

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.

VICTIM(S)

Officer Dezi Rios #797 Training Academy

Statement: Written Statement taken by Det. R. Barnes #2510 06/29/2018

Work Address: 12200 SE Loop 410

Work Phone: 210-207-6262



INJURIES: Gunshot wounds abdomen, buttock, left hand, right leg

STATEMENT SUMMARY: Transported to University Hospital by SAFD EMS for treatment of multiple gunshot wounds. I was unable to speak to Officer Rios on 05/29/2018 due to treatment.

I took Officer Rios' statement at the Homicide Office on 06/29/2018. Officer Rios was at a Cadet Dinner at Ajuua Restaurant on 05/29/2018. Around 2115hrs, he got into his gray Camry and started driving home. He lives in the area of US Hwy 281 and Bulverde. He was taking the route of IH 10 to Loop 410 to US Hwy 281. He turned from Huebner left onto the access road of US Hwy 281. He was in the number 2 lane, counting left to right. He realized the IH 10 entrance ramp was close, sped up to get over in front of a car, and got on the highway. Once on the highway, he was unable to get over a lane because there was a car trying to move into the exit lane. He stayed on the exit lane and exited the highway. He pulled up to the light at Wurzbach and remembered he was supposed to call his wife, but he could not find his phone. He pulled into Allstars and started looking for his phone. A black Charger pulled up on his passenger side and parked next to him. The driver rolled down his window, started yelling, and looked angry. Officer Rios' window was up so he could not hear what the guy was saying. Before Officer Rios could respond, the guy got out of his car and started walking to the rear of both cars. Officer Rios got out of his car because he did not want to be at a disadvantage inside his car if the guy was going to do something. Officer Rios went to the front of the cars and the guy was behind the cars. He wanted the car between them for safety. The guy said, "Hey motherfucker, you know you almost killed me back there." Officer Rios responded, "Obviously, I fucking didn't because you're still here. You're a fucking dumbass for pulling over. Get the fuck out of here." Officer Rios did not know what he was talking about and did not remember seeing the car before.

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		

PROSECUTION GUIDE

3. OFFENSE CLASSIFICATION

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22.02 AGGRAVATED ASSAULT WITH DEADLY WEAPON

4. ASSIGNMENT NO: SAPD18112376

5. OFFENSE NO: 130116

6. DATE REPORTED: 05/29/2018

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Officer Rios saw a female in the car and thought the verbal altercation would turn into a fight because the guy would be embarrassed. Officer Rios started to back up, widened his stance, and put his hands up. The guy said, "Oh, you want to fucking go? You want to go?" Officer Rios saw the guy pull a gun from behind him. Officer Rios never saw him reach for the gun so he thought the guy had the gun in his hand the entire time, but Officer Rios could not see his hand. Officer Rios said, "You have a gun." The guy started shooting Officer Rios with the gun at his hip. Officer Rios turned to his left and covered his body with his hands and arms. Officer Rios was being hit by the gunfire. He moved in front of his car and down to the ground to take cover. He did not have a gun. He moved to the driver door and opened it. The dome light illuminated and exposed Officer Rios' position. He was scared the guy could see his position. He stayed low in the driver seat with his legs outside and tried to open the center console to get his gun. His left hand did not work and he saw it was injured badly. He used his right hand and grabbed his gun, removed it from the holster, and aimed it out the front window to the front left of his car. He thought the guy would be coming around his car to finish him off. Officer Rios saw the guy at his passenger window out of his peripheral vision. He thought the guy was going to reload. He thought the guy was going to kill him and would not stop until he was dead. Officer Rios fired out his passenger window at the guy until his gun's slide locked to the rear. He stood to see if he shot the guy. He saw the female running scared into Allstars. He saw the male slumped in the Charger and knew he shot him. He left his gun in the car because he did not want anyone to think he was a threat since he was not in uniform. He walked up to Allstars and asked them to call police and EMS.

Rhodes, Destiny Lynn

TID [REDACTED]

DOB: [REDACTED] BF

Home Address: [REDACTED]

Cell Phone: [REDACTED]

Statement: Audio by Det. L. Saiz #2474 on 05/29/2018 at University Hospital



Work Address: None

Work Phone: None

Relationship: Demontae Walker's cousin

INJURIES: Gunshot graze wound head

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Detective R. Barnes #2510	Sergeant W. McCourt #3266		SAPD18112376		Homicide					

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TYPE ONLY

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