootout if it was no necessary. We elected to stay back, create distance, and hope that Thornburg would not escalate the situation prior to us having more resources to stop Thornburg's threat in the safest way possible.

When the ARV and other SWAT team members arrived on scene, Thornburg had gone back inside of his home. SWAT used that time to replace patrol units on the perimeter surrounding Thornburg's home and to devise a plan to approach the house. Once a plan was devised, the SWAT team approached Thornburg's home and used the Public Address (PA) system to try and gain Thornburg's attention inside of the home. While we were on scene, we were told by deputies who were with the victim that

Thornburg had at least 200 more rounds of ammunition inside of the home with him. We now knew that Thornburg had the means and the opportunity to engage us with deadly force for an extended amount of time once we arrived outside of his house. A tactical plan was devised, and scenarios were discussed regarding what would happen if Thornburg engaged the SWAT team with deadly force while the bearcat was on scene. We recognized that we would not engage Thornburg if he was to shoot at the ARV as long as all SWAT members were in a safe location. We discussed de-escalation, space, and time factors that would allow Thornburg to surrender to the SWAT team peacefully; we needed to protect the surrounding neighbors from gunshots as well.

After we established a location with the ARV on the north side of Thornburg's home, we could see him sitting on a couch in his Livingroom through a large window. When we addressed Thornburg over the PA system, he threw items at the window, flipped us off, and used expletives while telling us to leave his property. Several people including Crisis Negotiator H. Rodriguez tried to reason with Thornburg over the PA system, but he was defiant and vulgar while alluding to the fact that he was not going to surrender.

At one point, during negotiations, Thornburg came out of the front door and onto the porch of his home. He was dressed in a t-shirt and boxer briefs while holding a popsicle. He flipped of the SWAT team and reached toward his waistband several times in defiance. Sergeant Parks tried to speak with Thornburg in a very calm voice while trying to establish a reasonable conversation with him, but Thornburg was belligerent. Thornburg continued to be defiant and then entered his residence after he told us he was "going to go put pants on". The fact that Thornburg had already come out of the house, seen where the SWAT team was positioned, and then went back into the home to dress himself was very concerning. He now knew specifically where our personnel were located and also had access to 200 rounds of ammunition and whatever firearms he had to engage us if he was to exit the residence again.

A short time later, Thornburg exited the front door and stood on the porch again. He was fully dressed and motioned toward the back of the waistband of his pants while being defiant. While Thornburg was on the front porch, he accidentally let go of the front door and the front door was able to close all the way. This provided the SWAT team and Sheriff K-9 Deputy Collier an opportunity to use less lethal means to subdue Thornburg and end this potentially deadly stand-off. Since we did not want Thornburg to enter his home again and gain access to more weapons and ammunition, it was decided that K-9 Deputy Collier was going to deploy his K-9 partner "Duke" to keep the situation from turning deadly. During the K-9 deployment, I simultaneously deployed one (1) Light and Sound Diversionary Device (flashbang) between Thornburg and the SWAT team. This device was used to distract Thornburg and allow the best circumstances of deployment for Duke to subdue Thornburg without using lethal force. After Duke was deployed, Thornburg was taken into custody and provided with medical care.

I documented the serial number on the diversionary device that I deployed and left it where I had thrown it so it could be processed and documented with other evidence at the scene by Crime Scene Investigators.

Please refer to other deputies' supplemental reports regarding further information and circumstances.

During this investigation, I was equipped with a Body Worn Camera which captured the events listed above. There were times, during discussions of SWAT tactics with fellow SWAT members, where the camera was turned off. The camera was only disabled during these discussions because there was a long lull in activity from the suspect and constant run time of the camera during these lulls would have dissipated the battery life. The battery life would prove to be crucial later on in the investigation when critical video and audio documentation was needed during execution of the previous tactics we had discussed.

NOTHING FURTHER

SUPPLEMENT
Written by: **Riksen, Tyler 1102751**
Date/Time: **09/04/2022 14:53:00**

On 09/02/22, at approximately 2310 hrs, I received an SCSO SWAT callout to respond to [redacted] Moody Ln, Geyserville. While in route, I learned the suspect, Kevin Thornburg, had been discharging a firearm after a domestic disturbance and continued to discharge a firearm with Deputies on scene.

Once on scene and the necessary personnel were in place, I and other deputies were sent to the eastern side of the property for containment on the three side of the house. While making my way to the location, I encountered an approximately 6 foot high,

chain linked fence. In order to make access to the property lot, I had to cut the fence for egress into the lot to ensure proper containment of the suspect.

End of supplement, attach to original report.

SUPPLEMENT
Written by: **Doherty, Trevor 1102475**
Date/Time: **09/04/2022 17:44:00**

On 9-3-22 at 1500 hours, I arrived at the hospital guard for Kevin Thornburg, in this case, at Memorial Hospital. When I arrived, Thornburg was going into the operation room. After the operation, I was able to take pictures of what I could of Thornburg's injuries. The three pictures I took were located on his left and right inner thigh and one near the left side of his chin. I uploaded the pictures into evidence.

Supplemental.

SUPPLEMENT
Written by: **Dunlap, Richard 1102602**
Date/Time: **09/05/2022 06:22:00**

On 9/4/22 at approximately 2000 hours, I contacted Hon. Judge Ottenweller and requested a bail enhancement due to the circumstances of the incident. The bail enhancement was denied.

Additionally, I charged Thornburg with 246.3 PC (Felony), however it was marked on the Jail Booking Sheet as a Misdemeanor. I request the charge be filed as a Felony.

End of Supplement

SUPPLEMENT
Written by: **Lawson, Gary 1101940**
Date/Time: **09/07/2022 14:46:00**

Case 220903-001

Sergeant Lawson

On 09/03/22, at approximately 0150 hours, I was contacted by Detective Grohl concerning this incident. Detective Grohl briefed me about the incident and I met with him and the other CSI detectives at the Sheriff Main Office. At approximately 0430, Detective Grohl was contacted by DVSA Avina that a search warrant for the residence on Moody Lane had been signed by a judge and we responded to the scene, [redacted] Moody Lane.

I assisted at the scene with evidence identification. While searching the residence, I located several spent shell casings in the top drawer of a dresser in the master bedroom. I located several more spent and non-spent shell casings in a bag in a closet near the master bedroom. I located a Ruger revolver in a large water bottle in the same closet on a shelf. After Detective Grohl documented the revolver in the water bottle, I retrieved it and rendered it safe. I noted there were no casings in the cylinder. I notified Detective Grohl of each item I had located so he could document its location with photographs and to later collect the items.

No further.

SUPPLEMENT
Written by: **Lomas, Monique 110712**
Date/Time: **09/07/2022 15:31:00**

On 09/02/2022 at approximately 2345 hours I received a notification from Deputy N. Lavelle that the HNT unit was being called out for an emergency call out. At approximately 0004 hours I received a call from Sheriff's Dispatch advising me that the HNT unit was being activated for an emergency call out at [redacted] Moody Lane, Geyserville for a domestic violence incident where the male subject was shooting a firearm outside the residence. At approximately 0006 hours I called Sergeant J. Toney and advised him of the callout. Sergeant Toney advised me to head to the Sheriff's Office and meet with the other HNT members. At approximately 0030 hours I arrived at the Sheriff's Office and met with Dr. M. Eickmeyer and Sergeant J. Toney and J. Percy. Dr. Eickmeyer and I drove to the command post located at Geyserville New tech Academy, [redacted] Moddy lane, Geyserville. We arrived at approximately 0010 hours. The following HNT members were present:

Sergeant J. Toney

Sergeant J. Percy

M. Lomas

H. Rodriguez

N. Lavell

M. Shanahan

Dr. M. Eickmeyer

We learned that the subject had been shooting a firearm outside of his residence and the Sonoma County Sheriff's Office SWAT team had the house surrounded. The armored rescue vehicle, bearcat had been placed in the driveway of the residence. The subject had been seen from the window sitting on the couch and walking around inside the residence. The SWAT team attempted to make verbal contact with the subject using the PA system inside the bearcat. The subject refused to respond or cooperate with the SWAT team members. The subject did come out of the residence at one point wearing his underwear. The subject refused to cooperate with verbal commands given by the SWAT team members.

At approximately 00140 hours HNT member Deputy, H. Rodriguez and I were taken to the bearcat in an attempt to communicate with the subject and get him to surrender peacefully. H. Rodriguez and I entered the bearcat. Deputy H. Rodriguez began verbal dialogue on the PA system. After approximately 15 minutes the subject exited the residence and stood on the porch. The subject was dressed in blue jeans and button shirt. He flipped the Sheriff's Office personnel off and kept reaching for his waistband, then told us to "fuck off". At this point the SWAT team took over verbal commands in an attempt to get the subject off the porch and into custody. The subject was not cooperative and continued to display challenging behavior and refused to listen to the Sheriff's Office personnel. Eventually with the use of a canine, the subject was taken into custody.

At approximately 0220 hours I received a call from CSI Detective J. Grohl requesting I respond to the Sheriff's Office to assist DVSA Detectives with serving a search warrant at [redacted] Moody Lane, Geyserville. At approximately 0300 hours I met the CSI detectives at the Sheriff's Office.

At approximately 0505 hours I arrived at [redacted] Moody Lane, Geyserville. Deputy R. Dunlap was maintaining the scene. I met with DVSA Detective's F. Wonneberger and D. Avina. Deputy R. Dunlap walked the Detective's through the scene.

At approximately 0525 hours CSI Detectives moved over to [redacted] Moody Lane and began documenting the scene. CSI Detective began taking photographs of the scene. At approximately 0615 hours. CSI Detective E. Smith took scans of the scene using the

OSCR 360 camera. At approximately 0702 hours I assisted with evidence collection. At approximately 0730 hours the scene was cleared.

Nothing Further

ES, CSI Supplement
Written by: **Smith, Eric 1102092**
Date/Time: **09/12/2022 13:05:00**

Sonoma County Sheriff's Office

Crime Scene Investigations Unit

Detective Eric Smith

RE: Sonoma County Sheriff's Office Case #220903-001

Supplemental Report

NOTIFICATION/INITIAL RESPONSE

On 9/2/22, at approximately 2310 hrs, I received an automated phone call from SCSO Dispatch requesting all SWAT personnel respond for an armed subject actively discharging a firearm at [redacted] Moody Ln, Geyserville. Upon my arrival I received a verbal briefing that Kevin Thornberg (suspect) began discharging a firearm after being involved in a domestic related incident. I was also told that Deputies on scene believed that some of the gunfire had been aimed in their direction. I activated my Body Worn Camera while I was positioned in the turret of the SCSO armored vehicle (Bearcat). Kevin Thornburg was eventually taken into custody at the scene, and I deactivated my BWC at the conclusion of the incident.

CSI INVESTIGATION

After the conclusion of SWAT operations, I returned to the SCSO main office to prepare equipment and await the signing of a search warrant for the address.

At approximately 0515 hrs, I returned to the scene with CSI Sgt. G. Lawson, Detectives J. Grohl, M. Parlato, and M. Lomas. We were joined by DVSA Detectives F. Wonneberger and D. Avina.

I documented the scene using OSCR360, a 360-degree camera. These scans were later saved to a USB thumb drive, which was booked into evidence as item ES1.

I additionally assisted Detective Grohl in the collection of evidence from the scene.

I left the scene at approximately 0730 hrs.

END OF SUPPLEMENTAL REPORT