

**PROSECUTION GUIDE**

**3. OFFENSE CLASSIFICATION**

PAGE 6 OF 39

**22.02 AGGRAVATED ASSAULT WITH DEADLY WEAPON**

**4. ASSIGNMENT NO: SAPD18112376**

**5. OFFENSE NO: 130116**

**6. DATE REPORTED: 05/29/2018**

**ROUTING: Homicide  
FILE**

**SAN ANTONIO POLICE DEPARTMENT**

Last name of Complainant, First, Middle Initial Officer Dezi Rios #797		Address of Complainant [REDACTED]	Phone Number [REDACTED]
Place of Occurrence-Street on- at or Number 9440 IH 10 W	Dist. Occurrence 7120	Date & Time of Occurrence 05/29/2018 2130hrs	Date and Time of this Report 05/30/2018 0300hrs

Additional Detail of Offense-Progress of Investigation-Disposition of Evidence, Property, Etc.

**CHARGES:** Aggravated Assault with Deadly Weapon, booked by proxy at University Hospital

**TRANSPORTED:** Transported to University Hospital by SAFD EMS for treatment of multiple gunshot wounds.

**ADMISSIONS:** I was unable to speak to Walker on 05/29/2018 due to treatment.

I interviewed Walker on 06/05/2018 at University Hospital in room 6133. The interview was recorded on BWC held by Det. R. Juarez #2241. Prior to questioning, I read Walker the Miranda Rights from SAPD Form 66-E. Walker verbally acknowledged his rights. Walker said he was on IH 10 coming from his apartment on UTSA Blvd. He was moving lanes to exit at Wurzbach when a light gray car flew by him on his passenger side going around 120mph. The vehicle exited and so did he. Walker said he did not indicate to the other car that he almost hit him. Walker pulled into the Allstars parking lot and saw the car stopped there. Walker said he pulled into the lot because his cousin Destiny Rhodes was going to dance there like she did in the past before having her child. Her child is almost a year old. Walker said he parked his car behind the other car in a different row. He grabbed the gun from the center console and put it in his pocket. Walker said he always put his gun in his pocket when he got out of the car. Walker saw the male in the lot and asked if he was "good". The male appeared to be "amped up". Walker thought he was drunk. Walker said the male had an attitude with him and was walking toward him. Walker said he started to back up toward his car. Walker said he saw the male reach to the front of his waistband. Walker heard Destiny yelling that the guy was going to shoot. Walker thought the male was reaching for a gun to shoot him so he took out his gun and fired at the male. Walker said he was aiming for the male's pelvis and legs because he did not want to kill him. Walker thought he fired around 3 times. Walker returned to his car to call 911. Walker heard gunshots. After the 2<sup>nd</sup> gunshot he felt like he was falling and his head was spinning. Walker said he knew he was paralyzed or dead. Walker said he did not shoot back. He waited for the shooting to stop and the police to arrive. I asked Walker if he ever saw the male with a gun. Walker did not see the male holding or shooting a gun. I asked Walker how his car got next to the male's car in the lot. Walker said it was never next to the car. Walker said he did not move the car after stopping in the lot.

During the interview, I asked Walker to consent to a buccal swab. He consented. I used 2 swabs and rubbed them on the inside of Walker's cheeks. I placed the swabs back into their package and into an envelope. I place the swabs into the property room later that day. They were secured in evidence locker 137 at the property room behind 401 S Frio.

UCR STATUS	UNFOUNDED ( ) REPORT	CLEARED BY (X) ARREST	CLEARED BY ( ) JUVENILE ARREST	CLEARED BY EXCEPTION ( ) OR OTHER MEANS	CHANGE OF ( ) OFFENSE	PROGRESS OF ( ) INVESTIGATION
Officer Making Report (Badge No.)	Approving Authority		Unit Case No.		Unit Assigned to Follow-up	
Detective R. Barnes #2510	Sergeant W. McCourt #3266		SAPD18112376		Homicide	

SAN ANTONIO  
POLICE DEPARTMENT

**TYPE ONLY**

**SUPPLEMENTARY REPORT**  
SAPD Form 3-L Rev. (9-90)