

**STATE OF VERMONT
OFFICE OF THE ATTORNEY GENERAL
109 STATE STREET
MONTPELIER, VT 05609-1001**

FOR IMMEDIATE RELEASE
August 4, 2014

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VERMONT STATE POLICE OFFICERS JUSTIFIED IN USE OF DEADLY FORCE

Attorney General William H. Sorrell announced today that his office has completed a review of a police officer involved shooting incident that occurred on May 28, 2014 in Barton, Vermont. The office has concluded, as a matter of law, that Vermont State Trooper Seth Loomis and Sergeant Denis Girouard were legally justified in the use of deadly force when they discharged their firearms at Eric D. Jackson, a 28 year-old Vermont inmate on furlough status. The legal standard for the use of deadly force is whether the officer reasonably believed that he or a third party was in imminent danger of death or serious bodily injury, and that deadly force was necessary to respond to that threat.

The incident began in the early morning hours of May 28, 2014 when Jackson ran a stop sign in a green 1994 Jeep Cherokee in Caledonia County. Loomis and Girouard pursued the Jeep with blue lights and sirens, but Jackson did not pull over. The officers pursued him for eighteen miles through Orleans and Caledonia Counties at speeds approaching 100 miles per hour. Girouard was familiar with Jackson from his criminal history and recognized him when he viewed him in the Jeep's side view mirror.

When Jackson finally stopped the Jeep on Burton Hill Road, he accelerated the Jeep toward Girouard's cruiser, striking it on the passenger side. He then backed up forcefully into Loomis's cruiser with enough force to dislodge the cruiser's video camera. Jackson then again accelerated forward toward Girouard, who by this time had exited his cruiser and was yelling at

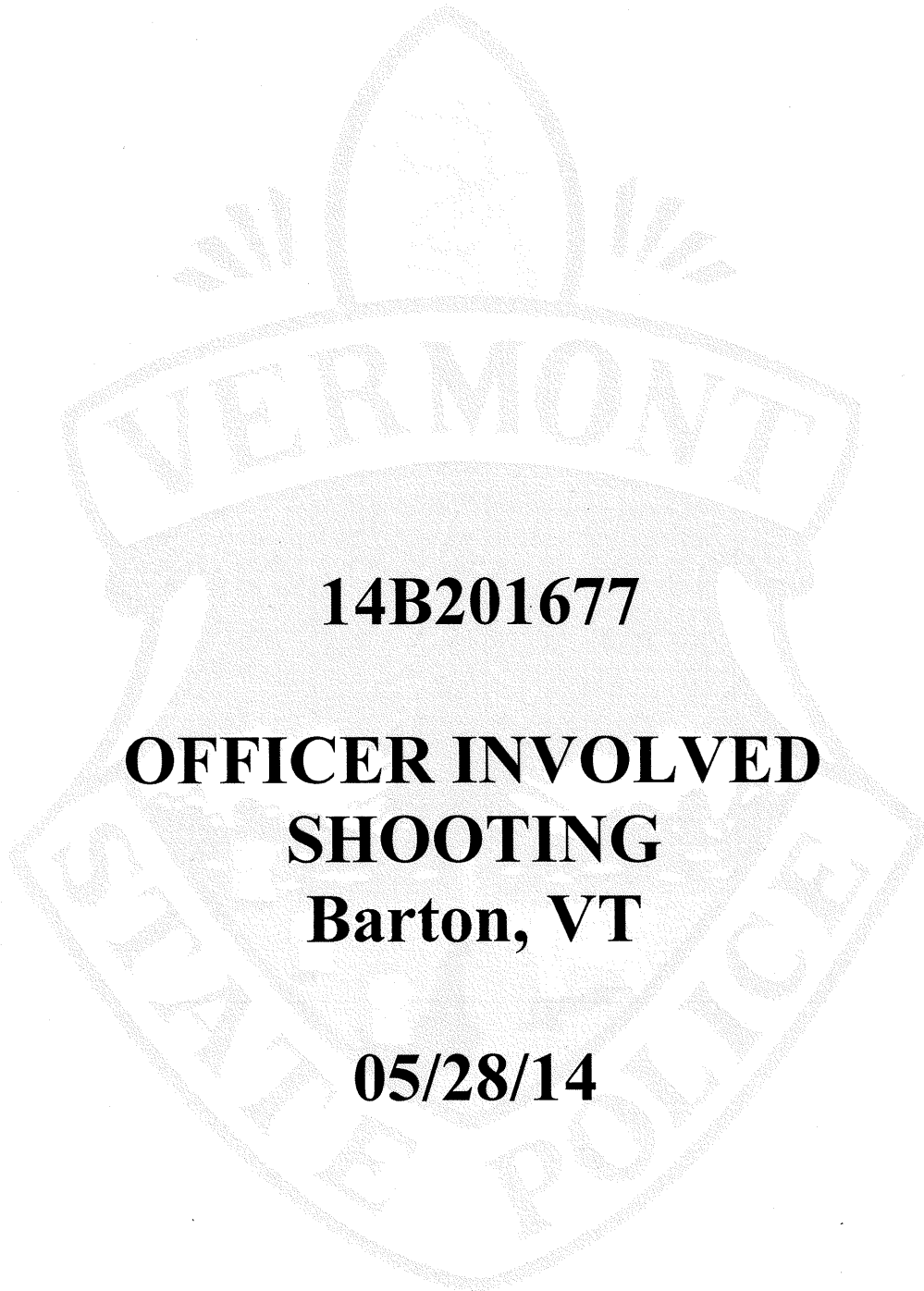
Jackson to stop. Girouard had his handgun drawn and could see Jackson looking at him. Both Loomis and Girouard reported fearing that Jackson was attempting to kill each of them by running them over. As the Jeep accelerated towards Girouard, both Loomis and Girouard fired shots at Jackson.

As both officers fired shots and yelled commands to stop, the Jeep again accelerated backwards, becoming partially stuck on an embankment. Girouard could see Jackson attempting to manipulate the vehicle shifter and Girouard feared the vehicle was not disabled. Girouard fired his weapon at Jackson until Jackson slumped down in his seat. The officers fired a combined total of twenty-nine shots.

The officers administered first aid until EMS arrived. Jackson was transported to North Country Hospital and then Dartmouth Hitchcock, where he received treatment for multiple gunshot wounds to the face, stomach, shoulder, and hand.

As part of the investigation into this incident, multiple interviews were conducted of the officers involved. Additionally, the Vermont State Police Crime Scene Search Team and a Crash Reconstruction Team were involved in the investigation. Reports and recorded interviews were provided by the Vermont State Police to the Attorney General's Office on July 3, 2014.

Under the facts of this case, the Attorney General's Office concluded that Sgt. Girouard and Trooper Loomis were reasonable in their belief that they were in imminent danger of death or serious bodily injury when they fired at Eric Jackson. Given what appeared to be a serious threat to their lives, using deadly force was reasonable and justified. The officers' actions were found to be consistent with their training to continue the application of deadly force until the threat of death or serious bodily injury is neutralized. Orleans County State's Attorney Alan Franklin has completed a separate and independent review of the investigation and has reached the same conclusion.



14B201677

**OFFICER INVOLVED
SHOOTING
Barton, VT**

05/28/14

Attorney General's Office Copy

SERGEANT BARBARA ZONAY

14B201677

CAD Report printout of case

Tpr Seth Loomis

Audio statement form

Initial Interview 05/28/14

CRT diagram used in interview on 06/06/14

Sgt Denis Girouard

Audio statement form

Initial Interview 05/28/14

CRT diagram used in interview on 06/06/14

Tpr Chris Pilner

Audio statement form

Statements

redacted (tow truck operator)

Sonya Clayton (owner of Jeep)

Arrest Custody for Eric D. Jackson

Affidavits of Probable Cause for Orleans and Caledonia

Record Checks

Eric Jackson

Sonya Clayton

Sean Pray

Arrest Warrant and supporting affidavit from DOC

Consent cards

Evidence tracking forms

Security Log for scene at Burton Hill Rd

Estimates for repair

EQ 367

EQ 305

Radio Log for Initial Call/ Pursuit

Crash Reconstruction Team Report

Crash Reconstruction Team Diagrams

Discs

Interview with Tpr Loomis 06/06/14

Interview with Sgt Girouard 06/06/14

Interview with Tpr Chris Pilner

EQ 305 Watchguard video recording

EQ 339 Watchguard video recording

EQ 367 Watchguard video recording
Photos taken by Sgt Girouard before and after incident
CSST photos of Officer's guns
CSST photos of Jeep and cruisers at St J Barracks
CSST photos of van and safe
Photos of Jackson clothing taken by B. Zonay
Video of damage of EQ 367, taken by B. Zonay
Video of damage of EQ 305, taken by B. Zonay
Video of damage of Jeep, taken by B. Zonay
Photos of cruiser and Jeep damage, taken by B. Zonay
CSST photos 1-37
CSST photos 1-53

06/30/2014
17:15

Vermont State Police, D Troop-Royalton
LAW Incident Table:

2365
Page: 1

Incident
Incident Number: 14B201677 Nature: Assault
Case Number: Image:
Address= 2545 BURTON HILL RD
City: Barton State: VT ZIP: 05822
Area: 1002 BARTON Contact: Captain Sinclair

Complainant
Numbr:
Last: Fst: Mid:
DOB: SSN: Adr:
Race: Sx: Tel: Cty: ST: ZIP:

Details
Offense Codes: 0400 0700 3618 3617 1300 Reported: NC Observed: 0400
Circumstances: BM88 DF FARM LT13 SUA SUD
Rspndg Officers: Sinclair, J Jensen, A Cooper, Kirk &
Rspnsbl Officer: Zonay, B Agency: SPD3 CAD Call ID: 5550235
Received By: Gibney, J Last RadLog: 19:59:47 05/28/2014 CMPLT
How Received: O Officer Report Clearance: RBL Reviewed by Lt/Capt/C
When Reported: 07:09:47 05/28/2014 Disposition: CAM Disp Date: 06/24/2014
Occurrd between: 07:08:41 05/28/2014 Judicial Sts:
and: 07:08:41 05/28/2014 Supervisor: klaporte
MO:

Narrative
Narrative: All reports located in supplemental section of case
Supplement: (See below) (See below) &

INVOLVEMENTS:

Type	Record #	Date	Description	Relationship
LW	14B101662	06/23/2014	Theft	Related Incident
NM	15860	06/24/2014	Clayton, Sonya T	Victim
NM	87135	06/24/2014	Pray, Sean Brian	Witness
NM	122045	06/24/2014	Girouard, Denis P	Victim
NM	1145298	06/24/2014	Jackson, Eric D	Offender
NM	1362197	06/24/2014	Pilner, Christopher	Witness
NM	1652402	06/24/2014	Loomis, Seth P	Victim
OF	492322	05/28/2014	OOC-OPERATING W/O OWNER CONSEN	*Charged With
OF	492323	05/28/2014	ATTPT TO ELUDE POLICE OFFICER	*Charged With
OF	492324	05/28/2014	C&N RECKLESS DRIVING	*Charged With
OF	492325	05/28/2014	AGG ASSAULT- LAW OFFICER	*Charged With
OF	492326	05/28/2014	RECEIVE STOLEN PROPERTY >100	*Charged With
OF	492327	05/28/2014	HABITUAL CRIMINAL	*Charged With
OF	492328	05/28/2014	UNL MISCHIEF > \$1000	*Charged With

VH	1747956	06/24/2014	GRN 1994 JPEG GCH VT	Vehicle
VH	1747975	06/24/2014	GRN 2011 FORD CR VIC VT	Vehicle
VH	1747977	06/24/2014	GRN 2011 FORD CR VIC VT	Vehicle
CA	5550235	05/28/2014	07:09 05/28/2014 Assault	*Initiating Call

LAW Incident Offenses Detail:

Seq Code	Offense Codes	Amount
1	0400 Aggravated Assault	0.00
2	0700 Theft of Motor Vehicle	0.00
3	3618 Attempting To Elude Police	0.00
4	3617 Careless Negligent Motor Veh	0.00
5	1300 STOLEN PROPERTY	0.00

LAW Incident Circumstances:

Seq Code	Contributing Circumstances	Comments
1	BM88 No Bias/Motivation	
2	DF Deadly Force	
3	FARM Firearm use by officer	
4	LT13 Highway/Road/Alley	
5	SUA Suspected using alcohol	
6	SUD Suspected using drugs	

LAW Incident Responders Detail

Responding Officers

Seq	Name	Unit
1	Sinclair, J	50
2	Jensen, A	379
3	Cooper, Kirk	370
4	Burnham, Lance	30

Main Radio Log Table:

Time/Date	Typ	Unit	Code	Zone	Agnc	Description
19:59:47	05/28/2014	1	50	CMPLT	SPB2	SPH2 incid#=14B201677 Completed cal
10:38:40	05/28/2014	1	30	43	SPB2	SPH2 almost at B1 would like one of
10:02:21	05/28/2014	1	30	43	SPB2	SPH2 8 and escorting vehicle involv
08:06:25	05/28/2014	1	30	ARRVD	SPB2	SPH2 incid#=14B201677 Arrived on sc
07:31:47	05/28/2014	1	379	CMPLT	SPB2	SPB2 (MDC) Completed call incid#= c
07:25:56	05/28/2014	1	370	ENRT	SPB2	SPB1 Enroute to a call call=641
07:23:22	05/28/2014	1	379	43	SPB2	SPB2 at the ER
07:23:16	05/28/2014	1	379	ARRVD	SPB2	SPB2 Arrived on scene call=641
07:12:34	05/28/2014	1	50	ARRVD	SPB2	SPH2 Arrived on scene call=641

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives
1 O'Donnell, H	15:12:47	06/10/2014

Supplemental of Det/Sgt Hugh O'Donnell
14B201677

In the early morning hours of 05/28/14 I was dispatched to the St. Johnsbury Barracks to assist investigate an officer involved shooting. Upon my arrival Sgt Decker and I were assigned to locate the registered owner of an 08' Toyota mini van bearing VT registration *redacted*. The vehicle was involved in the incident. I was advised that there was a small safe located in the vehicle, which was believed to be stolen. The registered owners of the van were *redacted*. I attempted to call both individuals utilizing telephone numbers in CAD. Neither answered their telephones. Prior to leaving the barracks I was approached by Sgt. Girard and given a disc containing photographs taken of the scene by Sgt Girard. The disc was in turn given to Capt. Sinclair.

Sgt Decker and I drove to *redacted*'s residence located *redacted* in Lyndon. We arrived at his house at approximately 0515 hours. *redacted* answered the door. He advised that the van belonged to his son, *redacted* and that he *redacted* lived at another location. While at the residence *redacted* contacted *redacted* via telephone and asked him where his van was. *redacted* advised us that *redacted* had left the van at Seth's Automotive for repairs the day before.

Sgt Decker and I responded to Seth's Automotive located at 1906 Lynburke Road in Lyndon. We arrived at the garage at approximately 0530 hours and found the front door open. After contacting dispatch we entered the garage to verify there was no one inside that was injured. We did not locate anyone inside the business. I observed the front door jam to be damaged and mud on the outside of the door under the handle. This appeared to be where someone had kicked the door to gain entry. Sgt. Decker called the owner's residence and was advised that he was on his way. Upon the owner's arrival he indicated that his safe was missing which was previously located in an open closet in the office area of the business. He advised that inside the safe was *redacted*.

redacted. He also told us that several sets of keys were missing from a board on the wall that held his customer's vehicle keys. Sgt Decker was assigned this case.

Sgt Decker and I were then assigned to make notification to Eric Jackson's grandfather, Kenneth Teske, that he (Jackson) had been shot and was being transported to the hospital in Newport. We gave Teske the notification at 0605 hours at his residence located at 105 Park Street in Lyndonville. After the notification was made Sgt Decker and I drove back to the St. Johnsbury Barracks.

While at the barracks I was approached by Tpr Pilner regarding evidence he had recovered at the scene. Tpr Pilner turned over two plastic evidence bags containing a group of keys in one and a small plastic liquor bottle in the other. He turned these items over to me at approximately 0639 hours. Both items were later turned over to Sgt. Cornell for evidence storage.

At 0700 hours I spoke to *redacted* requesting consent to search his vehicle as it was believed to be stolen from Seth's Automotive. *redacted* gave verbal permission and came to the barracks a short time later to sign a consent card. This card is filed with Sgt Decker's burglary case.

Det/Sgt Holden and I were then assigned to interview Tpr Pilner as a witness to the incident. We met with Tpr Pilner at his residence at approximately 0930

hours. The interview was audio recorded and an audio recording sworn statement form was signed by him after the interview was complete. Below is a summary of the interview:

Tpr Pilner advised that he had a case around May 5th where Eric Jackson had been the primary suspect. The investigation lead him to executing a search warrant at his grandfather's residence on Park Street in Lyndonville where stolen items had been seized. Since then he had been trying to locate Jackson to follow up on the case.

Tpr Pilner said that on the night of 05/27/14 he was dispatched to a vehicle off the road on Underpass Road and Rte 5. Based on where the vehicle was off the road Tpr Pilner went to a residence a short distance away. Jackson's girlfriend lives at the residence. Tpr Pilner had a suspicion that Jackson and his girlfriend might be involved in this incident. redacted

redacted Tpr Pilner went back to the vehicle off the road and was there with Sgt Girard. They then received a call of a green jeep being stolen by a male in Burke. Tpr Loomis was in that area and began patrolling for it. Tpr Pilner began traveling in that direction as well. Tpr Pilner and Tpr Loomis were transmitting in the National Law channel. Tpr Loomis transmitted to Tpr Pilner that he believed he was behind the stolen vehicle. Tpr Pilner pulled in behind Tpr Loomis on Depot Hill Road and told him to effect a MV stop of it. The vehicle then took off. Tpr Loomis and Tpr Pilner began pursuing the vehicle. Tpr Pilner advised that he began losing visual contact with Tpr Loomis and the Jeep.

Tpr Pilner advised that he heard Tpr Loomis transmit that they were approaching 305's (Sgt Girard) location. This was the location the van was off the road. Tpr Pilner ~~heard something to the effect to get the wrecker out of the way and that he (Sgt Girard) was the primary.~~ Tpr Pilner explained that he had lost sight of the pursuit when Sgt Girard radioed about being the primary. Tpr Pilner then caught up to Tpr Loomis, Sgt Girard and the green Jeep they were pursuing on Rte 5. They traveled north into Barton. Tpr Pilner heard Tpr Loomis transmit that they took a left at the Y. Tpr Pilner advised that he took a wrong turn and didn't know where they were. Tpr Pilner figured out that they were pursuing the vehicle on Elm Street and could see the blue lights reflecting off the clouds out in front of him.

Tpr Pilner told me that he heard something to the effect that he is trying to ram the other units and then that he had rammed the other units. Tpr Pilner believed it was Sgt Girard making the transmissions. Tpr Pilner then heard that shots had been fired. Tpr Pilner estimated that he pulled up to the scene approximately 1 minute after hearing the shot fired transmission. When Tpr Pilner pulled up, he observed Tpr Loomis' cruiser to the right, Sgt Girard's cruiser facing him and the Jeep with its rear into the woods. Tpr Loomis was standing outside the Jeep yelling "show me your hands, show me your hands". Tpr Pilner went to Tpr Loomis' cruiser and turned the siren off, then ran up drawing his weapon. Tpr Pilner advised that he assisted the operator out of the vehicle and attempted to give first aid. Tpr Pilner told me that the operator was spitting blood and was saying that he hurt and that he didn't want to die. Tpr Pilner advised that they did not handcuff the operator. Tpr Pilner said that the operator was talking.

Tpr Pilner advised that when he first came up to the scene he observed the front of Tpr Loomis' cruiser to be damaged and Sgt Girard's cruiser to have damage to the right rear. Tpr Pilner told me that the operator did not lose consciousness during the time he was with him. Tpr Pilner advised that Tpr Loomis said that he

thought he was going to come up over his vehicle.

Tpr Pilner's perception of what had happened was that the operator rammed his vehicle into Sgt Girard's and then backed up into Tpr Loomis'. Tpr Pilner believed he observed acceleration marks on the roadway from the Jeep. Tpr Pilner believed that then they fired at the operator. Tpr Pilner advised that neither Sgt Girard nor Tpr Loomis advised him of what occurred. He was basing his perception on what he saw at the scene.

Tpr Pilner advised me that when he helped the operator out of the vehicle numerous sets of keys, a headlamp, a liquor bottle fell from his pocket. Tpr Pilner advised that a liquor bottle and keys were on the hood of his cruiser but did not know who put them there. Tpr Pilner advised that he bagged the items up in sealed evidence bags, locked them in his cruiser and transported them back to the Barracks. Tpr Pilner then handed the items to me once he arrived at the Barracks.

Tpr Pilner advised that the operator identified himself as Eric Jackson while he was with him at the scene.

*****End of recorded statement*****

After the interview was complete Det/Sgt Holden and I drove back to the St. Johnsbury Barracks. I met with *redacted* and showed him the keys I had recovered from Tpr Pilner. In the group of keys were 3 sets. Two were marked with tags *redacted* identified as being ones he put on customers keys. They were marked *redacted* and *redacted*. The third set had a brown leather tag attached to the ring. *redacted* told me he was not sure if those belonged to one of the vehicles in his yard or not. All of the keys were turned over to *redacted*. I advised *redacted* to go to his garage and see if they went to any of the vehicles he had there and call Sgt Decker with confirmation. While at the barracks I also had *redacted* look at the safe which was seized, *redacted* provided the combination to the safe *redacted*. My meeting with *redacted* was at approximately 1033 hours.

End of supplemental.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
3 Zonay, B	14:47:18 06/11/2014	

Initial Interview with Girouard by Det/Sgts Zonay and Schmidt on May 28, 2014
Offense/Case #: 14B201677
Officer: Det/Sgt John-Paul Schmidt

Person Interviewed:

GIROUARD, Denis (Sergeant) DOB 06/26/1970
Vermont State Police St Johnsbury Station
1068 US 5
St Johnsbury, Vermont
802 748-3111

Narrative:

On May 28, 2014 at approximately 0330 hours, I was contacted at home and directed to respond to the St Johnsbury Station to assist with the investigation of an officer-involved shooting. Troop D BCI Detective Lieutenant Kraig LaPorte and Detective Sergeants Rick Holden, Barbara Zonay, and Hugh ODonnell also responded.

At approximately 0615 hours I attended a briefing about this incident. This briefing took place in a conference room at the barracks; it was led primarily by Captain Jean-Paul Sinclair. I learned that earlier in the morning nightshift Troopers responded to a complaint of a van off Underpass Rd in Sutton. This van reportedly had a safe inside of it. While investigating this crash, a report of stolen Jeep came in from nearby. Two of the Troopers responded to that complaint. One of them, Trooper Seth Loomis, came into contact with the Jeep and began to pursue it. This pursuit passed by the original crash complaint site. At that time, Sergeant (Patrol Commander) Denis Girouard assumed the role of primary pursuer. Girouard and Loomis continued to pursue the Jeep for several minutes, eventually crossing over into the Derby Station patrol area. The pursuit ended when the Jeep stopped and the operator, identified as Eric Jackson, rammed both cruisers. Girouard and Loomis both exited their cruisers and discharged their duty handguns toward the Jeep to stop Jackson. Jackson was currently receiving medical attention at an area hospital, and he was expected to be transferred to Dartmouth Hitchcock Medical Center soon.

I was assigned to assist Det/Zonay with initial interviews of Girouard and Loomis. These interviews were purposely to be short in nature and duration, and focused on obtaining critical information to assist with the immediate investigation. In-depth interviews/recorded statements would be obtained at a later date and time. This was explained to Girouard and Loomis by Det/Lt LaPorte, and they agreed to speak with us. Union President (Det/Sgt) Mike ONeil was present for both interviews.

Prior to the interviews, I was able to view video from Girouard's in-car camera. Due to damage from his cruiser being rammed, I was not able to view video from Loomis' in-car camera prior to the interviews. I was able to view it after the interviews was completed; it had been pulled directly from the hard drive by that time. Both videos painted a pretty clear picture of the pursuit which essentially ended when the Jeep stopped but then rammed into both cruisers. There was no captured video of the actual shooting (Loomis' camera was knocked from the windshield when his cruiser was rammed) but the gunshots were audible.

Det/Sgt Zonay and I spoke with Girouard first. This interview took place in the patrol commanders office. It began at 0855 hours and lasted approximately fifteen minutes. As noted, Det/Sgt O'Neil was also present. The interview was not recorded. Prior to any statements by Girouard, Det/Sgt O'Neil reiterated the purpose and scope of the interview to him. A synopsis of the interview follows:

Girouard began by providing some background on Eric Jackson. He has known him for a long time and has arrested him in the past. He is aware of Jackson being suspected of several recent burglaries in Vermont and New Hampshire, and that one of the residences Jackson recently lived in was the target of a search warrant execution. Girouard noted that Jackson is a drug user, and that his girlfriend, Gina Truszkowski, also a drug user, is pregnant with his child. Girouard also noted that Jackson is currently on escape status from the Department of Corrections.

At approximately 0030 hours, Girouard and his shift responded to a call of a vehicle crash on Underpass Rd. This vehicle reportedly had air bag deployment and there was a safe inside of it. At the crash, Girouard spoke with a nearby resident, possibly ~~redacted~~, who noted Joseph Truszkowski had just been released from jail. Truszkowski is the brother of Gina Truszkowski. ~~redacted~~
~~redacted~~ Girouard directed two of his troopers to check the Truszkowski residence to see if they had any involvement with the crash. Girouard had a tow truck respond for the van and the safe, which he described as being quite heavy. Not long after the tow truck arrived on-scene, dispatch advised that a male had just stolen a Jeep from a nearby residence. Troopers Loomis and Christopher Pilner were directed to that residence to investigate the theft. Girouard soon heard Loomis transmit that he was following what appeared to be the stolen Jeep. Then Loomis radioed that he was now pursuing this vehicle. The pursuit was on Underpass Rd and headed toward the original crash complaint, so Girouard told the tow truck operator to get out of the area. Girouard went down the road to try to find a safe place to set up spike strips; when he couldn't find one, he returned to the original crash site. The stolen Jeep passed by him, and he began to pursue it. He was the lead pursuit vehicle.

As Girouard followed the Jeep, he observed its operation to be erratic and its speed to, at times, reach 100 miles per hour. He used his spotlight to illuminate the Jeep, and he could see the operator was wearing red. They travelled onto a dirt road. He used his spotlight to light up the passenger side mirror, and he could see the reflection of the driver. He recognized the driver as Eric Jackson. Girouard used the public address system on his cruiser to try to talk to Jackson. Girouard said something to the effect of, "Eric, stop. This is Denis." Not long after this, the Jeep stopped and rapidly backed up toward Girouard's cruiser. Girouard thought Jackson was trying to ram him, and he backed up as well. Girouard radioed to dispatch that the operator was Eric Jackson. The Jeep continued forward and Girouard continued to pursue it. The Jeep stopped again, and again backed up toward Girouard's cruiser. Girouard pulled his cruiser forward, and the Jeep struck it. Girouard pulled farther ahead and cut to the right.

Girouard exited his cruiser with his handgun out. He saw the Jeep coming at him and he fired at it. He did not remember how many times he fired. The Jeep backed up and "button hooked" but it did not stop. Girouard said it looked like it was going to keep going. Girouard fired more shots and the Jeep came to stop. Girouard gave verbal command and Jackson replied that he could not move. Girouard approached the Jeep and turned it off. He directed one of his shift troopers to begin first aid. He notified dispatch of the shooting and directed dispatch to begin the notification process, to include contacting the watch commander. Girouard took several photos of the scene; he later turned these over to Det/Sgt O'Donnell. Girouard turned the scene over when support personnel

arrived.

In addition to providing a brief summary, Girouard clarified that he had picked up a set of keys and small bottle of alcohol, both of which were later turned over to Det/Sgt ODonnell, from the ground near the Jeep. He had placed these on the hood of one of the cruisers. Girouard also clarified that photos of shoes and shoe imprints on the camera memory card turned over to Det/Sgt ODonnell were from this incident. While at the original crash site, he had documented the shoes worn by other people who were near the van so he could rule out their foot imprints if necessary. Girouard also noted that the driver seat of the crash van was pulled forward, indicating a shorter driver. Girouard said there is no way Jackson could have driven it that way, but his girlfriend Gina Truszkowski, who is short, could have.

At the conclusion of the interview, Girouard agreed to meet with us in a few days to provide a recorded statement.

Law Supplemental Narrative:

Supplemental Narratives

Seq Name	Date	Narrative
4 Zonay, B	14:49:19 06/11/2014	

Initial Interview with Loomis by Det/Sgts Zonay and Schmidt on May 28, 2014
Offense/Case #: 14B201677
Officer: Det/Sgt John-Paul Schmidt

Person Interviewed:

LOOMIS, Seth (Trooper) DOB 07/31/1987
Vermont State Police St Johnsbury Station
1068 US 5
St Johnsbury, Vermont
802 748-3111

Narrative:

On May 28, 2014 at approximately 0330 hours, I was contacted at home and directed to respond to the St Johnsbury Station to assist with the investigation of an officer-involved shooting. Troop D BCI Detective Lieutenant Kraig LaPorte and Detective Sergeants Rick Holden, Barbara Zonay, and Hugh ODonnell also responded.

At approximately 0615 hours I attended a briefing about this incident. This briefing took place in a conference room at the barracks; it was led primarily by ~~Captain Jean-Paul Sinclair. I learned that earlier in the morning nightshift~~ Troopers responded to a complaint of a van off Underpass Rd in Sutton. This van reportedly had a safe inside of it. While investigating this crash, a report of stolen Jeep came in from nearby. Two of the Troopers responded to that complaint. One of them, Trooper Seth Loomis, came into contact with the Jeep and began to pursue it. This pursuit passed by the original crash complaint site. At that time, Sergeant (Patrol Commander) Denis Girouard assumed the role of primary pursuer. Girouard and Loomis continued to pursue the Jeep for several minutes, eventually crossing over into the Derby Station patrol area. The pursuit ended when the Jeep stopped and the operator, identified as Eric Jackson, rammed both cruisers. Girouard and Loomis both exited their cruisers and discharged their duty handguns toward the Jeep to stop Jackson. Jackson was currently receiving medical attention at an area hospital, and he was expected to be transferred to Dartmouth Hitchcock Medical Center soon.

I was assigned to assist Det/Zonay with initial interviews of Girouard and Loomis. These interviews were purposely to be short in nature and duration, and focused on obtaining critical information to assist with the immediate investigation. In-depth interviews/recorded statements would be obtained at a later date and time. This was explained to Girouard and Loomis by Det/Lt LaPorte, and they agreed to speak with us. Union President (Det/Sgt) Mike ONeil was present for both interviews.

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Det/Sgt Zonay and I spoke with Loomis in the patrol commanders office. It began at 0915 hours and lasted approximately fifteen minutes. As noted, Det/Sgt O'Neil was also present. The interview was not recorded. Prior to any statements by Loomis, Det/Sgt O'Neil reiterated the purpose and scope of the interview to him. A synopsis of the interview follows:

Loomis noted how he responded along with Girouard and Pilner to a report of a vehicle off of Underpass Rd. There was a safe hanging out of the vehicle and no one was around it. Loomis responded to the actual crash scene and Pilner was directed to go to the residence of the registered owner of the vehicle. There was no contact made with the owner. Loomis was directed to patrol the area near the crash to see if he could locate an operator. Pilner radioed that Joe Truskowski was recently out of jail. redacted

redacted

redacted Loomis headed back to the crash site.

Back at the crash site, Loomis heard another call about a male stealing a Jeep nearby. He and Pilner headed in the direction of that complaint. Loomis was driving toward VT114 when he noticed a vehicle coming off of Depot St. He thought it was the stolen Jeep. The vehicle blew through a stop sign and began traveling on US5. Loomis verified this was in fact the stolen Jeep and he began to follow it. The Jeep went south on US5 into West Burke. It turned back onto Depot St. Loomis clarified that Depot St connects at both ends to US5; it has a "horse shoe" shape. Loomis thought the Jeep made a left hand turn onto Depot St. By this time, Pilner was behind him, so Loomis turned on his blue lights to initiate a traffic stop. The Jeep took off and Loomis began to pursue it. He radioed dispatch that he was in pursuit. The Jeep turned right onto Underpass Rd. Loomis radioed this to dispatch and Girouard. Loomis described the Jeep as "booking." The pursuit headed toward the original crash complaint. When the Jeep went by there, Girouard took over as the lead pursuit officer. Loomis was the secondary car, and he called out the pursuit to dispatch. The Jeep was all over the road and hitting speeds over 100 miles per hour. The Jeep turned left onto Elm St and was still all over the road. Loomis was no longer sure what road he was on; he tried to call out side streets to dispatch.

Girouard braked abruptly and Loomis tried to pull into position behind the Jeep for a felony car stop. The Jeep backed up and just missed hitting Girouard's cruiser. Then it took off forward again and they continued to pursue it. The Jeep stopped again and Loomis again began to position his cruiser behind it to conduct a felony stop. The Jeep started backing up again, and as it did so it sideswiped Girouard's cruiser. Loomis radioed this information to dispatch. The Jeep backed into Loomis' cruiser (he was still inside of it) and then went forward back towards Girouard's cruiser. Loomis thought it may have gone toward Girouard's cruiser two or three times. Girouard was out of his cruiser, and Loomis heard a "pop pop pop" noise. The Jeep started backing up towards him (Loomis) again, and he (Loomis) fired his weapon at the Jeep. (Loomis did not specify when he had exited his cruiser.)

Loomis said when the Jeep backed into his cruiser, he thought the driver was trying to kill him and Girouard. Loomis was scared. When the Jeep then went forward again toward Girouard's cruiser, Loomis thought the driver was trying to kill Girouard. As Loomis was shooting, he thought about Pilner coming up behind them; he thought about how the driver of the Jeep was trying to disable their cruisers and harm them. Loomis remembered seeing rounds striking the Jeep's window(s) and the Jeep was still accelerating. Loomis was screaming for the driver to turn the car off. Loomis saw the driver go limp. He went around to the front of the Jeep and Girouard turned the Jeep off. Loomis still had his

weapon drawn. He was not sure if the driver had a weapon, or if the driver had been hit. Loomis gave his knife to Pilner so Pilner could cut the seatbelt. When the driver was pulled out, Loomis saw blood on his shirt, arms, hands, and mouth. He saw an apparent entry wound on the driver's jaw (he thought left side) and there was what looked like a round on the driver's stomach.

Loomis said when the Jeep backed into his cruiser, he thought it was going to continue up and over his roof. Loomis' airbags did not deploy. When the Jeep backed into his cruiser, his in-car camera fell from the windshield. At some point when Loomis exited his cruiser, his body microphone fell out of

At the conclusion of the interview, Loomis agreed to meet with us in a few days to provide a recorded statement.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
5 Zonay, B	16:03:27 06/11/2014	

PI: Girouard, Denis by Det/Sgts Zonay and Schmidt on June 6, 2014
Offense/Case #: 14B201677
Officer: Det/Sgt John-Paul Schmidt

Person Interviewed:

GIROUARD, Denis (Sergeant) DOB 06/26/1970
Vermont State Police St Johnsbury Station
1068 US 5
St Johnsbury, Vermont
802 748-3111

Exhibits:

- 1) DVD containing digital recording of interview
- 2) Audio recorded sworn statement form
- 3) Crime Scene Search Team diagram

Narrative:

On June 6, 2014 Detective Sergeant Barbara Zonay and I met with Sergeant Denis Girouard at the St Johnsbury Barracks to obtain his statement regarding this police officer-involved shooting investigation. We spoke previously with Girouard on May 28, also at the St Johnsbury Barracks. At that time, Girouard provided a brief verbal account of his involvement in the shooting. This verbal account had been obtained so that the immediate investigation could proceed. Prior to the initial statement and again prior to this one, Girouard had the opportunity to review cruiser video recordings of this incident.

This interview began at approximately 0955 hours and ended at approximately 1129 hours. It was conducted in the conference room at the barracks. The interview was recorded with Girouard's knowledge and permission. Present for this interview were Detective Sergeant Zonay, Girouard, Vermont Troopers Association legal counsel Jim Dunn, and myself. After the interview, Girouard signed an audio recorded sworn statement form. I later turned this form over to Detective Sergeant Zonay. During the interview, Girouard used a diagram prepared by the Crime Scene Search Team to demonstrate his location, relative to the final resting position of his cruiser, Trooper Seth Loomis' cruiser, and the Jeep driven by Eric Jackson, during the shooting. Detective Sergeant Zonay has this diagram for her case file. (The DVD recording of this interview will be forwarded to her as soon as possible.)

Prior to beginning the interview, Girouard acknowledged that if there was something he could not recall, he would tell us such rather than try to guess or speculate. Girouard was also aware that he could take breaks if necessary; he did not request any. Girouard did pause briefly to collect himself at one point as he was discussing the details immediately before the shooting.

The format of the interview was essentially Girouard giving a narrative of the events followed by his answering follow-up questions for clarity. This report will reflect all of that information together, in chronological order. For a complete review of Girouard's statement, review the audio recording.

Girouard is currently a Sergeant/Patrol Commander with the Vermont State Police. Prior to joining VSP in 2000, he worked as a full time police officer for the St Johnsbury Police Department. He was certified by the Vermont Criminal Justice Training Council and began working for St Johnsbury PD in 1994. After joining VSP, he worked as a road trooper for four to five years before working as a detective trooper for four or five years. Then he went back to the road. He was promoted to Sergeant/Patrol Commander approximately four years ago and has been working in that capacity since. His entire VSP career has been at the St Johnsbury Barracks.

Girouard currently supervises the night shift. He has been working nights consistently for about the past two years. Prior to that, there was some shift rotation by the sergeants, but it is now based on seniority.

Girouard is part of the Crime Scene Search Team and is a patrol rifleman.

On May 27, Girouard was scheduled to work a nightshift. He wore his department uniform and operated his marked VSP cruiser. Girouard carried his department sidearm which was loaded per regulation. He had a departmental rifle and shotgun in his cruiser. The shift would normally run from 1700 hours on May 27 until 0200 hours on May 28. Girouard started early, at 1600 hours, to work a CARE overtime detail, but due to the inclement weather (heavy downpours) he did not work it. He planned on ending his shift at 0100 hours instead. Girouard could not recall what work day the shift of May 27 would have been for him. He thought it was likely his "Friday," ie, the next two days were his scheduled days off. He did work the shift of May 26. He did not recall any overtime being worked on that specific shift. He thought he worked a few CARE OT hours that week, and he remembered one shift was out until around 0400 hours dealing with an underage drinking party.

Girouard did not recall anything unusual about his day prior to work on May 27. His normal routine would be to wake up around mid-morning, do some stuff around the house, and be home when the kids walk home from school in the afternoon. Other than planning on signing-on for work early for the overtime detail that is how he recalled his day beginning.

For the shift of May 27, Girouard was supervising Troopers Chris Pilner and Seth Loomis. He felt this was likely the scheduled shift, but said it was possible there were troopers out on leave. A shift of two troopers and a sergeant would not be an unusual shift for the St Johnsbury Barracks.

A few years ago, when Girouard was still a trooper, he arrested Eric Jackson for burglary following an investigation in Lyndonville. This was his first interaction with Jackson, who he described as a convenience store burglar who took liquor and/or cigarettes. Within the past month, Girouard and Pilner responded to a local convenience store robbery. There was surveillance video of the suspect, who was a large male wearing a unique hat. They became aware of other burglary investigations in the area, one of which yielded surveillance video of a suspect vehicle. They were able to link the hat and vehicle to Jackson, and Pilner subsequently executed a search warrant at the residence where Jackson was staying. Since then, Jackson has been placed on escape status by corrections and his whereabouts were unknown. Girouard was not aware of what efforts had been made to find him.

Girouard does not think Jackson had a grudge against him based on their previous encounters. Girouard qualified Jackson as just a criminal he arrested who was also a suspect in a current case.

At about 0030 hours on May 28, Girouard was on his way home for the end of shift

when dispatch advised him of a van off the road on Underpass Rd. Initial

information indicated there had been airbag deployment and there was a safe with it. Girouard, Loomis, and Pilner responded to the crash.

Girouard was aware Jackson's girlfriend, Gina Truskowski, lives nearby the crash location. She has been arrested for burglary in the past and is possibly pregnant with Jackson's child.

At the scene Girouard spoke with *redacted*, a nearby resident, who was there. Girouard arranged for a wrecker to come and collect the van. Loomis photographed the scene using Girouard's camera. Girouard learned from *redacted* that Joseph Truskowski, a known thief and Gina Truskowski's brother, was recently released from jail. He directed Pilner and Loomis to check the residence *redacted*. They were told Gina Truskowski and Eric Jackson were not there. Shortly after their return to the crash scene, dispatch reported a male had just stolen a Jeep from a residence that was only a few miles south of the van crash location. Girouard sent Loomis and Pilner to that area to try to contact the Jeep. Loomis soon radioed that he was following the Jeep. By this time, Mountainview Auto had arrived and was set up to remove the van. Girouard was speaking with the tow operator when Loomis radioed he was now pursuing the stolen Jeep. Girouard thought it was now after 0200 hours. Loomis advised that they were on Underpass Rd and headed in the direction of the van crash. Girouard directed the tow operator to get out of the way because they were on a bad corner and he didn't want him to get hit. (He wasn't sure if *redacted* was still there.) Girouard did not remember Loomis giving speed updates, and he did not know where Pilner was.

After the tow driver got out of the way Girouard looked for a safe spot to set up spike strips. He couldn't find one and returned. He was about to tell Loomis that he couldn't find a spot when he heard the sound from the Jeep's revving engine and the cruiser siren coming toward him. The Jeep passed by him and he began to pursue it as the lead vehicle. His lights and siren were on. He had Loomis, who was driving behind him, radio updates to dispatch so he could focus on driving. Girouard asked if there were still any Derby troopers working because they were heading into Derby's patrol area. There were none, so he asked dispatch to call some out.

Girouard has previously been in pursuits. During this one, he thought about the abilities of the people involved, road conditions, the circumstances, other traffic, and keeping dispatch notified. Based on what they were dealing with, he felt it was appropriate to continue the pursuit.

Girouard was unfamiliar with many of the roads the pursuit traveled over, and he was unable to recall the names of the ones he took. He was aware of the general route. When he started pursuing Jackson, they were at the van crash site in Caledonia County. They took US5 near Crystal Lake and ended on Burton Hill Rd in Orleans County.

The pursuit continued at a high rate of speed. The Jeep was all over the road and hitting 100 miles per hour. It went through Barton and took a sharp left turn. The road was paved and it was raining. The Jeep blew through a stop sign and continued straight to what turned into Burton Hill Rd. Girouard used his spotlight to try to illuminate the Jeep. He was able to see the driver was wearing red. He radioed this to dispatch. At one point, the Jeep's driver slammed on the brakes and stopped, forcing Girouard to stop to avoid hitting him. The Jeep accelerated forward again and the pursuit continued. Girouard

was able to see the driver's reflection in the driver side mirror by lighting it

up with his spotlight. He thought he recognized the driver to be Eric Jackson. Girouard felt things amped up a bit because of Jackson's history. He spoke about information indicating Jackson was committing burglaries and using cocaine. Girouard said he thinks Jackson is a dangerous person.

Girouard updated dispatch that he thought the driver was Eric Jackson, who was wanted for escape and a suspect in other burglars. Girouard tried to contact Jackson using his cruiser's public address (PA) system. At first, he was only able to change the siren tone. But when he got the siren turned off, he yelled something to the effect of, "Eric you need to stop, Eric this is Denis." The driver turned and looked back over his shoulder at him. Girouard got a good look at him and was surer it was Jackson. The Jeep stopped again and started backing up toward Girouard's cruiser, forcing him to stop and back up to avoid being hit. Girouard thought he would get hurt if he didn't move. Girouard felt the situation had now transcended being just a pursuit. He felt Jackson, a wanted subject driving a stolen vehicle, had just tried to ram his cruiser and was trying to hurt him. The Jeep sped off again; Girouard remembered seeing dirt spun up by the Jeep's tires at this point. Girouard continued to pursue the Jeep. He did not try to address Jackson over the PA again. Girouard knew Loomis was behind him; he had no idea where Pilner was. He knew Sergeant Lyle Decker, out of the Bradford Barracks, had been on his way home but was now responding. Sergeant LaCourse and the other trooper were headed to help. Dispatch was asked to notify the watch commander.

~~The pursuit continued up Burton Hill Rd with the Jeep driving erratically and at high speed. A minute or two after the Jeep nearly rammed him, they reached an area where the road goes downhill and then starts back uphill. The Jeep went to the left and then back to the right, braking suddenly. It backed up quickly and stopped. Girouard backed up a short distance and stopped. The Jeep backed up further. Girouard accelerated forward, trying to go around the Jeep. He felt contact from the Jeep striking the passenger side of his cruiser; he thought it sideswiped him as it backed up further. Girouard saw the Jeep angle at him, as if Jackson was steering in his direction. Girouard thought Jackson was trying to hurt him and/or disable his cruiser. Girouard cut sharply to the right after pulling ahead of the Jeep. As he came to a stop, his cruiser got hit violently on the passenger side and was pushed down the road. Girouard had cut to the right so his cruiser would give him cover and block the Jeep's path and prevent it from leaving, or at least slow it down.~~

Girouard didn't remember putting the cruiser in park. He got out as soon as the cruiser stopped moving. He thought his hand was already on the door handle when the cruiser was struck. He shut the door when he got out. There was no time to get the shotgun or patrol rifle from the cruiser. He ran toward his trunk with his sidearm out, but he didn't remember actually removing it from the holster.

When he reached near the rear of the cruiser, he could see the Jeep, which appeared to be driving right at him. He clearly recognized the driver as being Eric Jackson. Jackson was looking right at him. Girouard demonstrated his position on the Crash Recon Team diagram. He indicated he was right behind the driver side taillight, with the Jeep approaching him from his right.

Girouard thought Jackson was going to run him over. He didn't remember thinking about anything other than just seeing Jackson looking right at him, and that the Jeep was coming right at him. He thought Jackson was going to run him over and

kill him. He was not sure if the cruiser would protect him from the impact; he

thought about the impact possibly pinning him under his cruiser and dragging him. Girouard began shooting as the Jeep was colliding with his cruiser. He did not think there was any other alternative. The time from Girouard exiting his cruiser to reaching the rear of it, when he began to shoot and the Jeep hit it was seconds. Girouard described this as one fluid motion. The Jeep was moving toward his cruiser, accelerating, as he was exiting. Girouard did not say anything to Jackson, he had no time.

Girouard thought he fired five or six times. He didn't see the bullets hit, but he did see the windshield break, and it looked like Jackson reacted with sudden moves when the windshield shattered. Girouard thought he had a two hand grip on his weapon when he fired. He was aiming at Jackson's chest area. He aimed there because there was a higher probability of incapacitating Jackson. Girouard did not recall having time to make a sight picture. It was point and shoot.

Girouard's cruiser siren was still on. He didn't remember if he heard it at the time. Girouard did not remember if he heard the sound of his gunshots. He said his ears did not ring later.

Girouard did not know where Loomis was at this point.

The Jeep stopped and then began to back up, turning toward Girouard's left. Girouard stopped shooting when the Jeep started backing up. He described this backing up as seeming like the Jeep was accelerating in reverse; it was not just rolling back. Girouard moved around to the passenger side of his cruiser, still engaging the Jeep as a threat. He yelled commands to Jackson and became aware of Loomis to his left, also on the passenger side of his cruiser. Girouard was not then aware Jackson had hit Loomis' cruiser. The Jeep was slightly tilted because it was partially on the embankment. Jackson was moving inside, and it appeared he was trying to move the Jeep. Girouard yelled something like, "Stop!" Girouard could see clearly through the Jeep's front passenger window; he saw Jackson working the shifter or four wheel drive control. Girouard could not specify exactly where Loomis was, or if he had his weapon out. Jackson did not say anything that Girouard could hear, and he did not appear to be trying to communicate.

Girouard was fearful. He did not think the Jeep was hung up. The wheels were still turned toward him and Loomis. Jackson was not stopping or attempting to stop operating the Jeep. Jackson was still trying to drive the Jeep. He was an imminent threat, and he had just tried to kill him. Girouard felt Jackson was still trying to come at him in the Jeep. If he was able to move the Jeep, Girouard and Loomis had nowhere to go. Girouard knew other troopers responding. He was worried about what would happen to them if Jackson was able to leave the scene. Girouard fired at Jackson again. Loomis also fired, possibly just after he did. Girouard was aiming directly at Jackson. He was shooting through the front passenger window. He could not recall if this window was broken or not, but he could see Jackson clearly. He did not recall getting a sight picture. He described this, again, as point and shoot. As they were firing, Jackson still appeared to be trying to drive the vehicle. Girouard fired until Jackson slumped down in his seat. At that time, he felt Jackson was no longer a threat; he thought he was dead. Loomis stopped shooting at the same time. Girouard mentioned the VSP policy relating to shooting at vehicles, and clarified he was aiming at Jackson to eliminate the threat. Girouard and Loomis approached the Jeep. Girouard considered the possibility Jackson was faking. Loomis yelled

for Jackson to turn the Jeep off. Jackson said he could not move. While Loomis

provided cover, Girouard reached in through the passenger window and removed the keys from the Jeep.

Girouard fired sixteen times total. He didn't count the shots, but he fired all of the rounds (fifteen) in his magazine plus the one that was chambered and replaced the magazine. He did this reload as they approached the Jeep. He did not fire any rounds from the second magazine.

Girouard notified dispatch of "shots fired" and requested rescue. He logged into his computer to get their location. Pilner had arrived on scene; he and Loomis were with Jackson. Decker and another sergeant arrived on scene. Decker and Pilner attempted to provide first aid to Jackson, who they had removed from the Jeep. After they removed Jackson from the Jeep, Girouard asked him why he tried to run him over. He did not answer. He said he couldn't move or breathe. He appeared to be in a lot of pain. Girouard saw injuries to Jackson's face. Girouard was back and forth from his cruiser to the Jeep. He located some keys and a small bottle of alcohol (Girouard noted Jackson smelled of intoxicants), which he threw on the hood of one of the cruisers. Girouard thought these items had likely been removed from Jackson by one of the other troopers during a pat down. Jackson was moved to his side so he would not choke. Girouard advised dispatch Jackson would need more extensive medical care. Girouard took some scene photos because it looked like it was going to rain. LaCourse arrived and took over the scene. A Newport PD officer arrived. The watch commander and command staff were notified. Rescue arrived. Loomis and Girouard rode to the ~~st Johnsbury Barracks with Decker. On the way, they stopped to get something to~~ drink.

At the Barracks, they had brief contact with command staff personnel who checked in on them. They waited in the patrol commanders office to meet with BCI personnel. Girouard spoke with Detective Sergeant Mike O'Neil (Union President) and his family. After meeting with BCI, Girouard was driven home by Sergeant Brian May.

At the end of the interview, Girouard said he wasn't aware of it at the time, but looking back, he experienced tunnel vision during this shooting.

Girouard clarified that this was a lethal situation. Using a Taser was not an option.

Girouard had never fired his weapon in the line of duty before. He has military experience, but had never discharged his weapon in combat.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives	Narrative
6 Annis, D.	11:53:33	06/17/2014	
Hospital Evidence by Det. Sgt. D. Annis			14B201677

On 5-28-14 at approximately 1115 hrs I assisted Tpr. Erica Lavalley unpack clothing she had received from North Country Hospital that had been worn by Eric Jackson at the time of the incident. We placed the clothing on the floor in the evidence garage at the State Police Barracks in Derby to be inventoried and photographed. We then hung all wet clothing in the evidence garage to be air dried. The items that were not air dried were placed in evidence bags by Tpr. Lavalley. Tpr. Lavalley also completed all necessary property forms and laboratory forms including the chain of custody.

I took 13 photographs of the clothing with my digital camera. I transferred the photos onto CD and submitted the CD to the Vermont Forensic Laboratory.

This concludes my involvement in this incident.

Det. Sgt. Darren Annis
VSP Derby
6-17-14

Law Supplemental Narrative:

Supplemental Narratives

Seq Name	Date	Narrative
7 Zonay, B	18:07:05 06/17/2014	
PI: Trooper Seth Loomis (DOB: 07/31/1987)	Interviewed By: Sgt Barbara Zonay and Sgt JP Schmidt on 06/06/2014	Case #: 14B201677

Trooper: Det Sgt Barbara Zonay

Person Interviewed:

Seth Loomis
VSP St Johnsbury
1068 US5
St Johnsbury, VT 05819

List of Exhibits: Audio/recording of interview at St Johnsbury VSP

Narrative:

On 06/06/2014, Sgt JP Schmidt and I met with Tpr Seth Loomis at the St Johnsbury Barracks for a follow up, recorded interview about this incident. Also present was VTA attorney Jim Dunn. The purpose of the interview was to get a more detailed account of the officer involved shooting that took place on May 28, 2014 on Burton Hill Rd in the town of Barton.

Tpr Loomis is a Trooper First Class stationed at the St Johnsbury Barracks. He has been a trooper since July 2011, and graduated from VCJTC in December 2011. He has been stationed at St Johnsbury since Dec 2011. He usually works nightshift. His general duties include traffic enforcement, basic criminal investigations, accident investigations, and calls for service. His special duties include Drug Recognition Expert and he was certified in this area in March 2014. He is also the DUI trooper for St Johnsbury office. He is also certified to use and carry a patrol rifle.

On May 27, 2014, Tpr Loomis was assigned to nightshift and he signed on at 1400 hours, to work the Burke town contract for 3 hours before shift. The shift runs from 1700-0200 hrs. He was on the 4 days on, 2 days off portion of the schedule. This was his 4th shift of the week, and he was headed into days off. When asked how many hours of OT he might average in a week, he advised that it could be around 15 depending on the week. He advised that he did not believe that he had any overtime on the shift that he worked on May 26th.

On May 27th, he was working with Tpr Chris Pilner and Sgt Denis Girouard. This is a normal shift for them. He is on Sgt Girouard's line, so they work together daily. When asked to describe his daily routine, Tpr Loomis advised that he normally stays up for an hour after shift, then gets up around 10, eats breakfast and goes to the gym, then prepares to go to work. He is not married and has no children at this time and described himself as having no stress at home.

I asked him what was happening on shift that night and he advised that he was doing paperwork for his DRE evals, just trying to get them typed up. He said it

was maybe about 0100-0130 in the morning when the call came in for a car off the road on Underpass Rd. Tpr Pilner took the call. The odd thing was that the van was reported to have a 3ft by 3ft safe hanging out the window or the door, so automatically they thought it might be a burglary or a stolen vehicle. He said that dispatch ran the plate and got the registered owner's information. Sgt Girouard was headed home at the time, because he was signing off an hour early or working a split. Sgt Girouard assigned Tpr Pilner to go to the registered owner's house and sent Tpr Loomis to the scene of the crash. He arrived at the scene and met with the complainant and a *redacted*, who is known to Tpr Loomis. *redacted* heard squealing tires, and what he thought was the crash around an hour before Tpr Loomis arrived on scene. He asked if he walked around the car or anything and they said yes. He said the back sliding door was open and the safe was hanging out. He saw hammers in the car, and piping, and the driver's side seat was pushed very close to the steering wheel, so either the driver was very short or someone moved the seat forward, maybe to get the safe out.

When Sgt Girouard arrived on scene, he assigned Tpr Loomis to take photographs of the scene, which he advised that he did. He documented the whole scene. The vehicle had been headed towards Route 5 on Underpass Rd, and he advised you could see where the tires locked up and the vehicle went off the road into a dirt pile, and it ended up in the ditch, where it came to a position of uncontrolled rest. He advised that it looked like they (operator) tried to move it out of there because you could see the tires were spun a little bit but it wasn't able to be moved. He took photos and documented the safe. He then photographed the shoes of the two gentlemen on scene. He took photos of the shoe prints at the scene and then turned the camera back over to Sgt Girouard. He felt that something wasn't right so, he then told Sgt Girouard that he was going to drive around for a little bit to see if he could find somebody walking. He did run the complainant's vehicle, as he was sitting off the side of the road, and spoke to him, but he was all set.

He advised that he started heading north on US5 towards Barton, he got up to Crystal Lake and was unable to find anything out of the ordinary. He advised that Tpr Pilner then called him over the radio and that Joey Truzkowski's name came up. Truzkowski is a known burglar and lives in Sutton. He just got out of jail in February. They responded up to *redacted* residence. He did note that it appeared that there was scrap metal hanging out of a trailer on the property, which he noted for future reference. It has been an MO of burglars to steal scrap metal. *redacted*

At this time, Tpr Loomis gave us some back story about why they were asking about Eric Jackson.

He advised that Jackson's name came up about 2-3 weeks prior to this incident. There was a burglary to Barney's Convenience Store in Concord at that time, where liquor and cigarettes and possibly a cash register were stolen. It was alleged that he was tied into that and also there was a break in at Northeast Auto in Lyndonville the same night. Someone attempted to pry open the overhead door and smashed out a side light and gained entry through the front door, but nothing was taken. Jackson's name came up after one of the cash registers from a NH break in was found in Lyndonville. They were able to get pictures from one of the break ins, and one was of a vehicle that resembled the one that Jackson's grandfather drove. It was described as a small pickup with a cap, with one of the windows broken out. They then found out that the Jackson was now out of prison. They start adding things together and looked at the photos from Barney's market and noticed the suspect wearing a distinctive red and white striped hat with a "B" on the side. Tpr Loomis was checking Facebook *redacted*

redacted

He saw photos

there of Jackson wearing a hat just exactly like the same hat that is seen in the Barney's pics.

Tpr Pilner was able to get a search warrant on Eric Jackson's grandfather's house the week before this incident occurred. They were not able to find Jackson though and no one had admitted seeing him or knowing where he was. When I asked if they knew he was on probation, Tpr Loomis advised that yes they did. He had gotten an email sent to the troopers from Chief Harris of the Lyndonville PD, advising that Probation and Parole were getting a warrant for Jackson on escape status, and that Jackson had fled from P and P, and was wanted. During this incident the troopers did know that Jackson was wanted.

redacted

Loomis left *redacted* house and went back to the scene. When he was talking with Sgt Girouard, he advised that he remembered this a few days after the incident, he saw a crane truck, which was reported stolen. He remembered seeing the truck go by as it was going south on US5 towards Burke, and he wondered why a big truck like that was out so late. Sgt Giroaurd told him to go drive up Underpass Rd and see if any cars or houses have been broken into. He also said he was lookin on the side of the road for items left behind.

As he was driving, he heard that a Jeep is reported stolen and a male subject took the car, the keys had been left in the center console. The jeep was headed south on US5 towards Burke. He radioed in that he is headed that way. Tpr Pilner is also headed that way. He made sure that he has the plate from dispatch, and description. He entered West Burke and knew that Tpr Pilner is ahead of him. He was going to go over to 114, and saw a vehicle drive right through, no blinkers, from Depot St. He verified that the plate and description match. He called Tpr Pilner and advised that he had the vehicle in front of him and they are traveling on US5, just passing Mike's Gas Station, and he's making a left on Depot. He described Depot as a big horsehoe shape. He said now he made a right on Depot. He said that now, the operator is using his blinker and driving normally. He could see Tpr Pilner's headlights coming up behind. He heard Tpr Pilner say over the radio that he can see the cruiser now. He waited to initiate the stop until Pilner was closer. As soon as he hit the lights, he advised that the jeep took off. He could hear the engine revving, and he turned on the siren and then he radioed that the car is not stopping. At this time they were on Burke Hill Rd. Tpr Loomis advised that he was not very close to the Jeep because the jeep was operating at a very high speed, and he thought that the jeep is going to roll over, he was driving that fast. The jeep continued up Burke Hill Rd to the intersection of Calendar Brook, and Underpass Rd.

Tpr Loomis advised that while they were on Burke Hill Rd, he estimated that the jeep is going about 100 miles per hour or more. He advised that it was to the point where he did not feel safe keeping up with him at that speed. He said that he was keeping up but keeping his distance, trying to keep an eye on the taillights. He advised that he knows that the jeep is not going to make any turns at that speed or it will roll. He advised that he is keeping his distance because he doesn't want to come over a hill and hit the jeep after it crashes. He advised that he was calling out road names as they passed and speeds, weather conditions and road conditions. He advised that the jeep made a right on

Underpass Rd, and he called out Calendar Brook, but is mistaken, and it was Underpass Rd. He described this as the top part of Underpass Rd, and advised

that Sgt Girouard is at the crash scene on the bottom of Underpass Rd. They were headed towards the initial crash scene, and towards US5. Tpr Loomis advised that he was going about 95mph on that road and he did not feel comfortable going that fast. He advised that the jeep is going 100 mph or more, and was pulling away from him. They started getting closer to Sgt Girouard's location. Loomis advised that there are S- curves, with sharp drop offs and no guardrails on this road. He advised that he did not want to crash, so he slowed down. He called out that he lost him and then came upon him again seeing the taillights in the distance, still on Underpass Rd.

He radioed ahead to Sgt Girouard's location. Sgt Girouard advised that he will get the wrecker operator out of the way and will try to find a spot to set up spikes. He was not able to find a spot to set up spikes. When Tpr Loomis came through the s curves and saw the van and the tow truck, through the initial scene, he advised that Sgt Girouard took primary then. They were each radioing dispatch and were walking on each other. Tpr Loomis was calling out the roads and the speeds. Once they got off Underpass Rd, they headed north on US 5. Tpr Loomis called in speeds of 80-85 mph, using his patrol speed on his radar. They are easily doing 90- 100 mph, but he had to stay further back. He was calling out cross streets as they went by them. He can see Pilner behind him but way back. He advised that the reason they did this is per rules and regs. First car is primary, second is calling out locations, speeds, road conditions, and third car is 20 car lengths behind.

They continued to follow vehicle and the operator was swerving all over the road crossing yellow lines, into the other lane. When they passed Crystal Lake, he advised that the jeep almost hits the guardrails. They continued into Baron Village and this was now out of his coverage area, and he was not familiar with the roads. He advised that they come up to the sharp Y, which he now believes is Elm St. They made the sharp left onto Elm, and he radioed to Pilner that they went left at the Y, but he now knows that Pilner went straight at the Y. He didn't know where they are, but they go up what he now knows is Burton Hill Rd. He didn't know the area but judging from the way the suspect is driving, he thought that the suspect was familiar with this road and knew where he was going. The thought occurred to him that the suspect might have been trying to bait them in. He advised that he didn't know where they are going but the suspect clearly did, by the way he's travelling. He started getting nervous, and getting scared, because he didn't know what road they were on, and just knew what cross streets they had passed. He wondered if the road was going to dead end or if the suspect going to do something crazy or what. He advised that the suspect was going well over 70-75 mph on a dirt road with sharp corners, and then he saw Sgt Girouard's brake lights suddenly a couple of times and then Loomis brakes, then they started going again and they gave chase.

He advised that this was where things get hard, and he heard Sgt Girouard say something like "Jackson." However he can't hear him very well, whether it was because they walked on each other (interference with the radios communicating simultaneously) or if it was because the cruisers are so close together that the cruisers can't hear the other cruisers radio transmissions. Tpr Loomis began to become emotional at this time. When he hears Jackson, Loomis thinks Eric Jackson.

The pursuit continued, and he saw the car stop again and Loomis tried to take up felony stop position to the right, and Girouard is to the left. The suspect

backed up and almost hit Sgt Girouard's cruiser, then took off again. He drove recklessly, giving Tpr Loomis the impression that he did not care who got hurt,

hurting himself or others. He advised that he was scared because he didn't know where this was going, or where he was or what the suspects intentions were and all he knew was Jackson's previous history. When he saw the suspect stop and come at Sgt Girouard's cruiser, he thought that this guy did not give a fuck what happened tonight because of the way he was driving and because of what he had done and almost ramming the sgt's cruiser. This puts Tpr Loomis on high alert. He felt that they weren't dealing with someone who was acting right at that time. After all that, he was on guard more so. He didn't know where this was going but he didn't like it.

They were following again, and the suspect came to another abrupt stop. He said he remembered a brief halt and saw the Jeep go into reverse, but then it didn't, so the reverse lights were not on, then it just gunned back, angled back towards Sgt Girouard's cruiser. The driver's side quarter panel of the jeep hit Sgt Girouard's back passenger side quarter panel. He said that he recalled that he swung the vehicle around and the front driver's side of the jeep made contact with Sgt Girouard's cruiser again which is where the video showed the back end hit, as Sgt Girouard's cruiser tried to move around to try to get away from him, but then he was pushed sideways; part of which was the jeep that hit him and part of which he thought was the cruiser trying to get away. Then he said he remembered seeing "bang! The car goes in drive and rams Sgt Girouard's cruiser." He thought then that he was going to have to take primary and go after the suspect if Girouard's car was disabled. Then he said that the reverse lights came on and he thought "this guy is going to hit me, and then he does!" He hit him hard, so hard the camera is knocked off the windshield. He saw the hood of his cruiser coming at the windshield and then the bumper of the jeep up over the top of the hood. He said that he was scared and he thought that the jeep was going to run right up over the top of his cruiser. He said he had nowhere to go and he crossed his arms in front of his head, said he had his arms up like that. He radioed that the suspect just rammed Girouard's cruiser and now he had hit his.

He said that he was still hitting the brake. He thought the suspect was going to kill him right there. He got out of his car, didn't even put it in park and grabbed his sidearm. At that point in the interview, Tpr Loomis was overcome with emotion. He saw his sergeant, and he was very close to him. He knew Sgt Girouard's wife and kids. And he saw the jeep flying at Sgt Girouard and all he could think about was that Sgt Girouard was going to get hit. At that point, we stopped the recording for a few minutes to give him the chance to gain some composure.

When we went back on the record, Tpr Loomis was still upset, but he was able to speak. He advised that he had not spoken about this with anyone before today. He said he had been okay with it, but now that he thought about what he was thinking and feeling that night, it upset him. He said he saw Sgt Girouard get out of the cruiser and head to the back of the cruiser then saw the jeep heading towards him. He said that he knew that the suspect just hit him and he rammed Sgt Girouard. He was scared that he's going to kill him and he was gonna kill Sgt Girouard. He knew from experience what a 4000 pound car could do. He was thinking about Sgt Girouard's family, his three kids and how was he going to explain it to them. He said he is close with his sergeant, and he was afraid that the suspect already rammed him, now he was going to ram into the Sgts cruiser and run him over and kill him, because he just doesn't care.

He observed this and started running, he heard shots being fired. He had nowhere

to go, his cruiser was rolling down the hill and he couldn't go left because the maniac was there in the car trying to kill them, and then he heard shots being

fired. The only safe alternative he had was to run to the front of the sgt's cruiser. He advised that he was running out of options, he knew he was in a tight spot. And he didn't know how Sgt Girouard was because he couldn't see him.

He then looked and saw the jeep coming at him, he put his left hand up, and he could almost touch the car coming at him and he had his gun in his right hand. He advised that he knew already that the suspect didn't care if he got hurt, he already rammed him. He thought that the suspect was trying to disable the cruisers and he didn't care and wanted to get away, and didn't care how he did it. He advised that he thought he was going to die in his cruiser. He was watching him repeatedly ram the sgt's cruiser while the sgt was standing behind it. He stated "Who would do something like that?" He advised it wasn't like the suspect was going to be able to go anywhere. He had had multiple chances to stop. He had seen the blue lights and sirens, so he knew they were officers. He advised that this could have ended a different way, but unfortunately, the suspect's actions had forced them to do something that he never thought he would have to do in his career. He never thought he would have to fire his gun. He said he didn't want to do that. He saw the car coming at him and he put his arm out and he thought the guy is trying to run him over in his car. He saw the car and he sidestepped around it and started shooting at it. He was not shooting at the tires, he was shooting at the operator, because the operator is the threat.

He said he had nowhere to go, he didn't know what the suspect was going to do if he got around him, so his only choice is deadly force. He thought that he ~~couldn't follow anymore, if he got away, due to disabled cruisers. He thought~~ that if the suspect got by them that he could run head on into Pilner or try to run him off the road. He didn't know if his portable radio was working or not. He didn't know if Pilner knew shots were fired. He advised that the operator needed to stop, and no one else was going to get hurt. He said again that he put his left hand out, and he saw the car coming at him and stepped away and he was shooting at the driver. He remembered the glass shattering. It was the rear passenger window and then the front passenger window. He could hear the engine revving and and see the operator turning the wheel and moving the car. The threat was still there and he was continuing past him and Tpr Loomis was still firing rounds until he saw the operator go limp and not operating or attempting to operate anymore. He described the operator slumped forward and hands dropped off the steering wheel. He said show me your hands. He heard the operator say I can't move my hands, or something along those lines. He took a position in front of the car so he could have a line of sight on the driver, and Sgt Girouard went in and turned the car off.

When asked if he was yelling while he was shooting he says that he was yelling turn the fucking car off, stop the fucking car, so much that he lost his voice the next day or so after. He advised that he was not experiencing tunnel vision during the event. That he saw the glass breaking, he heard the glass of the windows breaking as the rounds are going through. He knew that he could see the operator's hands still on on the wheel, and that he was still driving. He noticed that he could feel a concussion from what he thought was the shots from Sgt Girouard's side arm, as he was firing next to him. He again said that he stopped firing when he felt that the operator was no longer able to operate the car. The operator was limp and the car was off the side of the road. He advised that he thought that they killed him (the operator.) He advised he was yelling let me see your hands. He heard something like I can't move. He advised that Sgt Girouard reached through the passenger side window and turned the car off, and put it in park. He advised that Tpr Pilner then arrived and he asked Tpr Pilner

to turn his (Tpr Loomis's) siren off. He did that and then told him that the car wasn't clear and gave Tpr Pilner a brief rundown of what occurred.

Sgt Girouard told them that they needed to render first aid to the suspect. They got him out of the car and the suspect was patted down. A bunch of keys were found on the suspect. The keys ended up in the grass possibly, but then finally were moved to the hood of Tpr Pilner's cruiser. They did not cuff the suspect because he was unarmed at this time and he advised that he was worried about positional asphyxia. The suspect told them he could not feel his legs. He also remembered the suspect saying something like "I'm sorry, guys." The suspect wanted to lay on his stomach, but they kept him on his side. He also said something like "Please don't let me die." They told him to stay still and that EMS was coming. He remembered Sgt Lyle Decker coming to the scene. Sgt Decker relieved Tpr Loomis at the scene.

Tpr Drew arrived from Derby with Sgt LaCourse. She and Tpr Loomis went to the academy together and he advised that he asked Tpr Drew to check his magazine to see how many rounds he had fired. She did and saw that there was 1 in the mag and he knew he had 1 in the chamber, so he knew how many rounds he had shot.

He saw Rescue tending to the suspect and saw some of the suspect's injuries at that time.

He advised that he told Sgt Lacourse that where his cruiser was, was not the area where it was struck. He advised that where his microphone for his WatchGuard video system was, was where he got out of the cruiser.

He advised that he had been transported back to St Johnsbury barracks along with Sgt Girouard by Sgt Decker.

Tpr Loomis told us that this was the most violent encounter he had ever experienced on the job to date.

He advised that he was wearing his normal short sleeve uniform with cap toe boots, with vest and gunbelt. He carries the normal issued ammunition and issued firearm, Smith and Wesson 40 cal.

He was operating his normal cruiser which is assigned to him, a 2011 Ford Crown Victoria, fully marked with full light bar.

He had no previous history that he was aware of with Eric Jackson.

When asked why he did not use shot gun or rifle, he advised that he did not have time. The patrol rifle was in the back seat and his shotgun was in his trunk.

Tpr Loomis was shown a diagram of the scene that was created by Tpr Chuck Schulze of Crash Recon Team. He was able to indicate about where his cruiser was struck and where he ran around his cruiser and towards the front of his cruiser. He showed where he saw Sgt Girouard running, towards the back of his cruiser and saw the Jeep heading towards Sgt Girouard. He shows where he was approximately where he was when he started firing and then where the suspect goes limp. He indicated this with a line on the diagram and this diagram is saved as evidence.

When asked if he would hear or see the suspect saying anything during the incident, he advised that he did not.

When I asked him why he did not deploy his tazer, he advised that the windows were closed and it would have been unsafe to try to get close enough to use it.

I asked him about options as far as backing off, which he had talked about earlier during the pursuit, in fact at one point he said over the radio that he had lost the vehicle. It had happened so quickly and so violently that they had no other options, they could not back off and they had to stop him for the safety of others too.

He had never fired a weapon in the line of duty before. He advised that he had been present in an officer involved shooting before, but had only held the gun up, but had not fired.

Sgt Schmidt asked to clarify the point about the crane truck. Tpr Loomis advised that he saw a picture of the truck on his mom's iPad, and realized that was the truck he saw going south on US5, when at the original crash scene. This crane truck was stolen from a local business the same night, and was found a short distance from where the Jeep was stolen. Jackson is a suspect in this theft.

Tpr Loomis showed us the path of the pursuit on a map.

Tpr Loomis advised that he did not recognize Jackson, except after the shooting he recognized him from a Facebook photo.

Sgt Schmidt asked if during the shooting, he had a sight picture. Tpr Loomis did ~~not really know, because it was fast.~~ He advised he went from one hand hold to two hand hold during the shooting.

When he saw the operator slump, he advised that the jeep continued backwards under its own power.

When asked if he heard Sgt Girouard's shots he advised that he could feel the shots, but did not see him.

Tpr Loomis signed the sworn audio statement form.

This concluded the interview.

This interview was audio recorded and copies of recordings should be referenced for exact wording and conversations.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives
		Narrative
8 Zonay, B	18:08:45 06/17/2014	
SUPPLEMENTAL REPORT	SGT ZONAY	06/17/14
Case Number:	14B201677	

On 06/10/14, I met with Cpl Owen Ballinger at the Derby Barracks and showed him the WatchGuard videos of the scene. This enabled him to make sure that his CRT report was accurate.

At that time, I also took care of Jackson's clothing and shoes that had been seized from North Country Hospital. They had been drying in the secure evidence garage at Derby Barracks. I photographed all of the clothing and bullet holes in said clothing. I photographed the bottoms of the shoes as well, due to Jackson being a suspect in several break ins that occurred the night of May 27/28.

The clothing was packaged, and along with the clothing that I had received from CSST from the scene itself, these bags were all turned in to temporary evidence at Derby Barracks. Jackson's wallet and personal effects were also submitted for safekeeping to temporary evidence.

I then documented the damage to the Jeep and the two cruisers by photographing and video recording, while they were in the Derby Barracks parking lot.

On 06/17/14, I was advised by Lt LaPorte to make copies of the 3 WatchGuard videos from the three cruisers involved in the incident. These videos were turned over to Capt Sinclair for viewing by HQ Legal Dept, as the press had requested access to them.

I was also told to make copies of the photos and videos of the damage to EQ305 and EQ367. These were turned over to Capt Sinclair for viewing by SA Lisa Warren.

Law Supplemental Narrative:

Supplemental Narratives
Seq Name Date Narrative
9 Zonay, B 10:34:00 06/19/2014
Vermont State Police Investigation Narrative

Offense/Case #:14B101662

Date/Time Complaint Received: 02:07 hrs, 05/28/14 (It should be noted that this is when dispatch entered the case, there could have been a delay since Dispatch was dealing with other calls.)

Date/Time of Crime: 01:50 hrs, 05/28/14

Victim Information: Sonya Clayton *redacted*
2566 US 5, Sutton, VT *redacted*
redacted

Complainant: Sonya Clayton

Description of Scene: Residence on US5

Accused Information: Eric Jackson dob: 11/23/1986
unk address

Modus Operandi: Subject stole Jeep from driveway of residence. Keys were inside vehicle. Pursuit ensued when VSP encountered the vehicle on a public highway. Suspect rammed two cruisers and was subsequently shot by troopers.

Discovered By: Sean Pray *redacted*
redacted

Weather Conditions: light rain/ misting

List of Evidence:

1. Photos of scene
2. Watchguard videos of pursuit from EQ305, 367 and 339
3. Crash Reconstruction Team (CRT) scene diagrams
4. Statement of Sonya Clayton
5. Statement of *redacted*
6. Photos of damage to cruisers
7. Photos of damage to Jeep
8. Clothing worn by Jackson, removed at the scene for first aid
9. Clothing worn by Jackson, removed by hospital staff
10. Personal items of Jackson's
11. Keys recovered from scene/ found on Jackson
12. Projectiles removed from Jackson by Hospital staff
13. 29 bullet casings recovered at scene
14. CRT Report

15. Crime Scene Search Team (CSST) Report
16. (3) discs of Audio recordings of statements of Sgt Girouard, Tpr Loomis, Tpr Pilner
17. Estimates of damage to cruisers

Narrative:

This case pertains to an officer involved shooting which I was assigned to investigate on 05/28/14. I was notified at about 0300 hours that I was needed to respond to the St Johnsbury Barracks to assist with the investigation. I arrived at the Barracks at about 05:30 hrs.

This case is part of a broader chain of events that led up to this incident. Instead of chronicling each incident here again, please see the following case numbers:

- 14B201676 (Burglary to JP Sicard's)
- 14B201820 (crash of truck stolen from Sicard's)
- 14B101663 (Seth's Auto Burglary)
- 14B101661 (crash of van stolen from Seth's Auto)
- 14B101662 (stolen Jeep)

On 05/28/14, at about 02:00 hrs, Sonya Clayton called to report that her 1994 Green Jeep Cherokee, bearing VT reg plates FEF302, had been stolen, and the suspect was travelling south on US5 towards West Burke. Clayton's residence is at 2566 US5 in the town of Sutton, which is just north west of the town of Burke.

In her sworn statement, Clayton advised that at about 01:50 hr, her boyfriend, Sean Pray, woke her up to say that her Jeep was being stolen. She called VSP to report it and was advised that a couple of officers were in the area and they would be on the lookout for it. She advised that the keys were in the console of the Jeep and it needed work on the brakes. She advised that she did not see the vehicle leave but heard the tires squealing.

I spoke with Sean Pray, Clayton's boyfriend. He advised that he wakes up to the littlest noises, because his daughter has sleep apnea and he needs to monitor how long she wears the mask for at night. He advised that night that he was sleeping and some noise woke him up. He did not know what the noise was, but in retrospect he believed it might have been the sound of the Jeep's door closing. He looked at the TV and saw that it was 01:50 hrs and went to check on his daughter. He heard a sound like an engine revving and did not think too much of it, since they live right near a well traveled portion of the road. He tucked his daughter in, went to the front door and saw the Jeep being driven across the front lawn, squealing its tires as it took off. He advised that he yelled to Sonya that the car was being stolen, and then he took off in his own truck, without shoes or a coat or anything, and tried to catch up to the Jeep. He advised that he did not catch up to it however. He advised that he went down in to West Burke, and that the suspect probably went over the Station Rd, so he never saw him. He could not give a description of the suspect who took the Jeep.

Tpr Loomis, Tpr Pilner and Sgt Girouard were investigating a report of a van off the road on Underpass Rd in Sutton, at this time. The van was found to have a safe partially hanging out of the rear door, which was suspicious. Tpr Loomis was driving in the area looking for suspects or clues in the van accident, and

heard the BOL for the stolen Jeep. The Jeep was headed south on US5 towards Burke. He radioed in that he was headed that way. Tpr Pilner was also enroute. Tpr Loomis made sure that he had the plate and vehicle description from

dispatch. He entered West Burke and knew that Tpr Pilner was ahead of him. Both Tpr Pilner and Tpr Loomis were operating fully marked State Police cruisers with full light bars.

The Jeep was located by Tpr Loomis when he observed it run through a stop sign on Church and Depot St in West Burke, in Caledonia County. He verified that the plate and description matched. He called Tpr Pilner and advised that he had the vehicle in front of him and they were traveling on US5, just passing Mike's Gas Station, and was making a left on Depot. He described Depot as a big horseshoe shape. He said then, the operator was using his blinker and driving normally. He waited until he could see Tpr Pilner, to attempt to stop the vehicle. As soon as he activated his blue lights, the Jeep took off. He could hear the engine revving, and he turned on the siren and then he radioed that the car was not stopping. At this time they were on Burke Hill Rd. Tpr Loomis advised that he was not very close to the Jeep because the Jeep was operating at a very high speed. The Jeep continued up Burke Hill Rd to the intersection of Calendar Brook, and Underpass Rd.

Tpr Loomis advised that the pursuit travelled from Depot St, to Burke Hill Rd, to the intersection of Calendar Brook Rd, and onto Underpass Rd. Underpass Rd is where the initial crash scene is located. Tpr Loomis advised that the suspect operating the Jeep was driving very fast and very recklessly. He estimated speeds up to 100 mph.

Tpr Loomis radioed ahead to Sgt Girouard's location. Sgt Girouard advised that he would get the wrecker operator out of the way, which he did, and would try to find a spot to set up spikes. He was not able to find a spot to set up spikes. When Tpr Loomis came through the S curves and saw the van and the tow truck, through the initial scene, that was when Sgt Girouard took primary.

Tpr Loomis called out the roads and the speeds. Once they got off Underpass Rd, they headed north on US 5. Tpr Loomis called in speeds of 80-85 mph. He advised that Tpr Pilner was behind him, very far back.

The pursuit continued north of US5, speeds reaching over 100 mph. The suspect was swerving all over the road, crossing the double yellow lines, and operating completely in the oncoming lane. There was no other traffic at that time. When they passed Crystal Lake, in the town of Barton, VT, the Jeep almost hit the guardrails. They continued north into the town of Barton, Orleans County. They came to a "Y" in the road and the suspect turned left onto Elm St, which turns into Burton Hill Rd. The troopers were not familiar with this area, as it was outside of their patrol area. Sgt Girouard and Tpr Loomis turned left but Tpr Pilner, who was further back, did not see which way they went, so he continued straight. Sgt Girouard used his spotlight to illuminate the Jeep. He observed that the operator was wearing something red.

At one point, the Jeep's operator slammed on the brakes and stopped, forcing Sgt Girouard to stop to avoid hitting the Jeep. The Jeep then accelerated again and the pursuit continued. Sgt Girouard was able to see the operator's reflection in the driver's side mirror, by illuminating it with his spotlight. He thought that the driver was Eric Jackson, who he knew from previous criminal acts and possibly a dangerous person. He knew that Jackson was a drug user and a burglar which heightened his concern and awareness. Sgt Girouard informed dispatch that

the suspect

was possibly Eric Jackson. Sgt Girouard was aware that Jackson was wanted for escape and was a suspect in other burglaries.

It should be noted here that Eric Jackson had been on furlough and had tested positive for Buprenorphine, cocaine and opiates, on 05/15/14. When he was advised that he failed the drug test, Jackson fled the DOC. DOC filed an affidavit on 05/16/14, for a warrant for Jackson's escape from custody. Caledonia SA Lisa Warren promptly filed the escape status charge with the court on 05/16/14, however due to unknown delays or oversight, the warrant was never actually issued until 05/28/14. In reviewing CCO Ryan George's affidavit reference the escape charge, it states that Eric told George that he didn't want to go back to jail and that he wanted to die.

Sgt Girouard tried to contact Jackson using the PA system in the cruiser. He said something to the effect of "Eric you need to stop, Eric this is Denis." The operator turned to look at him and Sgt Girouard was more sure that it was Jackson at that time.

The Jeep stopped a second time and started backing up towards Sgt Girouard's cruiser. He had to back up to avoid getting rammed. Sgt Girouard advised that he thought he would get hurt if he did not move. Tpr Loomis observed this incident and this raised his alarm level because it indicated that the operator did not care if he hurt the troopers. Sgt Girouard advised that this event turned the situation into more than just a pursuit. They had Eric Jackson, on escape status, driving a stolen vehicle, who had just tried to ram him and hurt him. The Jeep took off again and he and Tpr Loomis continue the pursuit. Sgt Girouard advised dispatch to send back up from the other offices. Sgt Decker was headed from Bradford and Sgt LaCourse and another trooper were headed from Derby. Sgt Girouard also called for notification to the watch commander.

The pursuit continued up Burton Hill Rd. A minute or two after the suspect attempted to ram Sgt Girouard, the suspect came to another abrupt stop. He backed up and stopped. Sgt Girouard backed up too. Sgt Girouard saw the Jeep angle at him, as if the suspect was steering in his direction. The Jeep backed up further, and Sgt Girouard accelerated forward, trying to get around the Jeep. Sgt Girouard felt the contact from the Jeep striking the passenger side of his cruiser. He thought this impact was from the Jeep sideswiping him as it backed up further. He thought that the suspect was trying to hurt him or disable his cruiser. He cut sharply to the right after he pulled ahead of the Jeep. As he came to a stop, the suspect hit his cruiser violently from the passenger side and pushed the cruiser up the road.

Tpr Loomis observed this and had gone to the right slightly, on the roadway. Then he observed that the Jeep's reverse lights came on and he thought that the suspect was going to hit him. The Jeep accelerated and rammed into the front of the cruiser. He advised that the impact was so hard that the video camera was knocked off the windshield and he saw the hood of his cruiser fold up towards him. He also saw the rear bumper of the Jeep up over the top of his hood. He thought that the Jeep was going to go over the top of his cruiser. He radioed in that their cruisers had been rammed. He advised that he thought that he was going to be killed right there, he did not even put the car in park but had his

gun out and got out of his cruiser.

At the same time, Sgt Girouard did not know that Tpr Loomis had been rammed. He

advised that he got out of his cruiser and was running to the back of his cruiser, when he saw the Jeep driving right at him. He was right near the rear driver's side taillight with the Jeep approaching from his right. Sgt Girouard thought the suspect was going to run him over and kill him. He advised that the suspect

looked right at him and was driving right at him. He was not sure if the cruiser would protect him from the impact or not. Sgt Girouard began shooting as the Jeep impacted his cruiser again.

Tpr Loomis saw Sgt Girouard get out of his cruiser and head to the back of the cruiser and saw the Jeep headed towards Sgt Girouard. He was afraid that the suspect was going to kill Sgt Girouard, because the suspect just did not care.

Tpr Loomis

started running towards them and heard shots being fired.

Sgt Girouard shot 5-6 times. He saw the windshield break and it looked like the suspect reacted with sudden movements when the windshield shattered. Sgt Girouard advised that he was aiming at the suspect's chest area to incapacitate him.

The Jeep stopped and began to back up turning to Sgt Girouard's left. He said that he stopped firing when the Jeep started backing up. He said it was ~~accelerating in reverse, not rolling backwards.~~ He advised that he moved to the passenger side of the Jeep still engaging the threat.

Tpr Loomis was running towards the front of Sgt Girouard's cruiser, and saw the Jeep backing up fast towards him. He advised that he could almost touch the passenger side rear of the Jeep as it was nearing him. He couldn't see Sgt Girouard and did not know if he was okay or not. He saw the Jeep coming at him and he already knew that the suspect did not care if he hurt him, since he had already rammed his car. He advised that the suspect was trying to get away and didn't care how he was going to do it. He sidestepped around the Jeep and started shooting at the operator to neutralize the threat.

Sgt Girouard advised that he yelled commands to the suspect and became aware of Loomis to his left, also on the passenger side of his cruiser. The Jeep had traveled in reverse, up onto an embankment, and was slightly tilted because it was partially on the embankment. The suspect was moving inside, and it appeared he

was trying to move the Jeep. Girouard yelled something like, "Stop!" Girouard could see clearly through the Jeep's front passenger window; he saw the suspect working the shifter or four wheel drive control.

Sgt Girouard was still fearful. He did not think the Jeep was hung up. The wheels were still turned toward him and Tpr Loomis. The suspect was still trying to drive the Jeep. He was an imminent threat, and he had just tried to kill him. Sgt

Girouard felt the suspect was still trying to come at him in the Jeep. If he was

able to move the Jeep, Sgt Girouard and Tpr Loomis had nowhere to go. Sgt Girouard knew other troopers were responding. He was worried about what would happen to them if the suspect was able to leave the scene. Sgt Girouard fired at the suspect again. Tpr Loomis also fired. Sgt Girouard was aiming directly at

the suspect. He was shooting through the front passenger window.

As they were firing, the suspect still appeared to be trying to drive the

vehicle.

Sgt Girouard fired until the suspect slumped down in his seat. At that time, he felt the suspect was no longer a threat; he thought he was dead. Tpr Loomis advised

that he stopped shooting when he saw the suspect slump forward and stop attempting

to operate the Jeep. Sgt Girouard advised that he fired a total of 16 shots, because he shot until empty, and did a reload. Tpr Loomis advised that he found out after the shooting that he had discharged 14 rounds, with 1 left in the magazine and 1 in the chamber. A State Police issued magazine holds 15 rounds, and one round is chambered during duty carry. Two spare magazines are carried on the standard issue gun belt, fully loaded with 15 rounds each.

Sgt Girouard and Tpr Loomis approached the Jeep. Sgt Girouard considered the possibility Jackson was faking. Tpr Loomis yelled for the suspect to turn the Jeep

off. The suspect said he could not move. While Tpr Loomis provided cover, Sgt Girouard reached in through the passenger window and removed the keys from the Jeep and put the car in park.

Sgt Girouard radioed dispatch about what had occurred and called rescue. Tpr Loomis advised that Tpr Pilner arrived on scene. He gave Tpr Pilner a brief rundown of what occurred.

Sgt Girouard told Tprs Loomis and Pilner that they needed to render first aid to the suspect. They got him out of the car and the suspect was patted down. A bunch of keys were

found on the suspect. The keys ended up in the grass, but then were moved to the hood of Tpr Pilner's cruiser. They did not cuff the suspect because he was unarmed at this time and Tpr Loomis was worried about the suspect suffering positional

asphyxia. The suspect told them he could not feel his legs. Tpr Loomis remembered

the suspect saying something like "I'm sorry, guys." The suspect wanted to lay on his stomach, but they kept him on his side. The suspect also said something like

"Please don't let me die." They told him to stay still and that EMS was coming. Sgt Decker arrived on scene and relieved Tpr Loomis at the scene.

Jackson was positively identified visually by troopers and he also had a wallet and

ID with him, bearing his name and identifying information. Jackson was transported to North Country Hospital in Newport, where he was treated. He was then transported to DHMC for further treatment for several gunshot wounds. One projectile/ shards were removed from Jackson at North Country Hospital, and one was

removed from him at DHMC. The other projectiles were left in place, at least as of the writing of this report. The projectiles that were removed were documented as evidence and a chain of custody was developed to track them. Both projectiles were sent to the VFL for examination.

The three cruisers involved in this incident are equipped with WatchGuard Mobile Video Recorders.

I reviewed these videos and observed the following:

EQ305- Sgt Girouard's recording shows the pursuit, which includes high speeds and many law violations, (including the first ramming attempt at 02:23:16) and at the end of the pursuit, shows the Jeep backing towards the cruiser. Sgt Girouard accelerates forward, and is hit in a sideswipe type motion by the Jeep at 02:24:05 (video time on Watchguard may not be exactly accurate.) As Sgt Girouard pulls across the roadway, he is rammed again from the passenger side. The Jeep's front end directly impacts the passenger side of EQ305, about midway back, in the rear door/ quarter panel area. This impact is so hard, it knocks the cruiser sideways (north) several inches. This occurs at about 02:24:09. The third impact occurs at 02:24:16. The cruiser is pushed sideways again. Shots are fired at this time and 5-6 gunshots are heard. There is a pause and some yelling is heard, but because the trooper's body microphone was not active, it is difficult to hear what is being said over the sirens. Tpr Loomis's body mic was active, however it fell on the ground as he was exiting his cruiser during the incident. The video shows trees and the embankment on the east side of the road. More shots are heard, in rapid succession. The video does not show the Jeep, but in the camera's view are trees and a sugaring line of blue plastic. A tree appears to whip back towards the north and the sugar line is moving. This appears to be when the Jeep is moving in reverse on the embankment and comes to rest. Once the Jeep comes to rest, no more shots are heard.

~~EQ 367- Tpr Loomis's cruiser recording shows the pursuit, behind Sgt Girouard. It also shows the first ramming attempt by the Jeep. It shows the Jeep reversing and appearing to aim at Sgt Girouard's cruiser. It shows the first and second strikes, which are the side swipe to Sgt Girouard's cruiser and then the direct ramming with the front end of the Jeep striking the rear passenger side of Sgt Girouard's cruiser. The Jeep's reverse lights come on and the Jeep accelerates in reverse directly into Tpr Loomis's cruiser, impacting so hard that the front end is damaged and the Watchguard camera is knocked off of the windshield. It should be noted that the date and time on Tpr Loomis's Watchguard were incorrect.~~

EQ 339- Tpr Pilner's video records some of the pursuit and shows the actions of the troopers after the shooting.

Both Sgt Girouard and Tpr Loomis were given a ride back to St Johnsbury Barracks by Sgt Decker. I met with them there after briefings for initial interviews. Those interviews were done with Det Sgt Schmidt in the patrol commander's office, in the presence of Det Sgt Mike O'Neil, who is the President of the Vermont Trooper's Association, the State Police Union.

Formal interviews took place with Sgt Girouard and Tpr Loomis at the St Johnsbury Barracks on Friday, June 6, 2014. These interviews were done in the conference room, with Sgt JP Schmidt, in the presence of the VTA lawyer, Jim Dunn. These interviews were digitally audio recorded.

Detailed accounts of both the initial interviews and the formal interviews are located within the supplement section of this case.

As a part of this investigation, Sgt Schmidt and I went to the scene, however the vehicles had been removed at that time. I viewed Sgt Girouard's photos that were taken after the incident, CSST photos, Crash Recon Team photos, and I also

took my own photos, and videos of the Jeep and the EQ's 305 and 367.

When I looked at the photos of Sgt Girouard's cruiser and matched them both with

the CRT diagrams and photos of the scene, I observed that Sgt Girouard's cruiser was hit three times by the Jeep. The first impact is the sideswipe from the Jeep reversing into EQ305, which is when Sgt Girouard tries to accelerate around the Jeep. This causes minor damage/ scraping to the passenger side of EQ305, and the driver's side of the Jeep.

The second impact is the ramming of the front end of the Jeep into the passenger side rear door area of EQ305. This area of impact, and the force behind it is shown by the how far EQ305 is pushed to the north, from its original position. The tire mark in the dirt from the rear passenger side tire shows this. Debris/knock off from the front end of the Jeep is also found at this location.

After this impact, the tire marks show, as does Tpr Loomis's video, that the Jeep accelerates in reverse, ramming Tpr Loomis's cruiser, with the rear bumper striking the front end of EQ367. Debris/ knock off from the rear of Jeep and the front of the cruiser are found at this area of impact. The tire marks here show what appear to be acceleration marks from the tires of the Jeep, at the area of impact. This suggests to me that the operator of the Jeep was trying to hit the cruiser as hard as possible.

The third impact to EQ305 occurs after the Jeep goes forward, disengaging from EQ367. The Jeep moves forward toward the rear of EQ305, where Sgt Girouard is now outside of his cruiser, near the driver's side taillight. The Jeep's passenger side front bumper contacts the rear passenger side bumper of EQ305, striking it hard enough to again push the rear of the cruiser northwards, which is where Sgt Girouard is standing. This contact is clearly seen in the damage profile of the cruiser, which bears contact damage from the Jeep. The Jeep is heading at Sgt Girouard and Sgt Girouard discharges several rounds at the operator. The Jeep reverses direction in a button hook type pattern. This is shown by the reversal of the scrapes on EQ305's bumper. The tire marks from the Jeep leading to its final position of rest from this location also clearly show this path of travel.

As part of this investigation, CSST was called and were requested to document and process the scene and the vehicles. This team was headed by Lt Lance Burnham. Both Sgt Girouard's and Tpr Loomis's firearms (Department issued .40 caliber Smith and Wesson M&P) were seized and sent to the VFL for testing.

EQ305 and 367 were seized as evidence and transported to St Johnsburry Barracks. The Jeep was also seized as evidence and was processed by CSST.

Please see CSST report for more details on their actions.

The Watchguard videos were seized and secured as evidence, from all three cruisers.

CRT was activated and assigned to document and diagram the scene. Lt Garry Scott assigned Cpl Owen Ballinger and Tpr Charles Schulze to this case. Please see CRT report for more details of their actions.

because of the series of events, and the towns and counties involved in this case, Caledonia County SA Lisa Warren, Orleans County SA Al Franklin, and the AG's office will be reviewing this case per our protocol.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives
10 Clark, K.	12:18:32 06/23/2014	Narrative

Supplemental Report of Det. Sgt. Kelley Clark

On 6/23/14 at approximately 1030 hours Dana Cota from Fleet Services arrived at the Derby Barracks. Cota transported by flatbed a cruiser (EQ821) to temporary replace Trooper Loomis' cruiser (EQ367).

I unlocked EQ367 at which time Cota removed the camera so that he could install it in EQ821. Upon installing the camera he found that it did not work. Cota then installed a camera he brought with him.

I transferred the fire extinguisher located in the trunk of EQ367 to the trunk of EQ821, as there was no fire extinguisher. I locked EQ367.

Upon completion, I locked EQ821. Cota left at approximately 1115 hours.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
11 Zonay, B	12:07:08	06/24/2014 Jackson medical records:

Jackson advised hospital staff that he would not sign a medical release form for VSP.

I spoke with Orleans County SA Al Franklin on 06/20/14 who issued a subpoena for Eric Jackson's medical records from North Country Hospital. DHMC requires a court order for medical records. I advised SA Franklin about this and he advised that he would not need the DHMC records at this time and if needed we could request them at a later date.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
12 Zonay, B	18:05:01	06/24/2014

Supplemental Report of Sergeant Lyle Decker:

On 5/28/14, I was at the St. Johnsbury barracks when I heard that SGT Denis Girouard, Trooper Chris Pilner and Trooper Seth Loomis were out with a suspicious accident on Underpass Rd in Sutton. Then I heard a report of a vehicle being stolen on Route 5 in Sutton (which I knew was relatively close to the crash) and assumed the two incidents were connected. Shortly after I left the barracks I heard Tpr Loomis advised he was following the stolen vehicle in West Burke. I began to head in that direction.

Shortly after that I heard Tpr Loomis advised he was in a pursuit of this vehicle and Tpr Pilner was with him. I heard this pursuit go from Burke Rd to Underpass Rd (where SGT Girouard was still located) to Route 5 north, where SGT Girouard took over as the primary pursuing cruiser. I continued to monitor this pursuit as I attempted to catch up to this pursuit. The pursuit went into Barton and on to Burton Hill Rd. I heard SGT Girouard advised the subject, later identified as Eric Jackson, attempted to ram SGT Girouard. I heard SGT Girouard advised he believed the operator was in fact Eric Jackson. I also heard over the radio that Jackson rammed Tpr Loomis and SGT Girouard's cruisers. Shortly after that I heard SGT Girouard advised there were shots fired and to send EMS. SGT Girouard advised all the Troopers were not injured.

A few minutes later I got to the scene. I observed the Jeep Cherokee that was stolen on the north side of the roadway perpendicular the road. I observed SGT Girouard's cruiser to the left of the Jeep with some damage and Tpr Loomis' cruiser to the right of the Jeep with heavy damage to it. I observed Tpr Pilner standing next to Jackson as he was laying on his left side next to the Jeep. Jackson was bleeding from his arm and face, although there was not a lot of blood. I observed several gunshot holes in Jackson's face, stomach, shoulder and hand.

Tpr Pilner and I attempted to keep Jackson talking and laying down on the ground. Jackson said several times that he did not want to die. Jackson also stated that he was sorry for what he did. EMS arrived shortly after that. Jackson was transported by EMS.

After I was on scene, I was advised by LT Burnham via telephone to transport SGT Girouard and Tpr Loomis to the St. Johnsbury barracks, so they could get away from the scene, which I did.

Later I went with Det SGT Hugh O'Donnell to track down where the original vehicle that crashed on Underpass Rd came from.

See case # 14101663 for the rest of my involvement in this case.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
13 Zonay, B	18:06:18	06/24/2014
Sue Aussiker: DVD COPIES:		

2 COPIES OF DISK 14-147 MADE BY JEAN BEAULIEAU PER REQUEST OF DET DOLL.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
14 Zonay, B	18:07:21 06/24/2014	Supplemental Report of Sgt. Sean Selby

On 5-28-14 at 444 hours I was requested to respond to the scene by Derby dispatch. Upon arrival I took over the scene security log from Sgt. Lacourse. I entered all subjects that arrived and left the secure scene. I assisted in having all vehicles towed to St. Johnsbury. I stood by on scene until everyone had cleared. See scene log on file with case. This ends my involvement with the case.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives
15 Zonay, B Affidavit	22:28:30 06/24/2014	Narrative

1. On 05/28/14, at about 02:00 hrs, Sonya Clayton called to report that her 1994 Green Jeep Cherokee, bearing VT reg plates FEF302, had been stolen, and the suspect was travelling south on US5 towards West Burke. Clayton's residence is at 2566 US5 in the town of Sutton, which is just north west of the town of Burke.
2. In her sworn statement, Clayton advised that at about 01:50 hr, her boyfriend, Sean Pray, woke her up to say that her Jeep was being stolen. She called VSP to report it and was advised that a couple of officers were in the area and they would be on the lookout for it. She advised that the keys were in the console of the Jeep and it needed work on the brakes. She advised that she did not see the vehicle leave but heard the tires squealing.
3. I spoke with Sean Pray, Clayton's boyfriend. He advised that he wakes up to ~~the littlest noises, because his daughter has sleep apnea and he needs to~~ monitor how long she wears the mask for at night. He advised that night that he was sleeping and some noise woke him up. He did not know what the noise was, but in retrospect he believed it might have been the sound of the Jeep's door closing.
4. He looked at the TV and saw that it was 01:50 hrs and went to check on his daughter. He heard a sound like an engine revving and did not think too much of it, since they live right near a well traveled portion of the road. He tucked his daughter in, went to the front door and saw the Jeep being driven across the front lawn, squealing its tires as it took off. He advised that he yelled to Sonya that the car was being stolen, and then he took off in his own truck, without shoes or a coat or anything, and tried to catch up to the Jeep. He advised that he did not catch up to it however. He advised that he went down in to West Burke, and that the suspect probably went over the Station Rd, so he never saw him. He could not give a description of the suspect who took the Jeep.
5. Tpr Loomis, Tpr Pilner and Sgt Girouard were investigating a report of a van off the road on Underpass Rd in Sutton, at this time. The van was found to have a safe partially hanging out of the rear door, which was suspicious. Tpr Loomis was driving in the area looking for suspects or clues in the van accident, and heard that the Jeep was reported stolen and a male subject took the car. The Jeep was headed south on US5 towards Burke. He radioed in that he was headed that way. Tpr Pilner was also enroute. Tpr Loomis made sure that he had the plate and vehicle description from dispatch. He entered West Burke and knew that Tpr Pilner was ahead of him. Both Tpr Pilner and Tpr Loomis were operating fully marked State Police cruisers with full light bars.
6. The Jeep was located by Tpr Loomis when he observed it run through a stop sign on Church and Depot St in West Burke, in Caledonia County. He verified that the plate and description matched. He called Tpr Pilner and advised that he had

the vehicle in front of him and they were traveling on US5, just passing Mike's Gas Station, and was making a left on Depot. He described Depot as a big horseshoe shape. He said then, the operator was using his blinker and driving normally. He waited until he could see Tpr Pilner, to attempt to stop the vehicle. As soon as he activated his blue lights, the Jeep took off. He could hear the engine revving, and he turned on the siren and then he radioed that the car was not stopping. At this time they were on Burke Hill Rd. Tpr Loomis advised that he was not very close to the Jeep because the Jeep was operating at a very high speed. The Jeep continued up Burke Hill Rd to the intersection of Calendar Brook, and Underpass Rd. Speeds on Burke Hill Rd were estimated at 80 mph. Underpass Rd is a dirt road which is hilly and curvy, with steep drop offs and no guardrails.

7. Tpr Loomis advised that the pursuit travelled from Depot St, to Burke Hill Rd, to the intersection of Calendar Brook Rd, and onto Underpass Rd. Underpass Rd is where the initial crash scene is located. Tpr Loomis advised that the suspect operating the Jeep was driving very fast and very recklessly. He estimated speeds up to 100 mph.

8. Tpr Loomis radioed ahead to Sgt Girouard's location. Sgt Girouard advised that he would get the wrecker operator out of the way, which he did, and would try to find a spot to set up spikes. He was not able to find a spot to set up spikes. When Tpr Loomis came through the S curves and saw the van and the tow truck, through the initial scene, that was when Sgt Girouard took primary.

9. Tpr Loomis called out the roads and the speeds. Once they got off Underpass Rd, they headed north on US 5. Tpr Loomis called in speeds of 80-85 mph. He advised that Tpr Pilner was behind him, very far back.

10. The pursuit continued north of US5, speeds reaching over 100 mph. The suspect was swerving all over the road, crossing the double yellow lines, and operating completely in the oncoming lane. There was no other traffic at that time. When they passed Crystal Lake, in the town of Barton, VT, the Jeep almost hit the guardrails. They continued north into the town of Barton, Orleans County. They came to a "Y" in the road and the suspect turned left onto Elm St, which turns into Burton Hill Rd. The troopers were not familiar with this area, as it was outside of their patrol area. Sgt Girouard and Tpr Loomis turned left but Tpr Pilner, who was further back, did not see which way they went, so he continued straight. Sgt Girouard used his spotlight to illuminate the Jeep. He observed that the operator was wearing something red.

11. At one point, the Jeep's operator slammed on the brakes and stopped, forcing Sgt Girouard to stop to avoid hitting the Jeep. The Jeep then accelerated again and the pursuit continued. Sgt Girouard was able to see the operator's reflection in the driver's side mirror, by illuminating it with his spotlight. He thought that the driver was Eric Jackson, who he knew from previous criminal acts and possibly a dangerous person. He knew that Jackson was a drug user and a burglar which heightened his concern and awareness. Sgt Girouard informed dispatch that the suspect was possibly Eric Jackson. Sgt Girouard was aware that Jackson was wanted for escape and was a suspect in other burglaries.

12. It should be noted here that Eric Jackson had been on furlough and had tested positive for Buprenorphine, cocaine and opiates, on 05/15/14. When he was advised that he failed the drug test, Jackson fled the DOC. DOC filed an affidavit on 05/16/14, for a warrant for Jackson's escape from custody. Caledonia SA Lisa Warren promptly filed the escape status charge with the court on 05/16/14, however due to unknown delays or oversight, the warrant was never actually issued until 05/28/14. In reviewing CCO Ryan George's affidavit reference the escape charge, it states that Eric told George that he didn't want

to go back to jail and that he wanted to die.

13. Sgt Girouard tried to contact Jackson using the PA system in the cruiser. He said something to the effect of "Eric you need to stop, Eric this is Denis."

The operator turned to look at him and Sgt Giourard was more sure that it was Jackson at that time.

14. The Jeep stopped a second time and started backing up towards Sgt Girouard's cruiser. Sgt Girouard had to back up to avoid getting rammed and he thought he would get hurt if he did not move. Tpr Loomis observed this incident and this raised his alarm level because it indicated that the operator did not care if he hurt the troopers. Sgt Girouard advised that this event turned the situation into more than just a pursuit. They had Eric Jackson, on escape status, driving a stolen vehicle, who had just tried to ram him and hurt him. The Jeep took off again and he and Tpr Loomis continue the pursuit. Sgt Girouard advised dispatch to send back up from the other offices. Sgt Decker was headed from Bradford and Sgt LaCourse and another trooper were headed from Derby. Sgt Girouard also called for notification to the watch commander.

15. The pursuit continued up Burton Hill Rd. A minute or two after the suspect attempted to ram Sgt Girouard, the suspecy came to another abrupt stop. He backed up and stopped. Sgt Girouard backed up too. Sgt Girouard saw the Jeep angle at him, as if Jackson was steering in his direction. The Jeep backed up further, and Sgt Girouard accelerated forward, trying to get around the Jeep. Sgt Girouard felt the contact from the Jeep striking the passenger side of his cruiser. He thought this impact was from the Jeep sideswiping him as it backed up further. He thought Jackson was trying to hurt him or disable his cruiser. He cut sharply to the right after he pulled ahead of the Jeep. As he came to a stop, the suspect hit his cruiser violently from the passenger side and pushed the cruiser up the road.

16. Tpr Loomis observed this and had gone to the right slightly, on the roadway. Then he observed that the Jeep's reverse lights came on and he thought that the suspect was going to hit him. The Jeep accelerated and rammed into the front of the cruiser. He advised that the impact was so hard that the video camera was knocked off the windshield and he saw the hood of his cruiser fold up towards him. He also saw the rear bumper of the Jeep up over the top of his hood. He thought that the Jeep was going to go over the top of his cruiser. He radioed in that their cruisers had been rammed. He advised that he thought that he was going to be killed right there, he did not even put the car in park but had his gun out and got out of his cruiser.

17. At the same time, Sgt Girouard did not know that Tpr Loomis had been rammed. He advised that he got out of his cruiser and was running to the back of his cruiser, when he saw the Jeep driving right at him. He was right near the rear driver's side taillight with the Jeep approaching from his right. Sgt Girouard thought the suspect was going to run him over and kill him. He advised that the suspect looked right at him and was driving right at him. He was not sure if the cruiser would protect him from the impact or not. Sgt Girouard began shooting as the Jeep impacted his cruiser again.

18. Tpr Loomis saw Sgt Girouard get out of his cruiser and head to the back of the cruiser and saw the Jeep headed towards Sgt Girouard. He was afraid that the suspect was going to kill Sgt Girouard, because the suspect just did not care. Tpr Loomis started running towards them and heard shots being fired.

19. Sgt Girouard shot 5-6 times. He saw the windshield break and it looked like Jackson reacted with sudden movements when the windshield shattered. Sgt Girouard advised that he was aiming at the suspect's chest area to incapacitate him.

20. The Jeep stopped and began to back up turning to Sgt Girouard's left. He said that he stopped firing when the Jeep started backing up. He said it was accelerating in reverse, not rolling backwards. He advised that he moved to the passenger side of the Jeep still engaging the threat.

21. Tpr Loomis was running towards the front of Sgt Girouard's cruiser, and saw the Jeep backing up fast towards him. He advised that he could almost touch the passenger side rear of the Jeep as it was nearing him. He couldn't see Sgt Girouard and did not know if he was okay or not. He saw the Jeep coming at him and he already knew that the suspect did not care if he hurt him, since he had already rammed his car. He advised that the suspect was trying to get away and didn't care how he was going to do it. He sidestepped around the Jeep and started shooting at the operator to neutralize the threat.

22. Sgt Girouard advised that he yelled commands to the suspect and became aware of Loomis to his left, also on the passenger side of his cruiser. The Jeep had traveled in reverse, up onto an embankment, and was slightly tilted because it was partially on the embankment. Jackson was moving inside, and it appeared he was trying to move the Jeep. Girouard yelled something like, "Stop!" Girouard could see clearly through the Jeep's front passenger window; the suspect was working the shifter or four wheel drive control.

23. Sgt Girouard was still fearful. He did not think the Jeep was hung up. The wheels were still turned toward him and Tpr Loomis. The suspect was still trying to drive the Jeep. He was an imminent threat, and he had just tried to kill him. Sgt Girouard felt the suspect was still trying to come at him in the Jeep. If he was able to move the Jeep, Sgt Girouard and Tpr Loomis had nowhere to go. Sgt Girouard knew other troopers were responding. He was worried about what would happen to the other responding troopers if the suspect was able to leave the scene. Sgt Girouard fired at the suspect again. Tpr Loomis also fired. Sgt Girouard was aiming directly at the suspect. He was shooting through the front passenger window.

24. As they were firing, the suspect still appeared to be trying to drive the vehicle. Sgt Girouard fired until the suspect slumped down in his seat. At that time, he felt the suspect was no longer a threat; he thought he was dead. Tpr Loomis advised that he stopped shooting when he saw the suspect slump forward and stop attempting to operate the Jeep. Sgt Girouard and Tpr Loomis approached the Jeep. Sgt Girouard considered the possibility the suspect was faking. Tpr Loomis yelled for the suspect to turn the Jeep off. The suspect said he could not move. While Tpr Loomis provided cover, Sgt Girouard reached in through the passenger window and removed the keys from the Jeep and put the car in park. Sgt Girouard radioed dispatch about what had occurred and called rescue. Tpr Loomis advised that Tpr Pilner arrived on scene. He gave Tpr Pilner a brief rundown of what occurred.

25. Sgt Girouard told Tprs Loomis and Pilner that they needed to render first aid to the suspect. They got him out of the car and the suspect was patted down. A bunch of keys were found on the suspect. The keys ended up in the grass, but then were moved to the hood of Tpr Pilner's cruiser. 3 other sets of keys were later found in the Jeep. The keys had been stolen from Seth's Auto, where the

van in the earlier accident had been taken from. The keys were located inside Seth's Auto, which had been broken into. When troopers contacted the registered owner of the van, he told them that he left it at Seth's Auto for repair on 05/27/14. The safe that was found in the van was also stolen from Seth's Auto.

The burglary case is being investigated by Sgt Lyle Decker.

26. Jackson was positively identified visually by troopers and he also had a wallet and ID with him, bearing his name and identifying information. Jackson was transported to North Country Hospital in Newport, where he was treated. He was then transported to DHMC for further treatment for several gunshot wounds.

27. The three cruisers involved in this incident are equipped with WatchGuard Mobile Video Recorders.

28. I reviewed these videos and observed the following:

29. EQ305- Sgt Girouard's recording shows the pursuit, which includes high speeds and many law violations, (including the first ramming attempt at 02:23:16) and at the end of the pursuit, shows the Jeep backing towards the cruiser. Sgt Girouard accelerates forward, and is hit in a sideswipe type motion by the Jeep at 02:24:05 (video time on Watchguard may not be exactly accurate.) As Sgt Girouard pulls across the roadway, he is rammed again from the passenger side. The Jeep's front end directly impacts the passenger side of EQ305, about midway back, in the rear door/ quarter panel area. This impact is so hard, it knocks the cruiser sideways (north) several inches. This occurs at about 02:24:09. The third impact occurs at 02:24:16. The cruiser is pushed sideways again. Shots are fired at this time and 5-6 gunshots are heard. There is a pause and some yelling is heard, but because the trooper's body microphones were not active (Tpr Loomis's mic was active but it fell off of his belt when he exited his cruiser swiftly,) it is difficult to hear what is being said over the sirens. The video shows trees and the embankment on the east side of the road. More shots are heard, in rapid succession. The video does not show the Jeep, but the camera's view shows trees and a sugaring line of blue plastic. A tree appears to whip back towards the north and the sugar line is moving. This appears to be when the Jeep is moving in reverse on the embankment and comes to rest. Once the Jeep comes to rest, no more shots are heard.

30. EQ 367- Tpr Loomis's cruiser recording shows the pursuit, behind Sgt Girouard. It also shows the first ramming attempt by the Jeep. It shows the Jeep reversing and appearing to aim at Sgt Girouard's cruiser. It shows the first and second strikes, which are the side swipe to Sgt Girouard's cruiser and then the direct ramming with the front end of the Jeep striking the rear passenger side of Sgt Girouard's cruiser. The Jeep's reverse lights come on and the Jeep accelerates in reverse directly into Tpr Loomis's cruiser, impacting so hard that the front end is damaged and the Watchguard camera is knocked off of the windshield.

31. EQ 339- Tpr Pilner's video records some of the pursuit and shows the actions of the troopers after the shooting.

32. When I looked at the photos of Sgt Girouard's cruiser and matched them both with the CRT diagrams and photos of the scene, I observed that Sgt Girouard's cruiser was hit three times by the Jeep. The first impact is the sideswipe from the Jeep reversing into EQ305, which is when Sgt Girouard tries to accelerate around the Jeep. This causes minor damage/ scraping to the passenger side of

EQ305, and the driver's side of the Jeep.

33. The second impact is the ramming of the front end of the Jeep into the passenger side rear door area of EQ305. This area of impact, and the force

behind it is shown by the how far EQ305 is pushed to the north, from its original position. The tire mark in the dirt from the rear passenger side tire shows this. Debris/knock off from the front end of the Jeep is also found at this location.

34. After this impact, the tire marks show, as does Tpr Loomis's video, that the Jeep accelerates in reverse, ramming Tpr Loomis's cruiser, with the rear bumper striking the front end of EQ367. Debris/ knock off from the rear of Jeep and the front of the cruiser are found at this area of impact. The tire marks here show what appear to be acceleration marks from the tires of the Jeep, at the area of impact. This suggests to me that the operator of the Jeep was trying to hit the cruiser as hard as possible.

35. The third impact to EQ305 occurs after the Jeep goes forward, disengaging from EQ367. The Jeep moves forward toward the rear of EQ305, where Sgt Girouard is now outside of his cruiser, near the driver's side taillight. The Jeep's passenger side front bumper contacts the rear passenger side bumper of EQ305, striking it hard enough to again push the rear of the cruiser northwards, which is where Sgt Girouard is standing. This contact is clearly seen in the damage profile of the cruiser, which bears contact damage from the Jeep. The Jeep is heading at Sgt Girouard and Sgt Girouard discharges several rounds at the operator. The Jeep reverses direction in a button hook type pattern. This is shown by the reversal of the scrapes on EQ305's bumper. The tire marks from the Jeep leading to its final position of rest from this location also clearly show this path of travel.

36. Based upon the above information, I believe that Eric D Jackson committed the following offenses. He committed 2 counts of Aggravated Assault by attempting to cause serious bodily injury to Sgt Girouard and Tpr Loomis, by purposely, knowingly, or recklessly under circumstances manifesting extreme indifference to the value of human life by deliberately ramming both cruisers. He committed the offense of Possession of Stolen Property by having stolen keys from Seth's Auto in his possession. Jackson also committed the violation of Unlawful Mischief in the amount greater than \$1,000.00. The damage that he intentionally caused to EQ305 was estimated at \$5100.00. The damage to EQ367 was estimated at \$4900.00.

37. In reviewing Jackson's criminal record, he has several prior felony convictions in Vermont. See below for charges and convictions dates.

- a. Escape Custody/ Furlough, conviction 05/09/12, Caledonia County
- b. 2 counts Burglary, conviction 05/02/12, Essex County
- c. Burglary, conviction 11/03/08, Caledonia County
- d. Grand Larceny, conviction 11/03/08, Caledonia County
- e. Burglary, conviction 02/07/06, Caledonia County

Jackson's felony violations in this case put him in violation of the Habitual Offender statute, which states that a subject with 3 or more felony convictions, who is charged with another felony, may be charged as a habitual offender.

29. Based on information from DOC, Jackson is still at Dartmouth Hitchcock Hospital in Lebanon, NH, being treated. I respectfully request the Honorable Court to issue an arrest warrant for these violations, for the arrest of Eric D. Jackson.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
16 Zonay, B Affidavit	22:32:18 06/24/2014	

1. On 05/28/14, at about 02:00 hrs, Sonya Clayton called to report that her 1994 Green Jeep Cherokee, bearing VT reg plates FEF302, had been stolen, and the suspect was travelling south on US5 towards West Burke. Clayton's residence is at 2566 US5 in the town of Sutton, which is just north west of the town of Burke.

2. In her sworn statement, Clayton advised that at about 01:50 hr, her boyfriend, Sean Pray, woke her up to say that her Jeep was being stolen. She called VSP to report it and was advised that a couple of officers were in the area and they would be on the lookout for it. She advised that the keys were in the console of the Jeep and it needed work on the brakes. She advised that she did not see the vehicle leave but heard the tires squealing.

3. I spoke with Sean Pray, Clayton's boyfriend. He advised that he wakes up to the littlest noises, because his daughter has sleep apnea and he needs to monitor how long she wears the mask for at night. He advised that night that he was sleeping and some noise woke him up. He did not know what the noise was, but in retrospect he believed it might have been the sound of the Jeep's door closing.

4. He looked at the TV and saw that it was 01:50 hrs and went to check on his daughter. He heard a sound like an engine revving and did not think too much of it, since they live right near a well traveled portion of the road. He tucked his daughter in, went to the front door and saw the Jeep being driven across the front lawn, squealing its tires as it took off. He advised that he yelled to Sonya that the car was being stolen, and then he took off in his own truck, without shoes or a coat or anything, and tried to catch up to the Jeep. He advised that he did not catch up to it however. He advised that he went down in to West Burke, and that the suspect probably went over the Station Rd, so he never saw him. He could not give a description of the suspect who took the Jeep.

5. Tpr Loomis, Tpr Pilner and Sgt Girouard were investigating a report of a van off the road on Underpass Rd in Sutton, at this time. The van was found to have a safe partially hanging out of the rear door, which was suspicious. Tpr Loomis was driving in the area looking for suspects or clues in the van accident, and heard the BOL issued for the stolen Jeep. The Jeep was headed south on US5 towards Burke. He radioed in that he was headed that way. Tpr Pilner was also enroute. Tpr Loomis made sure that he had the plate and vehicle description from dispatch. He entered West Burke and knew that Tpr Pilner was ahead of him. Both Tpr Pilner and Tpr Loomis were operating fully marked State Police cruisers with full light bars.

6. The Jeep was located by Tpr Loomis when he observed it run through a stop sign on Church and Depot St in West Burke, in Caledonia County. He verified that

the plate and description matched. He called Tpr Pilner and advised that he had the vehicle in front of him and they were traveling on US5, just passing Mike's Gas Station, and was making a left on Depot. He described Depot as a big horseshoe shape. He said then, the operator was using his blinker and driving normally. He waited until he could see Tpr Pilner, to attempt to stop the vehicle. As soon as he activated his blue lights, the Jeep took off.

7. He could hear the engine revving, and he turned on the siren and then he radioed that the car was not stopping. At this time they were on Burke Hill Rd. Tpr Loomis advised that he was not very close to the Jeep because the Jeep was operating at a very high speed. The Jeep continued up Burke Hill Rd to the intersection of Calendar Brook, and Underpass Rd.

8. Tpr Loomis advised that the pursuit travelled from Depot St, to Burke Hill Rd, to the intersection of Calendar Brook Rd, and onto Underpass Rd. Underpass Rd is where the initial crash scene is located. Tpr Loomis advised that the suspect operating the Jeep was driving very fast and very recklessly. He estimated speeds of 80 mph or greater, because he could not keep up. Underpass Rd is a dirt road, which is hilly and curvy, with steep drop offs and no guardrails.

9. Tpr Loomis radioed ahead to Sgt Girouard's location. Sgt Girouard advised that he would get the wrecker operator out of the way, which he did, and would try to find a spot to set up spikes. He was not able to find a spot to set up spikes. When Tpr Loomis came through the S curves and saw the van and the tow truck, through the initial scene, that was when Sgt Girouard took primary. Sgt Girouard was also operating a fully marked State Police cruiser, with full light bar. He had activated his lights and siren, to signal the suspect to pull over and stop.

10. Tpr Loomis called out the roads and the speeds. Once they got off Underpass Rd, they headed north on US 5. Tpr Loomis called in speeds of 80-85 mph. The suspect was all over the road, in the oncoming lane numerous times throughout the pursuit. He advised that Tpr Pilner was behind him, very far back. US5 is public highway and the speed limit is 50 in most areas. It does drop down to 40 and lower in some locations, but the Jeep was operating excessively fast even in the 50 mph zones. As they were traveling north through Sutton towards Barton town, the speeds were between 80 and 100 mph.

11. The suspect was swerving all over the road, crossing the double yellow lines, and operating completely in the oncoming lane. There was no other traffic at that time. When they passed Crystal Lake, in the town of Barton, the Jeep almost hit the guardrails. They continued north into the village of Barton, Orleans County. The speed limit there is 30 mph and the troopers called in speeds of 75 mph, as they passed Lakeside Lane. They came to a "Y" in the road and the suspect turned left onto Elm St, which turns into Burton Hill Rd. The suspect did not even slow down for a stop sign on Elm St in Barton Village. Just after speeding through the stop sign, the speeds are estimated at 75 mph. All of the roads that the pursuit took place on were public highways open to the general flow of traffic. Luckily at this time of night, there was no other traffic encountered.

12. As they continued up Elm St/ Burton Hill Rd, the Jeep's operator slammed on the brakes and stopped, forcing Sgt Girouard to stop to avoid hitting the Jeep. The Jeep then accelerated again and the pursuit continued. Sgt Girouard was able to see the operator's reflection in the driver's side mirror, by illuminating it with his spotlight. He thought that the driver was Eric Jackson, who he knew from previous criminal acts and possibly a dangerous person. He knew that Jackson was a drug user and a burglar which heightened his concern and awareness. Sgt Girouard informed dispatch that the suspect was possibly Eric

Jackson. Sgt Girouard was aware that Jackson was wanted for escape and was a suspect in other burglaries.

13. It should be noted here that Eric Jackson had been on furlough and had tested positive for Buprenorphine, cocaine and opiates, on 05/15/14. When he was

advised that he failed the drug test, Jackson fled the DOC. DOC filed an affidavit on 05/16/14, for a warrant for Jackson's escape from custody. Caledonia SA Lisa Warren promptly filed the escape status charge with the court on 05/16/14, however due to unknown delays or oversight, the warrant was never actually issued until 05/28/14. In reviewing CCO Ryan George's affidavit reference the escape charge, it states that Eric told George that he didn't want to go back to jail and that he wanted to die.

14. Sgt Girouard tried to contact Jackson using the PA system in the cruiser. He said something to the effect of "Eric you need to stop, Eric this is Denis." The operator turned to look at him and Sgt Giourard was more sure that it was Jackson at that time.

15. The Jeep stopped a second time and started backing up towards Sgt Girouard's cruiser. Sgt Girouard had to back up to avoid getting rammed and he thought he would get hurt if he did not move. Tpr Loomis observed this incident and this raised his alarm level because it indicated that the operator did not care if he hurt the troopers. Sgt Girouard advised that this event turned the situation into more than just a pursuit. They had Eric Jackson, on escape status, driving a stolen vehicle, who had just tried to ram and hurt Sgt Girouard. The Jeep took off again and he and Trp Loomis continued the pursuit. Sgt Girouard advised dispatch to send back up from the other offices. Sgt Decker was headed from Bradford and Sgt LaCourse and another trooper were headed from Derby. Sgt Girouard also called for notification to the watch commander.

16. The pursuit continued up Burton Hill Rd. A minute or two after the suspect attempted to ram Sgt Girouard, the suspect came to another abrupt stop. He backed up and stopped. Sgt Girouard backed up too. Sgt Girouard saw the Jeep angle at him, as if the suspect was steering in his direction. The Jeep backed up further, and Sgt Girouard accelerated forward, trying to get around the Jeep. Sgt Girouard felt the contact from the Jeep striking the passenger side of his cruiser. He thought this impact was from the Jeep sideswiping him as it backed up further. He thought the suspect was trying to hurt him or disable his cruiser. He cut sharply to the right after he pulled ahead of the Jeep. As he came to a stop, the suspect hit his cruiser violently from the passenger side and pushed the cruiser up the road.

17. Tpr Loomis observed this and had gone to the right slightly, on the roadway. Then he observed that the Jeep's reverse lights came on and he thought that the suspect was going to hit him. The Jeep accelerated and rammed into the front of the cruiser. He advised that the impact was so hard that the video camera was knocked off the windshield and he saw the hood of his cruiser fold up towards him. He also saw the rear bumper of the Jeep up over the top of his hood. He thought that the Jeep was going to go over the top of his cruiser. He radioed in that their cruisers had been rammed. He advised that he thought that he was going to be killed right there, he did not even put the car in park but had his gun out and got out of his cruiser.

18. At the same time, Sgt Girouard did not know that Tpr Loomis had been rammed. He advised that he got out of his cruiser and was running to the back of his cruiser, when he saw the Jeep driving right at him. He was right near the

rear driver's side taillight with the Jeep approaching from his right. Sgt Girouard thought Jackson was going to run him over and kill him. He advised that the suspect looked right at him and was driving right at him. He was not sure if the cruiser would protect him from the impact or not. Sgt Girouard began shooting as the Jeep impacted his cruiser again.

19. Tpr Loomis saw Sgt Girouard get out of his cruiser and head to the back of the cruiser and saw the Jeep headed towards Sgt Girouard. He was afraid that the suspect was going to kill Sgt Girouard, because the suspect just did not care. Tpr Loomis started running towards them and heard shots being fired.

20. Sgt Girouard shot 5-6 times. He saw the windshield break and it looked like Jackson reacted with sudden movements when the windshield shattered. Sgt Girouard advised that he was aiming at suspect's chest area to incapacitate him.

21. The Jeep stopped and began to back up turning to Sgt Girouard's left. He said that he stopped firing when the Jeep started backing up. He said it was accelerating in reverse, not rolling backwards. He advised that he moved to the passenger side of the Jeep still engaging the threat.

22. Tpr Loomis was running towards the front of Sgt Girouard's cruiser, and saw the Jeep backing up fast towards him. He advised that he could almost touch the passenger side rear of the Jeep as it was nearing him. He couldn't see Sgt Girouard and did not know if he was okay or not. He saw the Jeep coming at him and he already knew that the suspect did not care if he hurt him, since he had already rammed his car. He advised that the suspect was trying to get away and didn't care how he was going to do it. He sidestepped around the Jeep and started shooting at the operator to neutralize the threat.

23. Sgt Girouard and Tpr Loomis continued firing while the suspect still appeared to be trying to drive the vehicle. The vehicle stopped when it was on the embankment on the east side of the road. Sgt Girouard fired until the suspect slumped down in his seat. At that time, he felt the suspect was no longer a threat; he thought he was dead. Tpr Loomis advised that he stopped shooting when he saw the suspect slump forward and stop attempting to operate the Jeep. Sgt Girouard and Tpr Loomis approached the Jeep. Sgt Girouard considered the possibility that the suspect was faking. Tpr Loomis yelled for the suspect to turn the Jeep off. The suspect said he could not move. While Tpr Loomis provided cover, Sgt Girouard reached in through the passenger window and removed the keys from the Jeep and put the car in park. Sgt Girouard radioed dispatch about what had occurred and called rescue. Tpr Loomis advised that Tpr Pilner arrived on scene. He gave Tpr Pilner a brief rundown of what occurred.

24. Sgt Girouard told Tprs Loomis and Pilner that they needed to render first aid to the suspect. They got him out of the car and the suspect was patted down. A bunch of keys were found on the suspect. The keys ended up in the grass, but then were moved to the hood of Tpr Pilner's cruiser. 3 other sets of keys were later found in the Jeep. The keys were later found to have been stolen from Seth's Auto, where the van in the earlier accident had been taken from. The keys had been located inside Seth's Auto, which was found to have been broken into. When troopers contacted the registered owner of the van, he told them that he left it at Seth's Auto for repair on 05/27/14. The safe that was found in the van had also been stolen from Seth's Auto. The burglary case is being investigated by Sgt Lyle Decker.

25. Jackson was positively identified visually by troopers and he also had a wallet and ID with him, bearing his name and identifying information. Jackson was transported to North Country Hospital in Newport, where he was treated. He was then transported to DHMC for further treatment for several gunshot wounds.

26. This series of events was recorded on both Sgt Girouard's and Tpr Loomis's Watchguard video recorders.

27. The Jeep was estimated to be totalled during this incident, by the suspect using it to ram the cruisers repeatedly. Eq 305 was estimated to have \$5100.00 in damage. Eq 367 was estimated to have \$4900.00 damage

28. Based upon the above information, I believe that Eric D Jackson committed the violation of Attempting to Elude, by not stopping when the fully marked cruisers activated their lights and sirens, and by accelerating in attempt to get away, and by ramming the troopers' cruisers. Jackson committed the offense of Gross Negligent Operation by excessively speeding, (at times more than double the speed limits,) running stop signs and swerving all over the road at the same time, over the course of about 18 miles. If he had encountered oncoming vehicles, the results could have been disastrous. He committed the offense of Aggravated Operating Without Owner's Consent by operating the Jeep without the owner's permission, and causing more than 500 dollars worth of damage.

29. In reviewing Jackson's criminal record, he has several prior felony convictions in Vermont. See below for charges and convictions dates.

a. ~~Escape Custody/ Furlough, conviction 05/09/12, Caledonia County~~

b. 2 counts Burglary, conviction 05/02/12, Essex County

c. Burglary, conviction 11/03/08, Caledonia County

d. Grand Larceny, conviction 11/03/08, Caledonia County

e. Burglary, conviction 02/07/06, Caledonia County

Jackson's felony violations in this case put him in violation of the Habitual Offender statute, which states that a subject with 3 or more felony convictions, who is charged with another felony, may be charged as a habitual offender.

30. Based on information from DOC, Jackson is still at Dartmouth Hitchcock Hospital in Lebanon, NH, being treated. I respectfully request the Honorable Court to issue an arrest warrant for these violations, for the arrest of Eric D. Jackson.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
17 May, B	13:01:42 06/25/2014	

Supplemental narrative of Sgt Brian May; 14B201677:

On 6/25/14 at approximately 1010 hours Det/Sgt Zonay called me and asked me to drive the route of the pursuit and obtain the approximate mileage. Using my Chevrolet Impala odometer in the trip mode from the intersection of Depot St. and Burke Hill Rd. in West Burke and ending at the area where Jackson's vehicle came to final rest I noted a total approximate distance of 17.8 miles.

A break down of my estimate was as follows:

Depot St./Burke Hill Rd. intersection to Underpass Rd. = 2.8 miles
Underpass Rd. to US RT 5 = 5.3 miles
US RT 5 to Water St. = 6.4 miles
Water St. to Elm St. = .2 miles
Elm St. to Burton Hill Rd. = .6 miles
Burton Hill Rd. to end of pursuit = 2.5 miles

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
18 Drew, Abigail	02:40:24 06/26/2014	Supplemental Narrative of Trooper Abigail Drew

On 05/28/2014, at approximately 0219 hours, I was notified by Derby Dispatch, VSP-Saint Johnsbury was in a pursuit and it was heading into our coverage area. While speaking with Derby Dispatch they advised shots were fired. Derby Dispatch advised the location was on Burton Hill in the town of Irasburg, VT. While en-route, Officer Nicholas Rivers on Newport Police Department, who was on scene advised their location was just south of LeBlanc Rd on Burton Hill Rd. Upon arrival I observed an older style Jeep Cherokee off the roadway and a Vermont State Police Cruiser blocking south bound traffic. Sgt. Denis Girouard asked if I would follow EMS to North Country Hospital once they arrived and loaded the suspect, identified as Eric Jackson (dob 11/23/1986).

At approximately 0258 hours, I left the scene to meet with EMS on the interstate. At approximately 0321 hours, I met with EMS at mile marker 156 north on Interstate 91 and followed them to North Country Hospital. From approximately 0336 hours to 0649 hours, I was at the Emergency Room of North Country Hospital while staff attended to Jackson. Hospital Staff collected a bullet from Jackson's abdomen, which was placed in a plastic jar and labeled with his name, DOB as well as the date and time of collection. Hospital staff also collected bullet fragments from the top of Jackson's head which was also placed in a plastic jar and labeled with his name, DOB as well as the date and time of collection. While at the Emergency Room, Trooper Erika Lavallee arrived as my relief and then escorted EMS and Jackson to Dartmouth Hitchcock Medical Center in New Hampshire. At approximately 0710 hours, the evidence collected was turned over to Det. Trooper Andrew Jensen at North Country Hospital.

This ends my involvement.



VERMONT STATE POLICE
 BUREAU OF CRIMINAL INVESTIGATION
 TROOP D- ROCKINGHAM
 1987 Rockingham Road
 Chester, Vermont 05143
 Tele# (802)875-2112

Case# 14B201677
 Page ___ of ___.

SWORN STATEMENT
Audio Recorded

Print full legal name: SETH LAMMIS

Print full residential address: _____

Telephone#: _____

On, (Date/Time 6/6/14) I, SETH LAMMIS,
 provided a verbal and audio recorded statement to Detective Sergeant John-Paul Schmidt of the Vermont State Police of my own free will without any threats or promises made to me. I am also aware that it is a crime, a violation of Title 13 VSA 1754 to give false information to a Police Officer implicating another person or to deflect an investigation from the person or another person. The taped/recorded statement is true and accurate to the best of my knowledge, belief, and ability, and is attached to and incorporated into this sworn statement.

Subscribed and sworn to before me on
 This 6th day of June 2014.

[Signature]
 NOTARY PUBLIC

[Signature]
 AFFIANT
6/6/2014
 DATE

Initial Interview with Loomis by Det/Sgts Zonay and Schmidt on May 28, 2014

Offense/Case #: 14B201677

Officer: Det/Sgt John-Paul Schmidt

Person Interviewed:

LOOMIS, Seth (Trooper) DOB 07/31/1987

Vermont State Police – St Johnsbury Station

1068 US 5

St Johnsbury, Vermont

802 748-3111

Narrative:

On May 28, 2014 at approximately 0330 hours, I was contacted at home and directed to respond to the St Johnsbury Station to assist with the investigation of an officer-involved shooting. Troop D BCI Detective Lieutenant Kraig LaPorte and Detective Sergeants Rick Holden, Barbara Zonay, and Hugh ODonnell also responded.

At approximately 0615 hours I attended a briefing about this incident. This briefing took place in a conference room at the barracks; it was led primarily by Captain Jean-Paul Sinclair. I learned that earlier in the morning nightshift Troopers responded to a complaint of a van off Underpass Rd in Sutton. This van reportedly had a safe inside of it. While investigating this crash, a report of stolen Jeep came in from nearby. Two of the Troopers responded to that complaint. One of them, Trooper Seth Loomis, came into contact with the Jeep and began to pursue it. This pursuit passed by the original crash complaint site. At that time, Sergeant (Patrol Commander) Denis Girouard assumed the role of primary pursuer. Girouard and Loomis continued to pursue the Jeep for several minutes, eventually crossing over into the Derby Station patrol area. The pursuit ended when the Jeep stopped and the operator, identified as Eric Jackson, rammed both cruisers. Girouard and Loomis both exited their cruisers and discharged their duty handguns toward the Jeep to stop Jackson. Jackson was currently receiving medical attention at an area hospital, and he was expected to be transferred to Dartmouth Hitchcock Medical Center soon.

I was assigned to assist Det/Zonay with initial interviews of Girouard and Loomis. These interviews were purposely to be short in nature and duration, and focused on obtaining critical information to assist with the immediate investigation. In-depth interviews/recorded statements would be obtained at a later date and time. This was explained to Girouard and Loomis by Det/Lt LaPorte, and they agreed to speak with us. Union President (Det/Sgt) Mike ONeil was present for both interviews.

Prior to the interviews, I was able to view video from Girouard's in-car camera. Due to damage from his cruiser being rammed, I was not able to view video from Loomis' in-car camera prior to the interviews. I was able to view it after the interviews was completed; it had been pulled directly from the hard drive by that time. Both videos painted a pretty clear picture of the pursuit which essentially ended when the Jeep stopped but then rammed into both cruisers. There was no captured video of the actual shooting

(Loomis' camera was knocked from the windshield when his cruiser was rammed) but the gunshots were audible.

Det/Sgt Zonay and I spoke with Loomis in the patrol commanders office. It began at 0915 hours and lasted approximately fifteen minutes. As noted, Det/Sgt O'Neil was also present. The interview was not recorded. Prior to any statements by Loomis, Det/Sgt O'Neil reiterated the purpose and scope of the interview to him. A synopsis of the interview follows:

Loomis noted how he responded along with Girouard and Pilner to a report of a vehicle off of Underpass Rd. There was a safe hanging out of the vehicle and no one was around it. Loomis responded to the actual crash scene and Pilner was directed to go to the residence of the registered owner of the vehicle. There was no contact made with the owner. Loomis was directed to patrol the area near the crash to see if he could locate an operator. Pilner radioed that Joe Truskowski was recently out of jail. Loomis and Pilner went to the *redacted* residence *redacted*
redacted

Loomis headed back to the crash site.

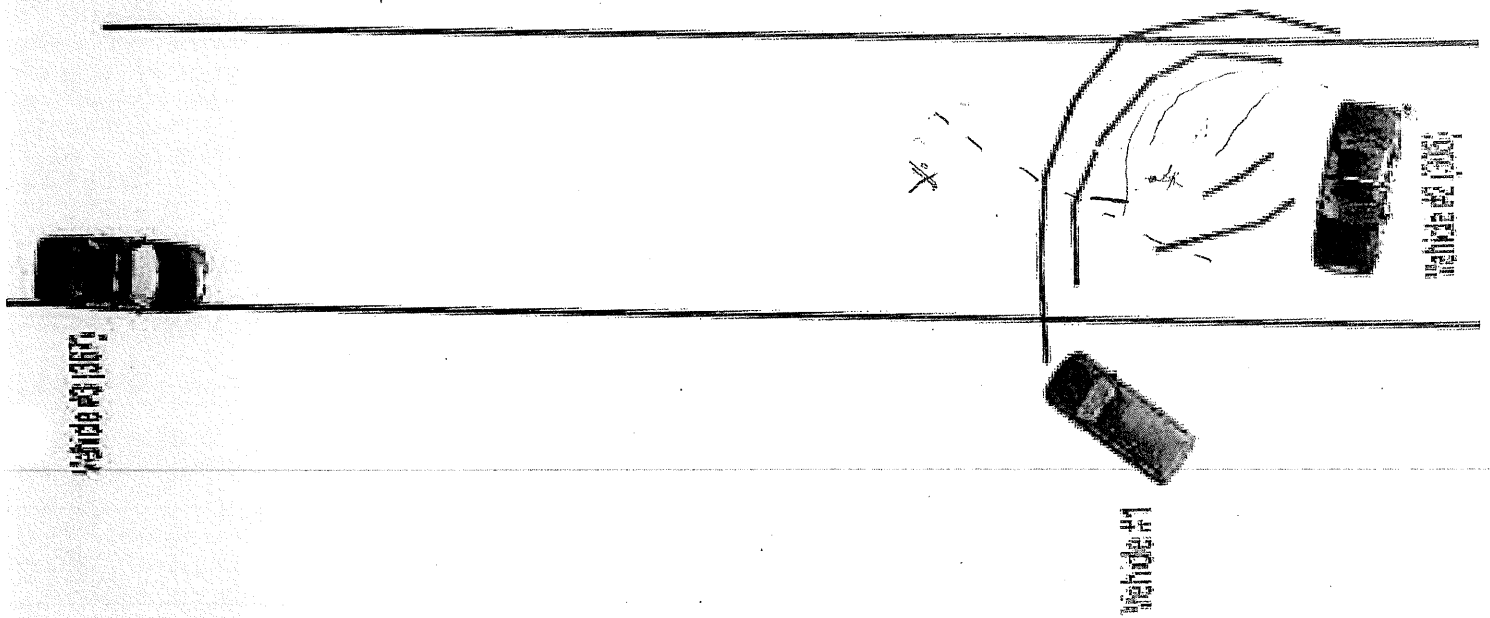
Back at the crash site, Loomis heard another call about a male stealing a Jeep nearby. He and Pilner headed in the direction of that complaint. Loomis was driving toward VT114 when he noticed a vehicle coming off of Depot St. He thought it was the stolen Jeep. The vehicle blew through a stop sign and began traveling on US5. Loomis verified this was in fact the stolen Jeep and he began to follow it. The Jeep went south on US5 into West Burke. It turned back onto Depot St. Loomis clarified that Depot St connects at both ends to US5; it has a "horse shoe" shape. Loomis thought the Jeep made a left hand turn onto Depot St. By this time, Pilner was behind him, so Loomis turned on his blue lights to initiate a traffic stop. The Jeep took off and Loomis began to pursue it. He radioed dispatch that he was in pursuit. The Jeep turned right onto Underpass Rd. Loomis radioed this to dispatch and Girouard. Loomis described the Jeep as "booking." The pursuit headed toward the original crash complaint. When the Jeep went by there, Girouard took over as the lead pursuit officer. Loomis was the secondary car, and he called out the pursuit to dispatch. The Jeep was all over the road and hitting speeds over 100 miles per hour. The Jeep turned left onto Elm St and was still all over the road. Loomis was no longer sure what road he was on; he tried to call out side streets to dispatch.

Girouard braked abruptly and Loomis tried to pull into position behind the Jeep for a felony car stop. The Jeep backed up and just missed hitting Girouard's cruiser. Then it took off forward again and they continued to pursue it. The Jeep stopped again and Loomis again began to position his cruiser behind it to conduct a felony stop. The Jeep started backing up again, and as it did so it sideswiped Girouard's cruiser. Loomis radioed this information to dispatch. The Jeep backed into Loomis' cruiser (he was still inside of it) and then went forward back towards Girouard's cruiser. Loomis thought it may have gone toward Girouard's cruiser two or three times. Girouard was out of his cruiser, and Loomis heard a "pop pop pop" noise. The Jeep started backing up towards him (Loomis) again, and he (Loomis) fired his weapon at the Jeep. (Loomis did not specify when he had exited his cruiser.)

Loomis said when the Jeep backed into his cruiser, he thought the driver was trying to kill him and Girouard. Loomis was scared. When the Jeep then went forward again toward Girouard's cruiser, Loomis thought the driver was trying to kill Girouard. As Loomis was shooting, he thought about Pilner coming up behind them; he thought about how the driver of the Jeep was trying to disable their cruisers and harm them. Loomis remembered seeing rounds striking the Jeep's window(s) and the Jeep was still accelerating. Loomis was screaming for the driver to turn the car off. Loomis saw the driver go limp. He went around to the front of the Jeep and Girouard turned the Jeep off. Loomis still had his weapon drawn. He was not sure if the driver had a weapon, or if the driver had been hit. Loomis gave his knife to Pilner so Pilner could cut the seatbelt. When the driver was pulled out, Loomis saw blood on his shirt, arms, hands, and mouth. He saw an apparent entry wound on the driver's jaw (he thought left side) and there was what looked like a round on the driver's stomach.

Loomis said when the Jeep backed into his cruiser, he thought it was going to continue up and over his roof. Loomis' airbags did not deploy. When the Jeep backed into his cruiser, his in-car camera fell from the windshield. At some point when Loomis exited his cruiser, his body microphone fell out of his pocket.

At the conclusion of the interview, Loomis agreed to meet with us in a few days to provide a recorded statement.



Tpr Lomis Diagram/Interview
6-6-14



VERMONT STATE POLICE
 BUREAU OF CRIMINAL INVESTIGATION
 TROOP D- ROCKINGHAM
 1987 Rockingham Road
 Chester, Vermont 05143
 Tele# (802)875-2112

Case# 14B201677
 Page 1 of 1.

SWORN STATEMENT
Audio Recorded

Print full legal name: DENIS GIROUARD

Print full residential address: _____

Telephone#: _____

On, (Date/Time) 6/6/14, I, Denis Girouard,

provided a verbal and audio recorded statement to Detective Sergeant John-Paul Schmidt of the Vermont State Police of my own free will without any threats or promises made to me. I am also aware that it is a crime, a violation of Title 13 VSA 1754 to give false information to a Police Officer implicating another person or to deflect an investigation from the person or another person. The taped/recorded statement is true and accurate to the best of my knowledge, belief, and ability, and is attached to and incorporated into this sworn statement.

Subscribed and sworn to before me on
 This 07 day of June 2014.

 NOTARY/PUBLIC

Denis Girouard
 AFFIANT
6/6/14
 DATE

Initial Interview with Girouard by Det/Sgts Zonay and Schmidt on May 28, 2014

Offense/Case #: 14B201677

Officer: Det/Sgt John-Paul Schmidt

Person Interviewed:

GIROUARD, Denis (Sergeant) DOB 06/26/1970

Vermont State Police – St Johnsbury Station

1068 US 5

St Johnsbury, Vermont

802 748-3111

Narrative:

On May 28, 2014 at approximately 0330 hours, I was contacted at home and directed to respond to the St Johnsbury Station to assist with the investigation of an officer-involved shooting. Troop D BCI Detective Lieutenant Kraig LaPorte and Detective Sergeants Rick Holden, Barbara Zonay, and Hugh ODonnell also responded.

At approximately 0615 hours I attended a briefing about this incident. This briefing took place in a conference room at the barracks; it was led primarily by Captain Jean-Paul Sinclair. I learned that earlier in the morning nightshift Troopers responded to a complaint of a van off Underpass Rd in Sutton. This van reportedly had a safe inside of it. While investigating this crash, a report of stolen Jeep came in from nearby. Two of the Troopers responded to that complaint. One of them, Trooper Seth Loomis, came into contact with the Jeep and began to pursue it. This pursuit passed by the original crash complaint site. At that time, Sergeant (Patrol Commander) Denis Girouard assumed the role of primary pursuer. Girouard and Loomis continued to pursue the Jeep for several minutes, eventually crossing over into the Derby Station patrol area. The pursuit ended when the Jeep stopped and the operator, identified as Eric Jackson, rammed both cruisers. Girouard and Loomis both exited their cruisers and discharged their duty handguns toward the Jeep to stop Jackson. Jackson was currently receiving medical attention at an area hospital, and he was expected to be transferred to Dartmouth Hitchcock Medical Center soon.

I was assigned to assist Det/Zonay with initial interviews of Girouard and Loomis. These interviews were purposely to be short in nature and duration, and focused on obtaining critical information to assist with the immediate investigation. In-depth interviews/recorded statements would be obtained at a later date and time. This was explained to Girouard and Loomis by Det/Lt LaPorte, and they agreed to speak with us. Union President (Det/Sgt) Mike ONeil was present for both interviews.

Prior to the interviews, I was able to view video from Girouard's in-car camera. Due to damage from his cruiser being rammed, I was not able to view video from Loomis' in-car camera prior to the interviews. I was able to view it after the interviews was completed; it had been pulled directly from the hard drive by that time. Both videos painted a pretty clear picture of the pursuit which essentially ended when the Jeep stopped but then rammed into both cruisers. There was no captured video of the actual shooting

(Loomis' camera was knocked from the windshield when his cruiser was rammed) but the gunshots were audible.

Det/Sgt Zonay and I spoke with Girouard first. This interview took place in the patrol commanders office. It began at 0855 hours and lasted approximately fifteen minutes. As noted, Det/Sgt ONeil was also present. The interview was not recorded. Prior to any statements by Girouard, Det/Sgt ONeil reiterated the purpose and scope of the interview to him. A synopsis of the interview follows:

Girouard began by providing some background on Eric Jackson. He has known him for a long time and has arrested him in the past. He is aware of Jackson being suspected of several recent burglaries in Vermont and New Hampshire, and that one of the residences Jackson recently lived in was the target of a search warrant execution. Girouard noted that Jackson is a drug user, and that his girlfriend, Gina Truskowski, also a drug user, is pregnant with his child. Girouard also noted that Jackson is currently on escape status from the Department of Corrections.

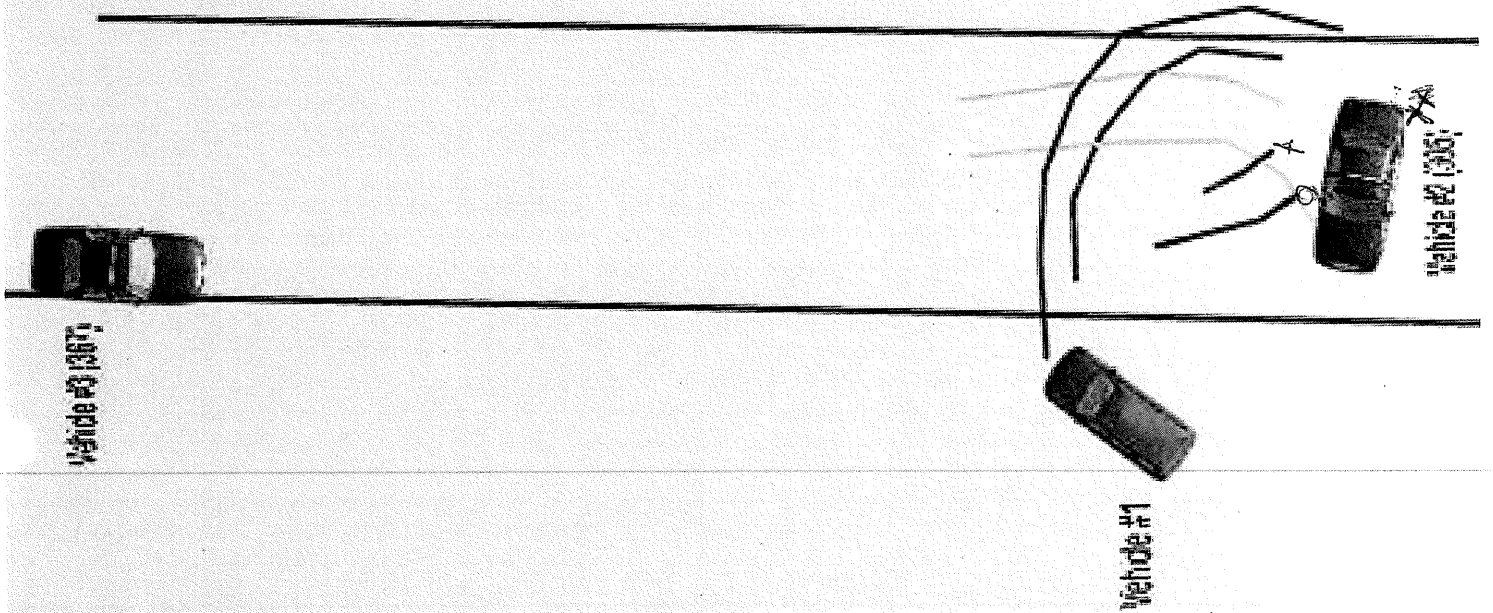
At approximately 0030 hours, Girouard and his shift responded to a call of a vehicle crash on Underpass Rd. This vehicle reportedly had air bag deployment and there was a safe inside of it. At the crash, Girouard spoke with a nearby resident, *redacted* who noted Joseph Truskowski had just been released from jail. Truskowski is the brother of Gina Truskowski. He is also a known drug user. Girouard directed two of his troopers to check the *redacted* residence to see if they had any involvement with the crash. Girouard had a tow truck respond for the van and the safe, which he described as being quite heavy. Not long after the tow truck arrived on-scene, dispatch advised that a male had just stolen a Jeep from a nearby residence. Troopers Loomis and Christopher Pilner were directed to that residence to investigate the theft. Girouard soon heard Loomis transmit that he was following what appeared to be the stolen Jeep. Then Loomis radioed that he was now pursuing this vehicle. The pursuit was on Underpass Rd and headed toward the original crash complaint, so Girouard told the tow truck operator to get out of the area. Girouard went down the road to try to find a safe place to set up spike strips; when he couldn't find one, he returned to the original crash site. The stolen Jeep passed by him, and he began to pursue it. He was the lead pursuit vehicle.

As Girouard followed the Jeep, he observed its operation to be erratic and its speed to, at times, reach 100 miles per hour. He used his spotlight to illuminate the Jeep, and he could see the operator was wearing red. They travelled onto a dirt road. He used his spotlight to light up the passenger side mirror, and he could see the reflection of the driver. He recognized the driver as Eric Jackson. Girouard used the public address system on his cruiser to try to talk to Jackson. Girouard said something to the effect of, "Eric, stop. This is Denis." Not long after this, the Jeep stopped and rapidly backed up toward Girouard's cruiser. Girouard thought Jackson was trying to ram him, and he backed up as well. Girouard radioed to dispatch that the operator was Eric Jackson. The Jeep continued forward and Girouard continued to pursue it. The Jeep stopped again, and again backed up toward Girouard's cruiser. Girouard pulled his cruiser forward, and the Jeep struck it. Girouard pulled farther ahead and cut to the right.

Girouard exited his cruiser with his handgun out. He saw the Jeep coming at him and he fired at it. He did not remember how many times he fired. The Jeep backed up and "button hooked" but it did not stop. Girouard said it looked like it was going to keep going. Girouard fired more shots and the Jeep came to stop. Girouard gave verbal command and Jackson replied that he could not move. Girouard approached the Jeep and turned it off. He directed one of his shift troopers to begin first aid. He notified dispatch of the shooting and directed dispatch to begin the notification process, to include contacting the watch commander. Girouard took several photos of the scene; he later turned these over to Det/Sgt ODonnell. Girouard turned the scene over when support personnel arrived.

In addition to providing a brief summary, Girouard clarified that he had picked up a set of keys and small bottle of alcohol, both of which were later turned over to Det/Sgt ODonnell, from the ground near the Jeep. He had placed these on the hood of one of the cruisers. Girouard also clarified that photos of shoes and shoe imprints on the camera memory card turned over to Det/Sgt ODonnell were from this incident. While at the original crash site, he had documented the shoes worn by other people who were near the van so he could rule out their foot imprints if necessary. Girouard also noted that the driver seat of the crash van was pulled forward, indicating a shorter driver. Girouard said there is no way Jackson could have driven it that way, but his girlfriend Gina Truskowski, who is short, could have.

At the conclusion of the interview, Girouard agreed to meet with us in a few days to provide a recorded statement.



Sgt Giroud Diagram / Interview
6-6-14

VERMONT STATE POLICE
BUREAU OF CRIMINAL INVESTIGATION
TROOP D - ROCKINGHAM
1987 Rockingham Road
Chester, Vermont 05143
Tele# (802)875-2112



Case# 148201677

SWORN STATEMENT
Audio Recorded

Print full legal name: Christopher Pilner

Print full residential address: _____

redacted

Telephone#: _____

On, (Date/Time 05 28 14) I, Christopher Pilner

provided a verbal and audio recorded statement to Detective Sergeant Richard Holden of the Vermont State Police of my own free will without any threats or promises made to me. I am also aware that it is a crime, a violation of Title 13 VSA 1754 to give false information to a Police Officer implicating another person or to deflect an investigation from the person or another person. The recorded statement is true and accurate to the best of my knowledge, belief, ability and is attached to and incorporated into this sworn statement.

Subscribed and sworn to before me on

This 28th day of May, 2014.

[Signature]
NOTARY PUBLIC

[Signature]
AFFIANT
5/28/14
DATE

STATEMENT FORM

VERMONT STATE POLICE

redacted

Date: 5/28/14 Time: _____

I, _____, of my own free will, hereby swear under penalty of the law that the following statement is true and correct to the best of my knowledge. (Penalty: Punishable by NMT 15 years in prison and NMT \$10,000 fine.)

I was called to scene at
 Junction of RT 5 and Underpass Road
 at approx. 1:30 Am, when arrived at
 accident scene there was a Toyota Sienna Van
 in the ditch, with small safe hanging out left
 door; Trooper _____ and I were trying
 to move safe when call came in of
 stolen vehicle headed our way! He told me
 to move my flatbed, which I did, a few
 minutes later a jeep Grand Cherokee came
 by at high rate of speed, followed by two troopers
 at that time Trooper _____
 followed jeep

Witness: _____
(Notary Public) (Law Enforcement Officer)

Affiant: _____
(Signature of Statement Writer)

Name: _____	Date of Birth: _____
Mailing Address: _____	Place of Birth: <u>St. Johnsbury</u>
Legal Address: _____	Social Security Number: _____
Home Telephone: _____	Work Telephone: _____



STATEMENT

Caledonia

CHITTENDEN COUNTY	ADDRESS 2566 Rte. 5 S, Hon. Vt.
DATE 5/28/14 TIME 0806	TELEPHONE (HOME) <i>redacted</i>
	TELEPHONE (WORK)
	DATE OF BIRTH <i>redacted</i>

I, Sonya Clayton, HEREBY SWEAR UNDER PENALTY OF PERJURY (NOT MORE THAN 15 YEARS, NOT MORE THAN \$1,000.00) THAT I HAVE PERSONAL KNOWLEDGE OF THE FOLLOWING FACTS AND THIS STATEMENT IS TRUE TO THE BEST OF MY KNOWLEDGE AND BELIEF:

On 5/28/14 At 1:50 ^{AM} I Sonya Clayton was woke up by my boy friend ^{Sonny} stating that my green jeep registered in my dad's name *redacted* from west Calover had been taken. About 1:53 ^{AM} I called 911 to report it. I was informed that they had officers in the area that would look for it. The keys were in the console of the jeep, it had been *redacted* my work done to the brake drum. It was ^(stolen) taken from the drive way ^{of 2566 Rte 5} across the front lawn, onto Rte. 5 South headed towards ^{west} Burke. It only had a little less than a quarter tank of gas. All my work stuff, my cellphone, and clockbook were also in it. ^{In a purple backpack} I did not see the vehicle leave but heard it and heard the tires screeching. My Blue Nokia Cell Phone was also in the jeep.

Subscribed and sworn to before me on this 28 day of May, 2014.

5/28/14 Date 8:22 Time

[Signature] Notary Public

[Signature] Sonya Clayton Affiant

06/24/14
17:14

Vermont State Police, D Troop-Royalton
Vermont Arrest Custody Report

Page: 302
1

Name : Eric D Jackson (1145298)
Street Address : 77 MAIN STREET
City, State Zip : Lyndonville, VT 05851
Date of Birth : 11/23/86
Social Security : *redacted*
Local ID Numbers:
State ID Number : 281958 FBI number: 321196HC9
Attorney :
Occupation :
Place of Birth : NewburyPort (State) MA
Sex : M
Race : W
Height : 6'01"
Weight : 295 lbs.
Hair Color : BRO
Eyes Color : BRO
Drivers License : 02231301 (State) VT
Marital Status : Not Married
Home Phone : (802)626-9223 Work Phone: () -
Employer :
Alias For : ()

ARREST/OFFENSE INFORMATION

Booking Number: 367967 Arrest Reference Number: 14B201677
Tm/Dt Arrestd : 00:00:00 06/24/14 Arresting Officer : Zonay, B
Arresting Agnc: SPD3 Age at Arrest : 27

Statute : 13V1024A1/LE (AGG ASSAULT- LAW OFFICER)
Offense : 0400 (Aggravated Assault)
Counts : 2
Offense Refrnc: Class: F Court: ORLE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

Statute : 13V2561B=F (RECEIVE STOLEN PROPERTY >100)
Offense : 1300 (STOLEN PROPERTY)
Counts : 1
Offense Refrnc: Class: M Court: ORLE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

Statute : 13V11 (HABITUAL CRIMINAL)
Offense : 0400 (Aggravated Assault)
Counts : 1
Offense Refrnc: Class: F Court: ORLE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

Statute : 13V3701A (UNL MISCHIEF > \$1000)
Offense : 1400 (VANDALISM)
Counts : 1
Offense Refrnc: Class: F Court: ORLE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

06/24/14
17:14

Vermont State Police, D Troop-Royalton
Vermont Arrest Custody Report

Page: 302
2

Fingerprints Taken? Y/N _____ Fingerprint Officer _____
Mug Shot Taken? Y/N _____
___ CV ___ Haz Mat ___ CDL

State's Attorney Use Only

Charged Title Section Sub-section

Report Includes:

All booking numbers matching ` 367967`

*** End of Report /tmp/rpt-lafia-rpjlivt.r1_1 ***

06/24/14
16:52

Vermont State Police, D Troop-Royalton
Vermont Arrest Custody Report

Page: 302
1

Name : Eric D Jackson (1145298)
Street Address : 77 MAIN STREET
City, State Zip : Lyndonville, VT 05851
Date of Birth : 11/23/86
Social Security : *redacted*
Local ID Numbers:
State ID Number : 281958 FBI number: 321196HC9
Attorney :
Occupation :
Place of Birth : NewburyPort (State) MA
Sex : M
Race : W
Height : 6'01"
Weight : 295 lbs.
Hair Color : BRO
Eyes Color : BRO
Drivers License : 02231301 (State) VT
Marital Status : Not Married
Home Phone : (802) 626-9223 Work Phone: () -
Employer :
Alias For : ()

ARREST/OFFENSE INFORMATION

Booking Number: 367966 Arrest Reference Number: 14B201677
Tm/Dt Arrestd : 00:00:00 06/24/14 Arresting Officer : Zonay, B
Arresting Agnc: SPD3 Age at Arrest : 27

Statute : 23V1094A (OOC-OPERATING W/O OWNER CONSEN)
Offense : 0700 (Theft of Motor Vehicle)
Counts : 1
Offense Refrnc: Class: F Court: CALE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

Statute : 23V1133 (ATTPT TO ELUDE POLICE OFFICER)
Offense : 3618 (Attempting To Elude Police)
Counts : 1
Offense Refrnc: Class: F Court: CALE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

Statute : 23V1091B (C&N RECKLESS DRIVING)
Offense : 3617 (Careless Negligent Motor Veh)
Counts : 1
Offense Refrnc: Class: F Court: CALE
Related Incidt: 14B201677
Offense Tm/Dt : 02:30:00 05/28/14

06/24/14
16:52

Vermont State Police, D Troop-Royalton
Vermont Arrest Custody Report

Page: 302
2

Fingerprints Taken? Y/N _____ Fingerprint Officer _____
Mug Shot Taken? Y/N _____
___ CV ___ Haz Mat ___ CDL

State's Attorney Use Only

Charged	Title	Section	Sub-section
Report Includes: All booking numbers matching ` 367966`			

*** End of Report /tmp/rpt-Zalya-rpjlivt.r1_1 ***

AFFIDAVIT

STATE OF VERMONT
ORLEANS COUNTY, ss.

NOW COMES Sgt Barbara Zonay, affiant(s), being duly sworn and on oath,
deposes and says he has probable cause to believe that Eric D Jackson dob: 11/23/1986
has committed the offense(s) of Aggravated Assault (2 counts,) Possession of Stolen
Property, Unlawful Mischief(F) and Habitual Offender, a violation of Title 13, Vermont
Statutes Annotated Section 1024(a)(1,) 2561(b,) 3701(a) and 11.

The undersigned being duly sworn, deposes and says that I, Sgt Barbara Zonay am now
and have been for the past 16 years and 10 months, a full time employee of the Vermont State
Police, being presently assigned to the Royalton Barracks as a Detective Sergeant


1. On 05/28/14, at about 02:00 hrs, Sonya Clayton called to report that her 1994 Green
Jeep Cherokee, bearing VT reg plates FEF302, had been stolen, and the suspect was travelling
south on US5 towards West Burke. Clayton's residence is at 2566 US5 in the town of Sutton,
which is just north west of the town of Burke.

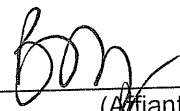
2. In her sworn statement, Clayton advised that at about 01:50 hr, her boyfriend, Sean
Pray, woke her up to say that her Jeep was being stolen. She called VSP to report it and was
advised that a couple of officers were in the area and they would be on the lookout for it. She
advised that the keys were in the console of the Jeep and it needed work on the brakes. She
advised that she did not see the vehicle leave but heard the tires squealing.

3. I spoke with Sean Pray, Clayton's boyfriend. He advised that he wakes up to the
littlest noises, because his daughter has sleep apnea and he needs to monitor how long she
wears the mask for at night. He advised that night that he was sleeping and some noise woke
him up. He did not know what the noise was, but in retrospect he believed it might have been
the sound of the Jeep's door closing.

4. He looked at the TV and saw that it was 01:50 hrs and went to check on his daughter.
He heard a sound like an engine revving and did not think too much of it, since they live right
near a well traveled portion of the road. He tucked his daughter in, went to the front door and
saw the Jeep being driven across the front lawn, squealing its tires as it took off. He advised
that he yelled to Sonya that the car was being stolen, and then he took off in his own truck,
without shoes or a coat or anything, and tried to catch up to the Jeep. He advised that he did not
catch up to it however. He advised that he went down in to West Burke, and that the suspect

Subscribed and sworn to before me on
this 25th day of June, 2014


(Notary Public) (Judicial Officer)


(Affiant)
6-25-14
(Date)

probably went over the Station Rd, so he never saw him. He could not give a description of the suspect who took the Jeep.

5. Tpr Loomis, Tpr Pilner and Sgt Girouard were investigating a report of a van off the road on Underpass Rd in Sutton, at this time. The van was found to have a safe partially hanging out of the rear door, which was suspicious. Tpr Loomis was driving in the area looking for suspects or clues in the van accident, and heard that the Jeep was reported stolen and a male subject took the car. The Jeep was headed south on US5 towards Burke. He radioed in that he was headed that way. Tpr Pilner was also enroute. Tpr Loomis made sure that he had the plate and vehicle description from dispatch. He entered West Burke and knew that Tpr Pilner was ahead of him. Both Tpr Pilner and Tpr Loomis were operating fully marked State Police cruisers with full light bars.


6. The Jeep was located by Tpr Loomis when he observed it run through a stop sign on Church and Depot St in West Burke, in Caledonia County. He verified that the plate and description matched. He called Tpr Pilner and advised that he had the vehicle in front of him and they were traveling on US5, just passing Mike's Gas Station, and was making a left on Depot. He described Depot as a big horseshoe shape. He said then, the operator was using his blinker and driving normally. He waited until he could see Tpr Pilner, to attempt to stop the vehicle. As soon as he activated his blue lights, the Jeep took off. He could hear the engine revving, and he turned on the siren and then he radioed that the car was not stopping. At this time they were on Burke Hill Rd. Tpr Loomis advised that he was not very close to the Jeep because the Jeep was operating at a very high speed. The Jeep continued up Burke Hill Rd to the intersection of Calendar Brook, and Underpass Rd. Speeds on Burke Hill Rd were estimated at 80 mph. Underpass Rd is a dirt road which is hilly and curvy, with steep drop offs and no guardrails.


7. Tpr Loomis advised that the pursuit travelled from Depot St, to Burke Hill Rd, to the intersection of Calendar Brook Rd, and onto Underpass Rd. Underpass Rd is where the initial crash scene is located. Tpr Loomis advised that the suspect operating the Jeep was driving very fast and very recklessly. He estimated speeds up to 100 mph.

8. Tpr Loomis radioed ahead to Sgt Girouard's location. Sgt Girouard advised that he would get the wrecker operator out of the way, which he did, and would try to find a spot to set up spikes. He was not able to find a spot to set up spikes. When Tpr Loomis came through the S curves and saw the van and the tow truck, through the initial scene, that was when Sgt Girouard took primary.

Subscribed and sworn to before me on

this 25th day of June, 2014


(Notary Public) (Judicial Officer)



(Affiant)
6-25-14

(Date)

9. Tpr Loomis called out the roads and the speeds. Once they got off Underpass Rd, they headed north on US 5. Tpr Loomis called in speeds of 80-85 mph. He advised that Tpr Pilner was behind him, very far back.

10. The pursuit continued north of US5, speeds reaching over 100 mph. The suspect was swerving all over the road, crossing the double yellow lines, and operating completely in the oncoming lane. There was no other traffic at that time. When they passed Crystal Lake, in the town of Barton, VT, the Jeep almost hit the guardrails. They continued north into the town of Barton, Orleans County. They came to a "Y" in the road and the suspect turned left onto Elm St, which turns into Burton Hill Rd. The troopers were not familiar with this area, as it was outside of their patrol area. Sgt Girouard and Tpr Loomis turned left but Tpr Pilner, who was further back, did not see which way they went, so he continued straight. Sgt Girouard used his spotlight to illuminate the Jeep. He observed that the operator was wearing something red.


11. At one point, the Jeep's operator slammed on the brakes and stopped, forcing Sgt Girouard to stop to avoid hitting the Jeep. The Jeep then accelerated again and the pursuit continued. Sgt Girouard was able to see the operator's reflection in the driver's side mirror, by illuminating it with his spotlight. He thought that the driver was Eric Jackson, who he knew from previous criminal acts and possibly a dangerous person. He knew that Jackson was a drug user and a burglar which heightened his concern and awareness. Sgt Girouard informed dispatch that the suspect was possibly Eric Jackson. Sgt Girouard was aware that Jackson was wanted for escape and was a suspect in other burglaries.


12. It should be noted here that Eric Jackson had been on furlough and had tested positive for Buprenorphine, cocaine and opiates, on 05/15/14. When he was advised that he failed the drug test, Jackson fled the DOC. DOC filed an affidavit on 05/16/14, for a warrant for Jackson's escape from custody. Caledonia SA Lisa Warren promptly filed the escape status charge with the court on 05/16/14, however due to unknown delays or oversight, the warrant was never actually issued until 05/28/14. In reviewing CCO Ryan George's affidavit reference the escape charge, it states that Eric told George that he didn't want to go back to jail and that he wanted to die.

13. Sgt Girouard tried to contact Jackson using the PA system in the cruiser. He said something to the effect of "Eric you need to stop, Eric this is Denis." The operator turned to look at him and Sgt Giourard was more sure that it was Jackson at that time.

14. The Jeep stopped a second time and started backing up towards Sgt Girouard's cruiser. Sgt Girouard had to back up to avoid getting rammed and he thought he would get hurt

Subscribed and sworn to before me on
this 25th day of June, 2014


(Notary Public) (Judicial Officer)



(Affiant)

6-25-14

(Date)


if he did not move. Tpr Loomis observed this incident and this raised his alarm level because it indicated that the operator did not care if he hurt the troopers. Sgt Girouard advised that this event turned the situation into more than just a pursuit. They had Eric Jackson, on escape status, driving a stolen vehicle, who had just tried to ram him and hurt him. The Jeep took off again and he and Tpr Loomis continue the pursuit. Sgt Girouard advised dispatch to send back up from the other offices. Sgt Decker was headed from Bradford and Sgt LaCourse and another trooper were headed from Derby. Sgt Girouard also called for notification to the watch commander.


15. The pursuit continued up Burton Hill Rd. A minute or two after the suspect attempted to ram Sgt Girouard, the suspect came to another abrupt stop. He backed up and stopped. Sgt Girouard backed up too. Sgt Girouard saw the Jeep angle at him, as if Jackson was steering in his direction. The Jeep backed up further, and Sgt Girouard accelerated forward, trying to get around the Jeep. Sgt Girouard felt the contact from the Jeep striking the passenger side of his cruiser. He thought this impact was from the Jeep sideswiping him as it backed up further. He thought Jackson was trying to hurt him or disable his cruiser. He cut sharply to the right after he pulled ahead of the Jeep. As he came to a stop, the suspect hit his cruiser violently from the passenger side and pushed the cruiser up the road.

16. Tpr Loomis observed this and had gone to the right slightly, on the roadway. Then he observed that the Jeep's reverse lights came on and he thought that the suspect was going to hit him. The Jeep accelerated and rammed into the front of the cruiser. He advised that the impact was so hard that the video camera was knocked off the windshield and he saw the hood of his cruiser fold up towards him. He also saw the rear bumper of the Jeep up over the top of his hood. He thought that the Jeep was going to go over the top of his cruiser. He radioed in that their cruisers had been rammed. He advised that he thought that he was going to be killed right there, he did not even put the car in park but had his gun out and got out of his cruiser.

17. At the same time, Sgt Girouard did not know that Tpr Loomis had been rammed. He advised that he got out of his cruiser and was running to the back of his cruiser, when he saw the Jeep driving right at him. He was right near the rear driver's side taillight with the Jeep approaching from his right. Sgt Girouard thought the suspect was going to run him over and kill him. He advised that the suspect looked right at him and was driving right at him. He was not sure if the cruiser would protect him from the impact or not. Sgt Girouard began shooting as the Jeep impacted his cruiser again.

Subscribed and sworn to before me on
this 25th day of June, 2014


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18. Tpr Loomis saw Sgt Girouard get out of his cruiser and head to the back of the cruiser and saw the Jeep headed towards Sgt Girouard. He was afraid that the suspect was going to kill Sgt Girouard, because the suspect just did not care. Tpr Loomis started running towards them and heard shots being fired.

19. Sgt Girouard shot 5-6 times. He saw the windshield break and it looked like Jackson reacted with sudden movements when the windshield shattered. Sgt Girouard advised that he was aiming at the suspect's chest area to incapacitate him.

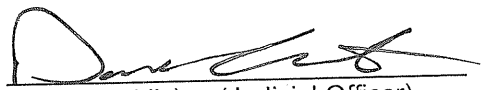
20. The Jeep stopped and began to back up turning to Sgt Girouard's left. He said that he stopped firing when the Jeep started backing up. He said it was accelerating in reverse, not rolling backwards. He advised that he moved to the passenger side of the Jeep still engaging the threat.


21. Tpr Loomis was running towards the front of Sgt Girouard's cruiser, and saw the Jeep backing up fast towards him. He advised that he could almost touch the passenger side rear of the Jeep as it was nearing him. He couldn't see Sgt Girouard and did not know if he was okay or not. He saw the Jeep coming at him and he already knew that the suspect did not care if he hurt him, since he had already rammed his car. He advised that the suspect was trying to get away and didn't care how he was going to do it. He sidestepped around the Jeep and started shooting at the operator to neutralize the threat.

22. Sgt Girouard advised that he yelled commands to the suspect and became aware of Loomis to his left, also on the passenger side of his cruiser. The Jeep had traveled in reverse, up onto an embankment, and was slightly tilted because it was partially on the embankment. Jackson was moving inside, and it appeared he was trying to move the Jeep. Girouard yelled something like, "Stop!" Girouard could see clearly through the Jeep's front passenger window; the suspect was working the shifter or four wheel drive control.

23. Sgt Girouard was still fearful. He did not think the Jeep was hung up. The wheels were still turned toward him and Tpr Loomis. The suspect was still trying to drive the Jeep. He was an imminent threat, and he had just tried to kill him. Sgt Girouard felt the suspect was still trying to come at him in the Jeep. If he was able to move the Jeep, Sgt Girouard and Tpr Loomis had nowhere to go. Sgt Girouard knew other troopers were responding. He was worried about what would happen to the other responding troopers if the suspect was able to leave the scene. Sgt Girouard fired at the suspect again. Tpr Loomis also fired. Sgt Girouard was aiming directly at the suspect. He was shooting through the front passenger window.

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24. As they were firing, the suspect still appeared to be trying to drive the vehicle. Sgt Girouard fired until the suspect slumped down in his seat. At that time, he felt the suspect was no longer a threat; he thought he was dead. Tpr Loomis advised that he stopped shooting when he saw the suspect slump forward and stop attempting to operate the Jeep. Sgt Girouard and Tpr Loomis approached the Jeep. Sgt Girouard considered the possibility the suspect was faking. Tpr Loomis yelled for the suspect to turn the Jeep off. The suspect said he could not move. While Tpr Loomis provided cover, Sgt Girouard reached in through the passenger window and removed the keys from the Jeep and put the car in park. Sgt Girouard radioed dispatch about what had occurred and called rescue. Tpr Loomis advised that Tpr Pilner arrived on scene. He gave Tpr Pilner a brief rundown of what occurred.

25. Sgt Girouard told Tprs Loomis and Pilner that they needed to render first aid to the suspect. They got him out of the car and the suspect was patted down. A bunch of keys were found on the suspect. The keys ended up in the grass, but then were moved to the hood of Tpr Pilner's cruiser. 3 other sets of keys were later found in the Jeep. The keys had been stolen from Seth's Auto, where the van in the earlier accident had been taken from. The keys were located inside Seth's Auto, which had been broken into. When troopers contacted the registered owner of the van, he told them that he left it at Seth's Auto for repair on 05/27/14. The safe that was found in the van was also stolen from Seth's Auto. The burglary case is being investigated by Sgt Lyle Decker.


26. Jackson was positively identified visually by troopers and he also had a wallet and ID with him, bearing his name and identifying information. Jackson was transported to North Country Hospital in Newport, where he was treated. He was then transported to DHMC for further treatment for several gunshot wounds.


27. The three cruisers involved in this incident are equipped with WatchGuard Mobile Video Recorders.

28. I reviewed these videos and observed the following:

29. EQ305- Sgt Girouard's recording shows the pursuit, which includes high speeds and many law violations, (including the first ramming attempt at 02:23:16) and at the end of the pursuit, shows the Jeep backing towards the cruiser. Sgt Girouard accelerates forward, and is hit in a sideswipe type motion by the Jeep at 02:24:05 (video time on Watchguard may not be exactly accurate.) As Sgt Girouard pulls across the roadway, he is rammed again from the passenger side. The Jeep's front end directly impacts the passenger side of EQ305, about midway back, in the rear door/ quarter panel area. This impact is so hard, it knocks the cruiser

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sideways (north) several inches. This occurs at about 02:24:09. The third impact occurs at 02:24:16. The cruiser is pushed sideways again. Shots are fired at this time and 5-6 gunshots are heard. There is a pause and some yelling is heard, but because the trooper's body microphones were not active (Tpr Loomis's mic was active but it fell off of his belt when he exited his cruiser swiftly,) it is difficult to hear what is being said over the sirens. The video shows trees and the embankment on the east side of the road. More shots are heard, in rapid succession. The video does not show the Jeep, but the camera's view shows trees and a sugaring line of blue plastic. A tree appears to whip back towards the north and the sugar line is moving. This appears to be when the Jeep is moving in reverse on the embankment and comes to rest. Once the Jeep comes to rest, no more shots are heard.

30. EQ 367- Tpr Loomis's cruiser recording shows the pursuit, behind Sgt Girouard. It also shows the first ramming attempt by the Jeep. It shows the Jeep reversing and appearing to aim at Sgt Girouard's cruiser. It shows the first and second strikes, which are the side swipe to Sgt Girouard's cruiser and then the direct ramming with the front end of the Jeep striking the rear passenger side of Sgt Girouard's cruiser. The Jeep's reverse lights come on and the Jeep accelerates in reverse directly into Tpr Loomis's cruiser, impacting so hard that the front end is damaged and the Watchguard camera is knocked off of the windshield.

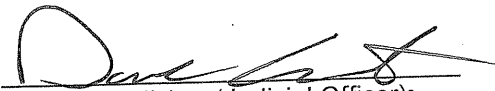
31. EQ 339- Tpr Pilner's video records some of the pursuit and shows the actions of the troopers after the shooting.


32. When I looked at the photos of Sgt Girouard's cruiser and matched them both with the CRT diagrams and photos of the scene, I observed that Sgt Girouard's cruiser was hit three times by the Jeep. The first impact is the sideswipe from the Jeep reversing into EQ305, which is when Sgt Girouard tries to accelerate around the Jeep. This causes minor damage/ scraping to the passenger side of EQ305, and the driver's side of the Jeep.

33. The second impact is the ramming of the front end of the Jeep into the passenger side rear door area of EQ305. This area of impact, and the force behind it is shown by the how far EQ305 is pushed to the north, from its original position. The tire mark in the dirt from the rear passenger side tire shows this. Debris/knock off from the front end of the Jeep is also found at this location.

34. After this impact, the tire marks show, as does Tpr Loomis's video, that the Jeep accelerates in reverse, ramming Tpr Loomis's cruiser, with the rear bumper striking the front end of EQ367. Debris/ knock off from the rear of Jeep and the front of the cruiser are found at this area of impact. The tire marks here show what appear to be acceleration marks from the

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tires of the Jeep, at the area of impact. This suggests to me that the operator of the Jeep was trying to hit the cruiser as hard as possible.

35. The third impact to EQ305 occurs after the Jeep goes forward, disengaging from EQ367. The Jeep moves forward toward the rear of EQ305, where Sgt Girouard is now outside of his cruiser, near the driver's side taillight. The Jeep's passenger side front bumper contacts the rear passenger side bumper of EQ305, striking it hard enough to again push the rear of the cruiser northwards, which is where Sgt Girouard is standing. This contact is clearly seen in the damage profile of the cruiser, which bears contact damage from the Jeep. The Jeep is heading at Sgt Girouard and Sgt Girouard discharges several rounds at the operator. The Jeep reverses direction in a button hook type pattern. This is shown by the reversal of the scrapes on EQ305's bumper. The tire marks from the Jeep leading to its final position of rest from this location also clearly show this path of travel.

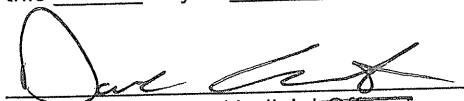
36. Based upon the above information, I believe that Eric D Jackson committed the following offenses. He committed 2 counts of Aggravated Assault by attempting to cause serious bodily injury to Sgt Girouard and Tpr Loomis, by purposely, knowingly, or recklessly under circumstances manifesting extreme indifference to the value of human life by deliberately ramming both cruisers. He committed the offense of Possession of Stolen Property by having stolen keys from Seth's Auto in his possession. Jackson also committed the violation of Unlawful Mischief in the amount greater than \$1,000.00. The damage that he intentionally caused to EQ305 was estimated at \$5100.00. The damage to EQ367 was estimated at \$4900.00.

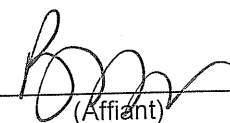
37. In reviewing Jackson's criminal record, he has several prior felony convictions in Vermont. See below for charges and convictions dates.

- a. Escape Custody/ Furlough, conviction 05/09/12, Caledonia County
- b. 2 counts Burglary, conviction 05/02/12, Essex County
- c. Burglary, conviction 11/03/08, Caledonia County
- d. Grand Larceny, conviction 11/03/08, Caledonia County
- e. Burglary, conviction 02/07/06, Caledonia County

Jackson's felony violations in this case put him in violation of the Habitual Offender statute, which states that a subject with 3 or more felony convictions, who is charged with another felony, may be charged as a habitual offender.

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29. Based on information from DOC, Jackson is still at Dartmouth Hitchcock Hospital in Lebanon, NH, being treated. I respectfully request the Honorable Court to issue an arrest warrant for these violations, for the arrest of Eric D. Jackson.

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(Affiant)

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AFFIDAVIT

STATE OF VERMONT
CALEDONIA COUNTY, ss.

NOW COMES Sgt Barbara Zonay, affiant(s), being duly sworn and on oath,
deposes and says he has probable cause to believe that Eric D. Jackson, dob:11/23/1986
has committed the offense(s) of Aggravated Operating without Owner's Consent, Attempting
to Elude, Gross Negligent Operation and Habitual Offender, a violation of Title 23, Vermont
Statutes Annotated Section 1094(b)(2,) 1133(a)(2,) 1091(b)(1) and 11.

The undersigned being duly sworn, deposes and says that I, Sgt Barbara Zonay am now
and have been for the past 16 years and 10 months, a full time employee of the Vermont State
Police, being presently assigned to the Royalton Barracks as a Detective Sergeant

1. On 05/28/14, at about 02:00 hrs, Sonya Clayton called to report that her 1994 Green
Jeep Cherokee, bearing VT reg plates FEF302, had been stolen, and the suspect was travelling
south on US5 towards West Burke. Clayton's residence is at 2566 US5 in the town of Sutton,
which is just north west of the town of Burke.

2. In her sworn statement, Clayton advised that at about 01:50 hr, her boyfriend, Sean
Pray, woke her up to say that her Jeep was being stolen. She called VSP to report it and was
advised that a couple of officers were in the area and they would be on the lookout for it. She
advised that the keys were in the console of the Jeep and it needed work on the brakes. She
advised that she did not see the vehicle leave but heard the tires squealing.

3. I spoke with Sean Pray, Clayton's boyfriend. He advised that he wakes up to the
littlest noises, because his daughter has sleep apnea and he needs to monitor how long she
wears the mask for at night. He advised that night that he was sleeping and some noise woke
him up. He did not know what the noise was, but in retrospect he believed it might have been
the sound of the Jeep's door closing.

4. He looked at the TV and saw that it was 01:50 hrs and went to check on his daughter.
He heard a sound like an engine revving and did not think too much of it, since they live right
near a well traveled portion of the road. He tucked his daughter in, went to the front door and
saw the Jeep being driven across the front lawn, squealing its tires as it took off. He advised
that he yelled to Sonya that the car was being stolen, and then he took off in his own truck,
without shoes or a coat or anything, and tried to catch up to the Jeep. He advised that he did not
catch up to it however. He advised that he went down in to West Burke, and that the suspect

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probably went over the Station Rd, so he never saw him. He could not give a description of the suspect who took the Jeep.

5. Tpr Loomis, Tpr Pilner and Sgt Girouard were investigating a report of a van off the road on Underpass Rd in Sutton, at this time. The van was found to have a safe partially hanging out of the rear door, which was suspicious. Tpr Loomis was driving in the area looking for suspects or clues in the van accident, and heard the BOL issued for the stolen Jeep. The Jeep was headed south on US5 towards Burke. He radioed in that he was headed that way. Tpr Pilner was also enroute. Tpr Loomis made sure that he had the plate and vehicle description from dispatch. He entered West Burke and knew that Tpr Pilner was ahead of him. Both Tpr Pilner and Tpr Loomis were operating fully marked State Police cruisers with full light bars.

6. The Jeep was located by Tpr Loomis when he observed it run through a stop sign on Church and Depot St in West Burke, in Caledonia County. He verified that the plate and description matched. He called Tpr Pilner and advised that he had the vehicle in front of him and they were traveling on US5, just passing Mike's Gas Station, and was making a left on Depot. He described Depot as a big horseshoe shape. He said then, the operator was using his blinker and driving normally. He waited until he could see Tpr Pilner, to attempt to stop the vehicle. As soon as he activated his blue lights, the Jeep took off.


7. He could hear the engine revving, and he turned on the siren and then he radioed that the car was not stopping. At this time they were on Burke Hill Rd. Tpr Loomis advised that he was not very close to the Jeep because the Jeep was operating at a very high speed. The Jeep continued up Burke Hill Rd to the intersection of Calendar Brook, and Underpass Rd.


8. Tpr Loomis advised that the pursuit travelled from Depot St, to Burke Hill Rd, to the intersection of Calendar Brook Rd, and onto Underpass Rd. Underpass Rd is where the initial crash scene is located. Tpr Loomis advised that the suspect operating the Jeep was driving very fast and very recklessly. He estimated speeds of 80 mph or greater, because he could not keep up. Underpass Rd is a dirt road, which is hilly and curvy, with steep drop offs and no guardrails.

9. Tpr Loomis radioed ahead to Sgt Girouard's location. Sgt Girouard advised that he would get the wrecker operator out of the way, which he did, and would try to find a spot to set up spikes. He was not able to find a spot to set up spikes. When Tpr Loomis came through the S curves and saw the van and the tow truck, through the initial scene, that was when Sgt Girouard took primary. Sgt Girouard was also operating a fully marked State Police cruiser, with full light bar. He had activated his lights and siren, to signal the suspect to pull over and stop.

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10. Tpr Loomis called out the roads and the speeds. Once they got off Underpass Rd, they headed north on US 5. Tpr Loomis called in speeds of 80-85 mph. The suspect was all over the road, in the oncoming lane numerous times throughout the pursuit. He advised that Tpr Pilner was behind him, very far back. US5 is public highway and the speed limit is 50 in most areas. It does drop down to 40 and lower in some locations, but the Jeep was operating excessively fast even in the 50 mph zones. As they were traveling north through Sutton towards Barton town, the speeds were between 80 and 100 mph.


11. The suspect was swerving all over the road, crossing the double yellow lines, and operating completely in the oncoming lane. There was no other traffic at that time. When they passed Crystal Lake, in the town of Barton, the Jeep almost hit the guardrails. They continued north into the village of Barton, Orleans County. The speed limit there is 30 mph and the troopers called in speeds of 75 mph, as they passed Lakeside Lane. They came to a "Y" in the road and the suspect turned left onto Elm St, which turns into Burton Hill Rd. The suspect did not even slow down for a stop sign on Elm St in Barton Village. Just after speeding through the stop sign, the speeds are estimated at 75 mph. All of the roads that the pursuit took place on were public highways open to the general flow of traffic. Luckily at this time of night, there was no other traffic encountered.


12. As they continued up Elm St/ Burton Hill Rd, the Jeep's operator slammed on the brakes and stopped, forcing Sgt Girouard to stop to avoid hitting the Jeep. The Jeep then accelerated again and the pursuit continued. Sgt Girouard was able to see the operator's reflection in the driver's side mirror, by illuminating it with his spotlight. He thought that the driver was Eric Jackson, who he knew from previous criminal acts and possibly a dangerous person. He knew that Jackson was a drug user and a burglar which heightened his concern and awareness. Sgt Girouard informed dispatch that the suspect was possibly Eric Jackson. Sgt Girouard was aware that Jackson was wanted for escape and was a suspect in other burglaries.

13. It should be noted here that Eric Jackson had been on furlough and had tested positive for Buprenorphine, cocaine and opiates, on 05/15/14. When he was advised that he failed the drug test, Jackson fled the DOC. DOC filed an affidavit on 05/16/14, for a warrant for Jackson's escape from custody. Caledonia SA Lisa Warren promptly filed the escape status charge with the court on 05/16/14, however due to unknown delays or oversight, the warrant was never actually issued until 05/28/14. In reviewing CCO Ryan George's affidavit reference the escape charge, it states that Eric told George that he didn't want to go back to jail and that he wanted to die.

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14. Sgt Girouard tried to contact Jackson using the PA system in the cruiser. He said something to the effect of "Eric you need to stop, Eric this is Denis." The operator turned to look at him and Sgt Giourard was more sure that it was Jackson at that time.

15. The Jeep stopped a second time and started backing up towards Sgt Girouard's cruiser. Sgt Girouard had to back up to avoid getting rammed and he thought he would get hurt if he did not move. Tpr Loomis observed this incident and this raised his alarm level because it indicated that the operator did not care if he hurt the troopers. Sgt Girouard advised that this event turned the situation into more than just a pursuit. They had Eric Jackson, on escape status, driving a stolen vehicle, who had just tried to ram and hurt Sgt Girouard. The Jeep took off again and he and Trp Loomis continued the pursuit. Sgt Girouard advised dispatch to send back up from the other offices. Sgt Decker was headed from Bradford and Sgt LaCourse and another trooper were headed from Derby. Sgt Girouard also called for notification to the watch commander.

16. The pursuit continued up Burton Hill Rd. A minute or two after the suspect attempted to ram Sgt Girouard, the suspect came to another abrupt stop. He backed up and stopped. Sgt Girouard backed up too. Sgt Girouard saw the Jeep angle at him, as if the suspect was steering in his direction. The Jeep backed up further, and Sgt Girouard accelerated forward, trying to get around the Jeep. Sgt Girouard felt the contact from the Jeep striking the passenger side of his cruiser. He thought this impact was from the Jeep sideswiping him as it backed up further. He thought the suspect was trying to hurt him or disable his cruiser. He cut sharply to the right after he pulled ahead of the Jeep. As he came to a stop, the suspect hit his cruiser violently from the passenger side and pushed the cruiser up the road.

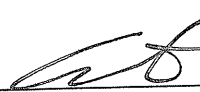
17. Tpr Loomis observed this and had gone to the right slightly, on the roadway. Then he observed that the Jeep's reverse lights came on and he thought that the suspect was going to hit him. The Jeep accelerated and rammed into the front of the cruiser. He advised that the impact was so hard that the video camera was knocked off the windshield and he saw the hood of his cruiser fold up towards him. He also saw the rear bumper of the Jeep up over the top of his hood. He thought that the Jeep was going to go over the top of his cruiser. He radioed in that their cruisers had been rammed. He advised that he thought that he was going to be killed right there, he did not even put the car in park but had his gun out and got out of his cruiser.


18. At the same time, Sgt Girouard did not know that Tpr Loomis had been rammed. He advised that he got out of his cruiser and was running to the back of his cruiser, when he saw the Jeep driving right at him. He was right near the rear driver's side taillight with the Jeep

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approaching from his right. Sgt Girouard thought Jackson was going to run him over and kill him. He advised that the suspect looked right at him and was driving right at him. He was not sure if the cruiser would protect him from the impact or not. Sgt Girouard began shooting as the Jeep impacted his cruiser again.

19. Tpr Loomis saw Sgt Girouard get out of his cruiser and head to the back of the cruiser and saw the Jeep headed towards Sgt Girouard. He was afraid that the suspect was going to kill Sgt Girouard, because the suspect just did not care. Tpr Loomis started running towards them and heard shots being fired.

20. Sgt Girouard shot 5-6 times. He saw the windshield break and it looked like Jackson reacted with sudden movements when the windshield shattered. Sgt Girouard advised that he was aiming at suspect's chest area to incapacitate him.


21. The Jeep stopped and began to back up turning to Sgt Girouard's left. He said that he stopped firing when the Jeep started backing up. He said it was accelerating in reverse, not rolling backwards. He advised that he moved to the passenger side of the Jeep still engaging the threat.

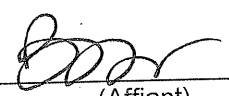
22. Tpr Loomis was running towards the front of Sgt Girouard's cruiser, and saw the Jeep backing up fast towards him. He advised that he could almost touch the passenger side rear of the Jeep as it was nearing him. He couldn't see Sgt Girouard and did not know if he was okay or not. He saw the Jeep coming at him and he already knew that the suspect did not care if he hurt him, since he had already rammed his car. He advised that the suspect was trying to get away and didn't care how he was going to do it. He sidestepped around the Jeep and started shooting at the operator to neutralize the threat.

23. Sgt Girouard and Tpr Loomis continued firing while the suspect still appeared to be trying to drive the vehicle. The vehicle stopped when it was on the embankment on the east side of the road. Sgt Girouard fired until the suspect slumped down in his seat. At that time, he felt the suspect was no longer a threat; he thought he was dead. Tpr Loomis advised that he stopped shooting when he saw the suspect slump forward and stop attempting to operate the Jeep. Sgt Girouard and Tpr Loomis approached the Jeep. Sgt Girouard considered the possibility that the suspect was faking. Tpr Loomis yelled for the suspect to turn the Jeep off. The suspect said he could not move. While Tpr Loomis provided cover, Sgt Girouard reached in through the passenger window and removed the keys from the Jeep and put the car in park. Sgt Girouard radioed dispatch about what had occurred and called rescue. Tpr Loomis advised that Tpr Pilner arrived on scene. He gave Tpr Pilner a brief rundown of what occurred.

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24. Sgt Girouard told Tprs Loomis and Pilner that they needed to render first aid to the suspect. They got him out of the car and the suspect was patted down. A bunch of keys were found on the suspect. The keys ended up in the grass, but then were moved to the hood of Tpr Pilner's cruiser. 3 other sets of keys were later found in the Jeep. The keys were later found to have been stolen from Seth's Auto, where the van in the earlier accident had been taken from. The keys had been located inside Seth's Auto, which was found to have been broken into. When troopers contacted the registered owner of the van, he told them that he left it at Seth's Auto for repair on 05/27/14. The safe that was found in the van had also been stolen from Seth's Auto. The burglary case is being investigated by Sgt Lyle Decker.

25. Jackson was positively identified visually by troopers and he also had a wallet and ID with him, bearing his name and identifying information. Jackson was transported to North Country Hospital in Newport, where he was treated. He was then transported to DHMC for further treatment for several gunshot wounds.

26. This series of events was recorded on both Sgt Girouard's and Tpr Loomis's Watchguard video recorders.

27. The Jeep was estimated to be totalled during this incident, by the suspect using it to ram the cruisers repeatedly. Eq 305 was estimated to have \$5100.00 in damage. Eq 367 was estimated to have \$4900.00 damage


28. Based upon the above information, I believe that Eric D Jackson committed the violation of Attempting to Elude, by not stopping when the fully marked cruisers activated their lights and sirens, and by accelerating in attempt to get away, and by ramming the troopers' cruisers. Jackson committed the offense of Gross Negligent Operation by excessively speeding, (at times more than double the speed limits,) running stop signs and swerving all over the road at the same time, over the course of about 18 miles. If he had encountered oncoming vehicles, the results could have been disastrous. He committed the offense of Aggravated Operating Without Owner's Consent by operating the Jeep without the owner's permission, and causing more than 500 dollars worth of damage.


29. In reviewing Jackson's criminal record, he has several prior felony convictions in Vermont. See below for charges and convictions dates.

- a. Escape Custody/ Furlough, conviction 05/09/12, Caledonia County
- b. 2 counts Burglary, conviction 05/02/12, Essex County
- c. Burglary, conviction 11/03/08, Caledonia County
- d. Grand Larceny, conviction 11/03/08, Caledonia County

Subscribed and sworn to before me on

this 25th day of June, 2014


(Notary Public) (Judicial Officer)


(Affiant)

6-25-14
(Date)

e. Burglary, conviction 02/07/06, Caledonia County

Jackson's felony violations in this case put him in violation of the Habitual Offender statute, which states that a subject with 3 or more felony convictions, who is charged with another felony, may be charged as a habitual offender.

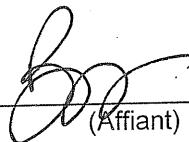
30. Based on information from DOC, Jackson is still at Dartmouth Hitchcock Hospital in Lebanon, NH, being treated. I respectfully request the Honorable Court to issue an arrest warrant for these violations, for the arrest of Eric D. Jackson.

Subscribed and sworn to before me on

this 25th day of June, 2014



(Notary Public) ~~(Judicial Officer)~~



(Affiant)

6-25-14

(Date)



Vermont Superior Court
Caledonia Criminal Division

ARREST WARRANT

Arrest Warrant: 8062

Investigating Agency: Dept. of Corrections

Defendant: Eric Jackson
Date of Birth: 11/23/1986
Place of Birth: Newburyport MA

Address: 105 Park Street
Lyndonville, VT 05851

Offenses:

13VSA1501(b)(2) 34B-S-14 Cacr Ct 1 Fel - ESCAPE CUSTODY-FURLOUGH

The defendant has been charged with the above offense(s) and the Information and (VRCrP 4(a), (d))

Bail on this warrant is set at \$100000.00 cash or surety unless changed by a judicial officer.

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT:

You are commanded to arrest the above named defendant and bring him or her without unnecessary delay before the nearest available judicial officer.

By Order of the Court:


Superior Judge Robert R. Bent

Date: 

NOTICE FROM INVESTIGATING AGENCY OR PROSECUTOR

Investigating Agency Advises Caution

_____, Prosecutor or Law Enforcement Officer

OFFICER'S RETURN

On _____ I arrested the above named Defendant at

City, County, State

Arresting Officer Signature

Title

RETURN TO CUSTODY ON MITTIMUS REQUEST

INSTRUCTIONS TO HOLDING STATION:

This return on Mittimus Request is being made pursuant to the Statewide Warrant Policy, Section 10 which authorizes the entry into the Statewide Warrant Database of defendants in the custody of the Department of Corrections who are on escape/missing status from community placement. A mittimus is on file with the Department of Corrections for this defendant. A copy of the mittimus is attached to this form. As such this Return On Mittimus Request is the equivalent of a Vermont Arrest Warrant and should be entered without delay into the Statewide Warrant Database using VLETS Form 254. Enter the Return on Mittimus Request in the same manner that any warrant would be entered. However the following fields should be entered using this format:

OFF/ ESCAPE
CRT/ DOC
DKT/ NA
ORI/ DOC
REASON FOR ENTRY / CANCEL / ROM ISSUED

INSTRUCTIONS TO ARRESTING OFFICER

If in response to a query to the State Warrant Database, a law enforcement officer determines that a *Return To Custody On Mittimus Request* has been issued for a defendant and the *Return To Custody Mittimus Request* is still active, the law enforcement officer shall take the subject into custody as if a warrant had been issued for the subject's arrest.

TO: St. Johnsbury Police Dept., St. Johnsbury, Vt.
(Holding Station)

FROM: St. Johnsbury Probation & Parole Telephone #: 802-748-6602
(Department of Corrections Office)

The following subject is on escape / missing status from a Department of Corrections community placement.

The escape occurred from: County: Caledonia

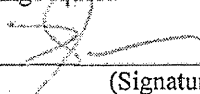
Name: Jackson Eric D.
(Last) (First) (Middle)

DOB: 1986 / 11 / 23
(Year) (Month) (Day)

Last Known Address: 105 Park street Lyndonville, VT 05851

Department of Corrections staff member making request:

CCO Ryan George
(Print Name)


(Signature)

5/15/14 1825
(Date and Time of Request)

NOTE: THIS REQUEST WILL NOT BE PROCESSED BY THE HOLDING STATION UNLESS A COPY OF THE DEFENDANT'S MITTIMUS IS ATTACHED.

STATE OF VERMONT

SUPERIOR COURT
CALEDONIA UNIT

CRIMINAL DIVISION
DOCKET NO:

STATE OF VERMONT

V.

ERIC JACKSON, Defendant

APPLICATION FOR ARREST WARRANT

NOW COMES the State of Vermont, by and through State's Attorney Lisa A. Warren, and pursuant to VRCrP 4(a) requests that an arrest warrant be issued for the above-named Defendant.

Reasonable investigation reveals the following facts concerning the Defendant, as required by VRCrP 4(a):

Last Known Residence: 105 Park Street
Lyndonville, VT 05851

Employment:

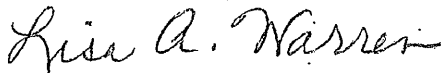
Family Relationships: See Affidavit

Past History of Response to Legal Process: See attached record checks.

Past Criminal Record: See Attached Record Check

Bail Amount Requested: \$75,000.00

DATED: May 16, 2014



Lisa A. Warren
State's Attorney
1153 Main Street, Suite 4
St. Johnsbury, VT 05819-2734
(802) 748-6657
ERN: 4203
Attorney: 3095

DEFENDANT: Eric Jackson
DOB: 11/23/1986 AGE: 27
ADDRESS: 105 Park Street
Lyndonville, VT 05851

ARRAIGNMENT DATE:
SA CASE NO.: 2014CA07961A
ASSIGNED PROSECUTOR:
POLICE DEPT.: DOC St. Johnsbury
INVESTIGATING OFFICER: George, Ryan
ADVOCATE:
INCIDENT NO.: 1405-003SJPP

STATE OF VERMONT

SUPERIOR COURT
CALEDONIA UNIT

CRIMINAL DIVISION
DOCKET NO:

STATE OF VERMONT

V

ERIC JACKSON, Defendant

INFORMATION BY STATE'S ATTORNEY

By the authority of the State of Vermont, the State's Attorney for Caledonia County, upon the oath of office charges:

COUNT 1 OF 1


CHARGE CODE: 13V1501B2, CHARGE NAME: Escape Custody-Furlough, OFFENSE CLASS: F

Eric Jackson, in the County of Caledonia, at St. Johnsbury, on or about May 15, 2014, while in lawful custody failed to return from furlough to the correctional facility at the specified time, or visited other than the specified place, as required by the order issued in accordance with section 808 of Title 28, in violation of 13 V.S.A. §1501(b)(2).

Penalty: imprisoned not more than 5 years or fined not more than \$1,000.00 or both.

Against the peace and dignity of the State.

DATED: May 16, 2014


State's Attorney

This information has been presented to me and I have found probable cause.

DATED:

Superior Court Judge

AFFIDAVIT

State of Vermont
Caledonia County s.s.

NOW COMES Ryan George, affiant, being duly sworn and on oath, deposes and says that he has probable cause to believe that Eric Jackson DOB 11/23/86, defendant has violated his Conditional Re-Entry Furlough Agreement.

1. I am employed by the State of Vermont Department of Corrections as a Community Correctional Officer (CCO). As part of my duties, I supervise individuals on community supervision status, including Probation, Parole, Supervised Community Sentence, Pre-Approved Furlough and Conditional Re-Entry status as authorized by the Department of Corrections. I work out of the St. Johnsbury Probation and Parole (SJPP) office located at 67 Eastern Ave., Suite 5 in St. Johnsbury, VT 05819.

Eric Jackson DOB 11/23/86 signed his most recent Conditional Re-Entry Furlough Agreement on 4/8/14, stating: G. I will not purchase, possess, or consume regulated drugs without a prescription from a licensed physician. Notice, 1. While you are on Furlough, Pre-Approved Furlough (PAF), Reintegration Furlough (RF), or Conditional Reentry (CR) status you are subject to being charged with the crime of escape in accordance with Title 13, chapter 35, Section 1501 if: 1. You are attempting to elude or evade supervision, or 2. You leave the state without permission.

On 5/15/14 Eric Jackson DOB 11/23/86 was at SJPP at approx. 1715 hours and provided a Positive urine screen drug test. Eric admitted to this officer he had used an illegal drug, but claimed his use was approx. 1 week prior. Eric stated he had just tested Positive for the drugs he tested positive during this test when he took a UA for treatment recently and stated his PO knew he had tested positive. Eric was informed the drugs he had tested positive for do not stay in a person's system for the length of time he was claiming indicating he was not being honest about his use. Eric was being placed on GPS by this officer and was sitting in the CCO office. This officer had placed the GPS onto Eric's left leg, but had not turned the unit on.

PO Wakefield came into the CCO officer and spoke briefly with Eric prior to going upstairs to speak with a Supervisor about Eric's Positive UA. This officer spoke with Eric about Eric's use of illegal substances and Eric stated he's been using for approx. 2 months and didn't know why he continues to use. Eric asked for a cup of water, and this officer handed Eric a plastic cup to get water from the water cooler located in the CCO office.

Eric ran from SJPP and last this officer saw Eric he was on Pearl st heading towards Eastern Ave in St. Johnsbury at approximately 1740 hours. This officer notified PO Wakefield and DM Gladding that Eric had just fled from SJPP office and needed to be placed on Escape. It should be noted when Eric left SJPP office he almost ran over his s/o's young daughter in the process of leaving the building.

This officer called St. Johnsbury Police Dept. and informed them of Eric having fled from SJPP office as well as Vermont State Police. This officer informed both Police Departments that Eric was wearing a pair of high top type sneakers, blue jean shorts, a long sleeve black dress shirt with thin vertical pin stripes which were white and red, and that he had a pair of sunglasses on his head.

This officer exited SJPP building and saw Eric's s/o walking by the Republican block and asked her to come back over to SJPP office to speak with this officer briefly. This officer informed her that Eric was looking at being lodged currently because he fled from SJPP, but if he turned himself back into SJPP this evening he would not end up staying in jail for nearly as long as if he picks up another Escape. This officer then notified Eric's grandfather and mother that Eric had just fled from SJPP office and asked them if they spoke with Eric to try and talk him into turning himself into SJPP office. This officer advised them both that at this point Eric would be getting incarcerated, but if he turns himself in tonight he would not be placed on Escape status. However if Eric did not turn himself into SJPP tonight he would be placed on Escape status and would be incarcerated for a much longer period of time once he is found.

Eric called SJPP and spoke with this officer approx. 1835 hours. Eric apologized for having run from this officer and SJPP office and stated he did not want to go back to jail. Eric was informed that at this time he was going to be lodged when he was found. This officer informed Eric that if he turned himself into this officer in the next hour, hour and a half that he would not be placed on Escape, but if he did not turn himself in he would be placed on Escape. Eric was informed that either way he would be going to jail, but if he turned himself in the amount of time he would do at jail was going to be shorter than if he picks up another Escape charge/conviction.

Eric stated he didn't want to go back to jail, and wanted to die. This officer informed Eric that he had a child on the way as Eric's s/o is pregnant, and that he

should not look at that option. This officer informed Eric that if he was interested in going into Treatment than he needed to speak honestly with his PO about his use and request going into Treatment to get help with his substance issues. Eric stated he does want treatment and admitted he has been lying about his use. Eric stated he almost Overdosed on-substances recently and stated he just ended up being brought to NVRH via ambulance this past weekend because of a bad reaction he had to substances. Eric stated he has been shooting up cocaine every day for the past couple of weeks.

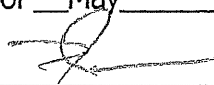
This officer informed Eric that he would relay this info to his PO, but that Eric needed to do the right thing at this point and turn himself in. Eric told this officer he was giving his word that he would report to SJPP at 8pm. This officer then asked Eric if he still had the GPS and he stated he wasn't taking that off as he wasn't about to get charged for damaging the GPS unit.

This officer notified PO Wakefield and DM Gladding about this info and double checked with DM Gladding that if Eric turned himself into SJPP this evening that the new Escape charge would be dropped/would not be requested. DM Gladding confirmed that if Eric turned himself in tonight to SJPP a new Escape charge/conviction would not be sought.

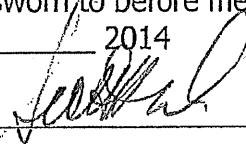
As of 2115 hours on 5/15/14 Eric has not reported to SJPP office to turn himself in.

2. Based on the above true information, I believe Eric Jackson DOB 11/23/86 has violated his Conditional Re-Entry and committed the crime of Escape.

Dated at St. Johnsbury, Vermont this the 15 day of May 2014

Affiant, 

Subscribed and sworn to before me this the 15 day of
May 2014

Notary Public 



Affidavit
State Of Vermont
Caledonia County

Now comes Stephen Wakefield, Probation and Parole Officer for the Vermont Department of Corrections, stating that he believes Eric Jackson, DOB 11/23/86, has committed the act of Escape from the Vermont Department of Corrections.

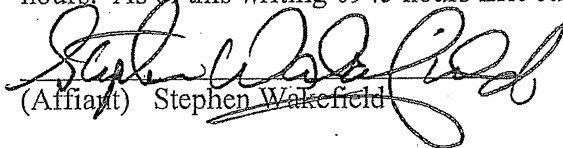
On 5/15/2014, Eric Jackson reported to the office of Probation and Parole at 67 Eastern Avenue, Suite 5, St. Johnsbury, Vermont as instructed at approximately 1715 hours. Earlier in the day he had been ordered to report to this office for the purpose of being placed on a GPS tracking device. I had also requested from Supervisor Jason Kennedy that a U/A be conducted as Eric Jackson had earlier admitted that he had been using regulated drugs without a prescription.

Department of Corrections Field Officer CCO Ryan George conducted the U/A. Eric Jackson tested positive for Buprenorphine, cocaine, and opiates. Eric Jackson was currently enrolled in the Buprenorphine program through the BARRT program, subsequently had a prescription for Buprenorphine. Eric Jackson was being placed on a GPS tracking device when he was instructed to remain in the office with CCO George while I conferred with Manager Stuart Gladding, regarding the results of the u/a. While meeting with Stuart Gladding CCO George came to Stuart Gladding's office and informed both Stuart Gladding and myself that Eric Jackson had fled the building with the GPS unit attached to his ankle but not yet having been activated.

Manager Stuart Gladding instructed CCO George to begin the process of placing Eric Jackson on Escape as he had fled from a correctional officer. CCO George returned to his office and met with Eric Jackson's girlfriend, Gina Truskowski. It was explained to her that if Eric Jackson turned himself in quickly the consequences of his running would be reduced. She indicated that she would attempt to contact Eric Jackson and encourage him to turn himself in and she left the office.

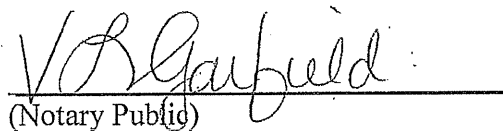
At approximately 1915 hours, I received a call at home from CCO Ryan George indicating that he had spoken to Eric Jackson by phone and Eric Jackson had indicated he would turn himself in at 2000 on 5/15/2014. When I arrived at work on 5/16/2014, I learned that Eric Jackson had failed to report as promised. At approximately 0755 hours on 5/16/14, I received a call from Eric Jackson stating that he was in Kirby and was on

his way to the office to turn himself in. He stated he would be at the office by 0830 hours. As of this writing 0945 hours Eric Jackson has failed to report.


(Affiant) Stephen Wakefield

(Date) 5/16/2014

SUBSCRIBED AND SWORN TO
Before me on this 16th day of May 2014


(Notary Public)

05/16/14
(Date)

MITTIMUS TO COMMISSIONER OF CORRECTIONS

Vermont Superior Court
Caledonia Criminal Division

Re: Jackson, Eric
Date of Birth: 11/23/1986

Date of Order: 05/09/12
Pros: Lisa A. Warren
Atty: Colin Seaman

591-9-11 Cacr

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

You are ordered to commit the above-named defendant to the Commissioner of Corrections or an authorized representative who is ordered to receive the defendant in accordance with the following sentence(s):

591-9-11 Cacr Ct. 1: Title 13 VSA 1501(b) (2)
ESCAPE CUSTODY-FURLOUGH
Minimum: 2 Yrs Maximum: 5 Yrs
conc. to all sentences now in execution
Sentence to commence 05/09/12

Based on findings made on the record, it is hereby ORDERED that the defendant NOT be placed on furlough during the period of incarceration unless he/she qualifies for a reintegration furlough pursuant to 13 VSA 808(c).

By Order of the Court:

Shan L. Demayo, Assistant

Judge Robert Gerety

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility <i>Newport</i>	Date <i>08/09/12</i>	Time <i>12:00</i>	<input checked="" type="radio"/> AM <input type="radio"/> PM
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and left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature <i>[Signature]</i>	Title <i>125</i>
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AMENDED

PROBATION REVOCATION MITTIMUS TO COMMISSIONER OF CORRECTIONS

STATE OF VERMONT
District Court of Vermont
Unit No. 3, Caledonia Circuit

Re: Jackson, Eric
Date of Birth: 11/23/1986
749-11-04 Cacr

Date of Order: 11/10/05

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

The defendant named above was convicted and sentenced as follows:

749-11-04 Cacr Ct. 1: Title 13 VSA 1:042

DOMESTIC ASSAULT

Sentenced: 01/04/05; Sentence Modified: 11/10/05

Minimum: 6 Month(s) Maximum: 12 Mo(s) ALL SUSPENDED

The execution of the sentence was suspended and the defendant was placed on probation.

On 11/10/05, the Court revoked probation and required that the defendant serve the previously suspended sentence as follows:

ALL TO BE SERVED, NONE SUSPENDED

Credit for time served: 74 days

Sentence to commence 11/10/05

I.S.A.P. - Preapproved furlough

You are ordered to commit the above-named defendant to the Commissioner of Corrections or his authorized representative who is ordered to receive the defendant in accordance with the sentence.

By Order of the Court: Brenda Ball, Dep. Clk Judge Amy Davenport

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility SUTP	Date 11/10/05	Time	AM PM
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and left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature Masha Rowell	Title Admin Asst
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AMENDED

PROBATION REVOCATION MITTIMUS TO COMMISSIONER OF CORRECTIONS

STATE OF VERMONT
District Court of Vermont
Unit No. 3, Caledonia Circuit

Re: Jackson, Eric
Date of Birth: 11/23/1986
846-12-04 Cacr

Date of Order: 11/10/05

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

The defendant named above was convicted and sentenced as follows:

846-12-04 Cacr Ct. 1: Title 13 VSA 1042
DOMESTIC ASSAULT
Sentenced: 11/10/05
Minimum: 9 Month(s) Maximum: 12 Mo(s)
Consec. to D#749-11-04 Cacr

The execution of the sentence was suspended and the defendant was placed on probation.

On 11/10/05, the Court revoked probation and required that the defendant serve the previously suspended sentence as follows:

ALL TO BE SERVED, NONE SUSPENDED

Sentence to commence 11/10/05

I.S.A.P. - Preapproved furlough

You are ordered to commit the above-named defendant to the Commissioner of Corrections or his authorized representative who is ordered to receive the defendant in accordance with the sentence.

By Order of the Court: Brenda Ball, Dep. Clk Judge Amy Davenport

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility SJPP	Date 11/10/05	Time AM PM
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and left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature Maisha Powell	Title Admin Asst
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MITTIMUS TO COMMISSIONER OF CORRECTIONS

Vermont Superior Court
Essex Criminal Division

Re: Jackson, Eric
Date of Birth: 11/23/1986

Date of Order: 05/02/12
Pros: Vincent Illuzzi
Atty: Colin Seaman

81-12-11 Excr

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

You are ordered to commit the above-named defendant to the Commissioner of Corrections or an authorized representative who is ordered to receive the defendant in accordance with the following sentence(s):

81-12-11 Excr Ct. 1: Title 13 VSA 1201(a)
BURGLARY

Minimum: 18 Mos Maximum: 8 Yrs
conc. to Ct. 2 this # consec. to 217-4-08Cacr&any sent in exec
Credit for time served according to law
Sentence to commence 05/02/12

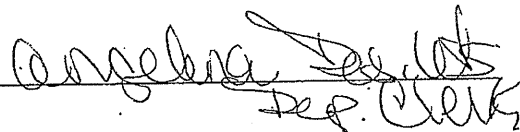
Based on findings made on the record, it is hereby ORDERED that the defendant NOT be placed on furlough during the period of incarceration unless he/she qualifies for a reintegration furlough pursuant to 13 VSA 808(c).

81-12-11 Excr Ct. 2: Title 13 VSA 1201(a)
BURGLARY

Minimum: 18 Mos Maximum: 8 Yrs
conc. to Ct. 1 this # consec. to 217-4-08Cacr
Credit for time served according to law
Sentence to commence 05/02/12.

Based on findings made on the record, it is hereby ORDERED that the defendant NOT be placed on furlough during the period of incarceration unless he/she qualifies for a reintegration furlough pursuant to 13 VSA 808(c).

By Order of the Court:


Dep. Clerk

Judge M. Kathleen Manley

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility	Date	Time	AM PM
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and left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature	Title
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MITTIMUS TO COMMISSIONER OF CORRECTIONS

STATE OF VERMONT
District Court of Vermont
Unit No. 3, Caledonia Circuit

Re: Jackson, Eric
Date of Birth: 11/23/1986

Date of Order: 11/03/08
Pros: Robert M. Butterfield
Atty: William W. Cobb

217-4-08 Cacr

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

You are ordered to commit the above-named defendant to the Commissioner of Corrections or an authorized representative who is ordered to receive the defendant in accordance with the following sentence(s):

217-4-08 Cacr Ct. 1: Title 13 VSA 1201(a)
BURGLARY

Minimum: 9 Mo(s) Maximum: 8 Yr(s)
conc. to all counts this # consec to prior sentences
Sentence to commence 11/03/08

217-4-08 Cacr Ct. 2: Title 13 VSA 2501

GRAND LARCENY GREATER THAN \$900

Minimum: 9 Mo(s) Maximum: 8 Yr(s)
conc. all counts this # consec to prior sentences
Sentence to commence 11/03/08

217-4-08 Cacr Ct. 4: Title 13 VSA 2502

PETIT LARCENY \$900 OR LESS

Minimum: 9 Mo(s) Maximum: 12 Mo(s)
conc. all counts this # consec. to prior sentences
Sentence to commence 11/03/08

By Order of the Court: Brenda Bell, Dep. Clk

Judge H. E. VanBenthuyssen

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility <u>NERCE</u>	Date <u>11-3-08</u>	Time <u>1610</u>	AM PM
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I left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature <u>[Signature]</u>	Title <u>Deputy</u>
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MITTIMUS TO COMMISSIONER OF CORRECTIONS

STATE OF VERMONT
District Court of Vermont
Unit No. 3, Caledonia Circuit

Re: Jackson, Eric
Date of Birth: 11/23/1986
876-12-05 Cacr

Date of Order: 02/07/06

TO ANY LAW ENFORCEMENT OFFICER OF THE STATE OF VERMONT

You are ordered to commit the above-named defendant to the Commissioner of Corrections or his authorized representative who is ordered to receive the defendant in accordance with the following sentence(s):

876-12-05 Cacr Ct. 1: Title 13 VSA 1201(a)

BURGLARY

Minimum: 1 Yr(s) Maximum: 5 Yr(s)
consec. to 749-11-04Cacr consec. to 846-12-04Cacr
Sentence to commence 02/07/06

RECOMMENDATIONS:

876-12-05 Cacr, Ct. 1: Court recommends Job Skill Program at Northern State Correctional Facility

By Order of the Court:

Shari L. Lenney, Act. CLK

Judge M. Kathleen Manley

OFFICER'S RETURN

By Authority of this mittimus, I committed the above-named defendant to the

Location/Corr. Facility <i>NFRCF</i>	Date <i>2/7/06</i>	Time <i>1035</i>	<input checked="" type="radio"/> AM <input type="radio"/> PM
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and left the Supervising Officer of the facility a copy of this Mittimus with my return.

Officer's Signature <i>Michael W. Ryan</i>	Title <i>Sheriff</i>
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NCIC Entry Form for "Wanted Person"

Agency Identifier: VT012015C **AGCY. Case#:** 1405-003SJPP
Name: Jackson Eric D

Does this person have an Aliases &/or Nicknames: Yes No

DOB: 1986-11-23 **Place of Birth:** Newburyport, MA USA

Gender: Male

Race: White: W **Complexion:** Fair FAR

Hair Color: Brown BRO **Weight:** 270 lbs **Height:** 6 Feet 2 Inches

Eye Color: Hazel HAZ

Marks, Scars, Tattoos, Deformities: select all that apply

DRUGS OF ABUSE

Cocaine (Includes crack) DA COCAINE _____
Narcotics (Includes heroin, morphine, Dilaudid, methadone, etc.) DA NARCOTI _____
Other drugs of abuse not listed above, identify in the MIS Field DA OTHER _____

TATTOOS

Arm, left TAT L ARM _____
Arm, right TAT R ARM _____
Calf, left TAT L CALF _____
Calf, right TAT R CALF _____
Chest TAT CHEST _____
Hand, left TAT L HND _____
Neck TAT NECK _____

Descriptions and miscellaneous information:

Left hand tattooed, Right side of neck large tattoo, Right upper arm pink Cancer ribbon, Chest and abdomen had tattoos, both right and left arm are pretty well sleeved with tattoos.

Operator's License #: _____ **License State:** VT **Year Expires:** (2010)
Social Security #: _____

Offense(s):
Escape, Burglary, PL, GL, VCON, UM-M, Domestic Assault

Escape: Yes No **Subject Considered Dangerous?** Yes No

Subject Armed: Yes No

Type of Weapon(s): _____ Unknown

Vehicle Being Used: Yes No

NCIC Entry Form for "Wanted Person"

Date of Warrant: 01/01/2001

Warrant Issued By: _____

Miscellaneous Information:

Extradition Approved by: _____

Extradition Area Authorized: _____

Date: _____ **Signature:** _____

Agency: _____

Submit this form to:
Morgan Rogers and Sean O'Connell, by clicking on the E-mail submit button above.

To Fax to St. Johnsbury Police Department use this number (802) 748-1268

If you have other documentation to attach before e-mailing, use the Attach Information button below, and then use the E-mail submit button above.

**DEPARTMENT OF CORRECTIONS
St. Johnsbury Field Supervision
67 Eastern Avenue - Suite 8
St. Johnsbury, VT 05819
748-6624**

BOL

DATE OF ISSUE: 5/15/14

TIME OF ISSUE: 1800

Offender : Eric Jackson

Last known address: 105 Park street Lyndonville, VT 05851

DOB: 11/23/86

Sex: Male

Race: White

Height: 6'2"

Wt: 270

Hair: Brown

Eyes: Hazel

Scars: N/A

Tattoos: Eric has many tattoos, both calves have tattoos, his chest has tattoos, his left hand is covered with tattoos, Eric has a pink cancer ribbon tattooed on his upper right arm.

Status: Conditional Re-Entry Furlough

Offense(s): VAPOx9, Conspiracy-Drug, ESC, DA, Burglary, PL, GL, VCON, UM-M

Sentence: 2 yr – 21 yr 24 mo

Date Supervision Began: Minimum – 12/3/13

Date Supervision Ends: Maximum 2/13/28

Last seen: 5/15/14 approx 1740 hrs

Incident description: Eric ran from SJPP after providing a Positive UA, and prior to GPS being started up.

**Contact: CPS Jason Kennedy, or DM Stuart Gladding phone 802-748-6602
CCO Ryan George pager: 283-3232**

RETURN TO CUSTODY ON MITTIMUS REQUEST

INSTRUCTIONS TO HOLDING STATION:

This return on Mittimus Request is being made pursuant to the Statewide Warrant Policy, Section 10 which authorizes the entry into the Statewide Warrant Database of defendants in the custody of the Department of Corrections who are on escape/missing status from community placement. A mittimus is on file with the Department of Corrections for this defendant. A copy of the mittimus is attached to this form. As such this Return On Mittimus Request is the equivalent of a Vermont Arrest Warrant and should be entered without delay into the Statewide Warrant Database using VLETS Form 254. Enter the Return on Mittimus Request in the same manner that any warrant would be entered. However the following fields should be entered using this format:

OFF/ ESCAPE
CRT/ DOC
DKT/ NA
ORI/ DOC
REASON FOR ENTRY / CANCEL / ROM ISSUED

INSTRUCTIONS TO ARRESTING OFFICER

If in response to a query to the State Warrant Database, a law enforcement officer determines that a *Return To Custody On Mittimus Request* has been issued for a defendant and the *Return To Custody Mittimus Request* is still active, the law enforcement officer shall take the subject into custody as if a warrant had been issued for the subject's arrest.

TO: St. Johnsbury Police Dept., St. Johnsbury, Vt.
(Holding Station)

FROM: St. Johnsbury Probation & Parole Telephone #: 802-748-6602
(Department of Corrections Office)

The following subject is on escape / missing status from a Department of Corrections community placement.

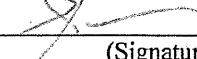
The escape occurred from: County: Caledonia

Name: Jackson Eric D.
(Last) (First) (Middle)

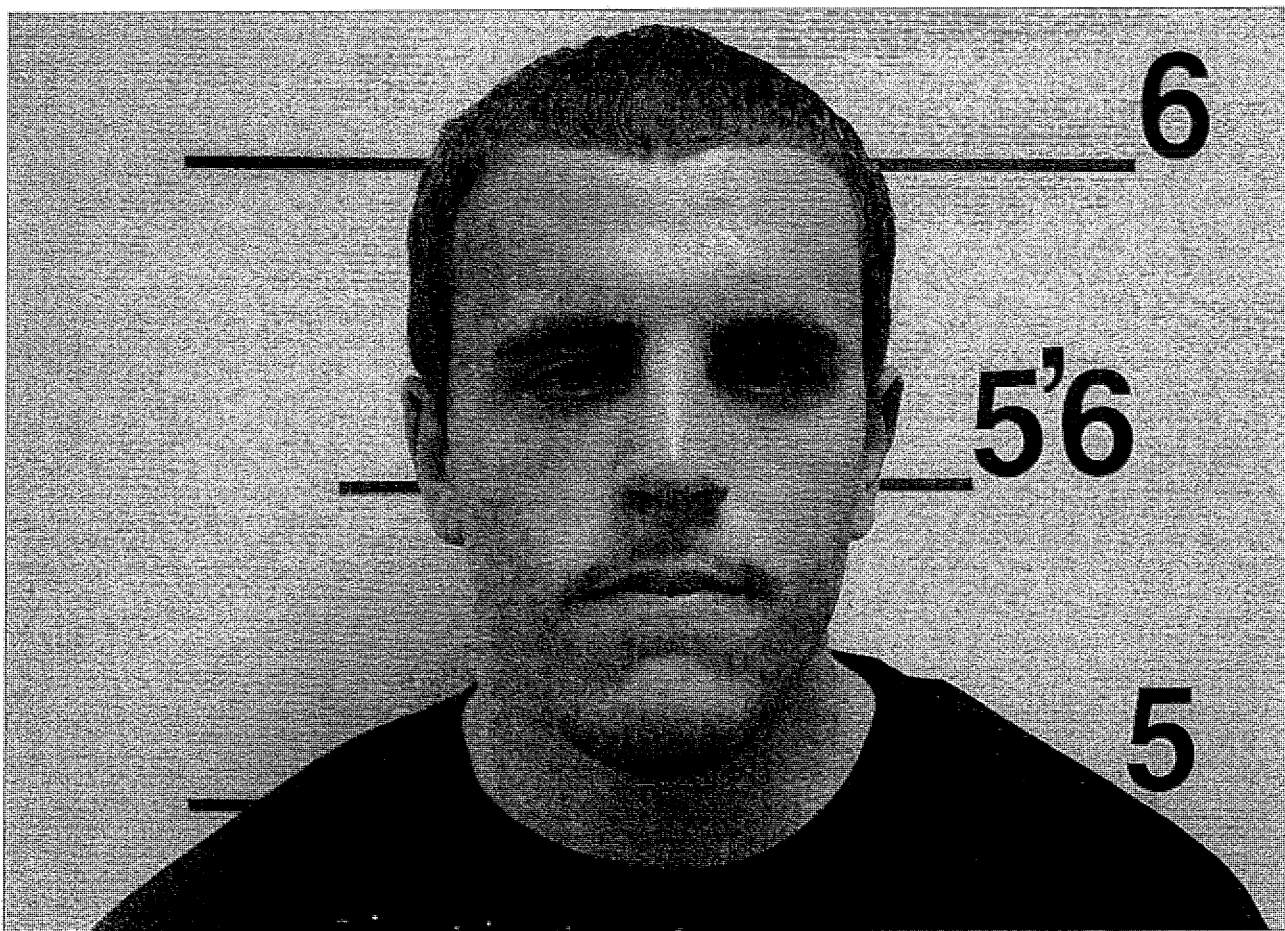
DOB: 1986 / 11 / 23
(Year) (Month) (Day)

Last Known Address: 105 Park street Lyndonville, VT 05851

Department of Corrections staff member making request:

CCO Ryan George  5/15/14 1825
(Print Name) (Signature) (Date and Time of Request)

**NOTE: THIS REQUEST WILL NOT BE PROCESSED BY THE HOLDING STATION
UNLESS A COPY OF THE DEFENDANT'S MITTIMUS IS ATTACHED.**



CONSENT FORM



I freely give my permission to Sgt Decker
of the Vermont State Police to conduct a complete search of
1994 Green Jeep

FEI-302 VT

and its contents here under my control. I understand I do not have to allow this. No threats or promises have forced this consent.

Witness: [Signature] Signed: [Signature]
(if available) Date/Time: 5/28/2014

CONSENT FORM



I freely give my permission to Sgt. Hugh O'Donnell
of the Vermont State Police to conduct a complete search of
Grey Sute model A5848

and its contents here under my control. I understand I do not have to allow this. No threats or promises have forced this consent. all

Witness: [Signature] Signed: redacted
(if available) Date/Time: 5-28-14 @ 1041 hrs

CONSENT FORM


14B101663



I freely give my permission to Sgt. Hugh O'Donnell
of the Vermont State Police to conduct a complete search of
08 Grey TOYOTA Sienna
VT redacted

and its contents here under my control. I understand I do not have to allow this. No threats or promises have forced this consent. redacted

Witness: _____ Signed: [Signature]
(if available) Date/Time: 5/28/2014

Storage Location <i>Derby</i>		VERMONT STATE POLICE PROPERTY RECEIPT			
Case Officer <i>Det. Sgt. ZONAY</i>		Case # <i>14B101677</i>			
Type of Crime/Incident <i>OIS</i>		Agency <i>VSP- ST. JOHNSBURY</i>			
Reason Seized: <input type="checkbox"/> Lab Evidence <input type="checkbox"/> Safekeeping/Found Property <input checked="" type="checkbox"/> Court Evidence					
Victim/Owner			Accused		
Name		Name		<i>Eric Jackson</i>	
Street		Street			
City/Town		City/Town			
Phone #		Phone #			
Date of Birth		Date of Birth			
Date of Offense		Date of Offense			
EVIDENCE					
Item	Quantity	Description and/or Identifier			
<i>1</i>	<i>1</i>	<i>EQ 305 VIN# 2FABD7BV1BX135527 Keys</i>			
<i>2</i>	<i>1</i>	<i>EQ 367 VIN# 2FA1P713U1BX122897</i>			
<i>3</i>	<i>1</i>	<i>Blue Jeep VT plate FEF302</i>			
<i>4</i>		<i>GREEN VIN# 1J4GZ58S4RC142400</i>			
<i>5</i>					
<i>6</i>					
<i>7</i>					
<i>8</i>					
<i>9</i>					
<i>10</i>					
Above items submitted to Custodial Officer by:		Officer <i>Cornell</i>		Date	
Above items received by Custodial Officer:		Officer		Date	
Item #	Received From	Reason	Time	Date	By
<i>1</i>	<i>FAC</i>	<i>Court evidence</i>	<i>1130</i>	<i>06/02/2014</i>	<i>Derby Parking lot</i>
<i>2-3</i>	<i>Capt Cushing</i>	<i>Court evidence</i>	<i>1130</i>	<i>06/02/2014</i>	<i>Secured</i>
				<i>0137013</i>	
PROPERTY DISPOSITION (Release of Property)					
Item #	Name	Address	Date	Time	
Destroy Item #	Reason	By	Date	Time	
Auction Item #	Reason				
DISTRIBUTION					
Original to Custodial Officer, 1 copy to case file, 1 copy attached to evidence.					
DPS 903 (2009) Page of page(s)					

Storage Location **VERMONT STATE POLICE** **PROPERTY RECEIPT**

Case Officer Barb. Zonay Case # 14B201677
 Type of Crime/Incident Officer Knutson shooting Agency VSP
 Reason Seized: Lab Evidence Safekeeping/Found Property Court Evidence
 Victim/Owner Accused

Name	Name
Street	Street
City/Town	City/Town
Phone #	Phone #
Date of Birth	Date of Birth
Date of Offense	Date of Offense

Item	Quantity	Description and/or Identifier
1	1	Set of Keys "redacted" name tag on it
2	1	50 ml plastic bottle of Jose Cuervo Especial
3		
4		
5		
6		
7		
8		
9		
10		

Above items submitted to Custodial Officer by:	Officer <u>Donnell</u>	Date <u>5-28-14</u>	Time <u>0747</u>
Above items received by Custodial Officer:	Officer	Date	Time
Item #	Received From	Reason	By
1+2	Pilner	evidence storage	0639 05-28-14 Donnell
1-2	Donnell	evidence	0747 05/28/14 ATC/PE
1	PE/ATC	evidence	0530 05/28/14 Donnell
2	PE/ATC	evidence	1410 05/28/14 Donnell

PROPERTY DISPOSITION (Release of Property)				
Item #	Name	Address	Date	Time
Destroy Item #	Reason	By	Date	Time
Auction Item #	Reason			

DISTRIBUTION

Original to Custodial Officer, 1 copy to case file, 1 copy attached to evidence.

Storage Location

VERMONT STATE POLICE
PROPERTY RECEIPT



Case Officer

Case #

Type of Crime/Incident

Agency

Reason Seized: Lab Evidence Safekeeping/Found Property Court Evidence

EVIDENCE

Item #	Received From	Reason	Time	Date	By
1-2	T&P LAWACE	Evidence	1127	5/20/14	TEN Evidence

Storage Location

VERMONT STATE POLICE
PROPERTY RECEIPT



Case Officer Det Sgt ZONAY

Case # 14B201677/14B101663

Type of Crime/Incident Officer Involved Shooting

Agency VSP St. Johnsbury

Reason Seized: Lab Evidence

Safekeeping/

Found Property Court Evidence

Victim/Owner

Accused

Name

Name

ERIC JACKSON

Street

Street

City/Town

City/Town

Phone #

Phone #

Date of Birth

Date of Birth

11-23-86

Date of Offense

Date of Offense

5-28-14

EVIDENCE

Item	Quantity	Description and/or Identifier	marked evidence
1	29	Individually marked evidence bags containing bullet casings	1-29
2	1 bag	Clothing worn by operator w/ RUS	marked evidence # 31
3	1 set	keys found in Jeep	marked evidence # 32
4	1	Jeep	
5	1 set	keys found in Jeep	marked evidence # 46
6	1 set	keys found in Jeep	marked evidence # 47
7	1 set	keys ^{bullet (B2)} found in Jeep	marked evidence # 48
8	1 set	keys found in Van	marked evidence # 49 (case # 14B101661)
9			
10			

Above items submitted to Custodial Officer by:	Officer	Date	Time
------------------------------------------------	---------	------	------

Above items received by Custodial Officer:	Officer	Date	Time
--------------------------------------------	---------	------	------

Item #	Received From	Reason	Time	Date	By
1-4	CSST	Evidence	1418	5/28/14	BARB ZONAY
5-8	CSST	Evidence	1502	5/28/14	BARB ZONAY
3,5,6	Barb Zonay	evidence storage	1523	5/28/14	F. CORNELL
1,2,7	Barb Zonay	keys found in Jeep ^{B2 evidence}	1830	5/28/14	B ZONAY ten evidence

PROPERTY DISPOSITION (Release of Property)

Item #	Name	Address	Date	Time
--------	------	---------	------	------

Destroy Item #	Reason	By	Date	Time
----------------	--------	----	------	------

Auction Item #	Reason
----------------	--------

DISTRIBUTION

Original to Custodial Officer, 1 copy to case file, 1 copy attached to evidence.

17
 (# 4 - Jeep - stored at ST J Barracks) See attached
 (# 1, 2, 7) - going to lab for testing - 305 will be attached

Evidence Recovered Form

Case # 14B201677

Form

Log #

UCR

	Materials Recovered	Location	Time	Date	By		
1	Bullet Casings	Burton Hill Rd - Burton	9:10	5/28/14	A. Nolan		
2			9:11				
3							
4							
5			9:12				
6							
7							
8							
9			9:13				
10							
11							
12							
13							
14							
15			9:15				
16							
17							
18			9:16				
19			9:16				
20			9:16				
21			9:16				
22			9:17				
23			9:17				
24			9:17				
25			9:18				

Initials:

Name:

Initials:

Name:

A. Nolan

	Materials Recovered	Location	Time	Date	By
26 #	Bullet casing	Burton Hill Rd - Burton	9:18	5/28/14	A. Nolan
27 #					
28 #			9:19		
29 #					
30 #	Jeep		9:21		
31 #	Clothing Backpack		9:23		
32 #	Set of keys		9:25		
33 #	Backpack				
33	Swab 1A	Van	1329	5/28/14	
34	Swab 1B		11:50		
35	Swab 1C		11:50		
36	Swab 2A		11:55		
37	Swab 2B		11:55		
38	Swab 2C		11:55		
39	Swab 3A	Jeep	1329		
40	Swab 3B				
41	Swab 3C				
42	Bullet	Red Sweatshirt worn by op.	1339	5/28/14	J.H.
43	Bullet	Jeep - Driver's floor	1346		J.H.
44	Bullet	Jeep - Driver's floor	1347		J.H.
45	Bullet	Jeep - Passenger floor front	1359		J.M.
46	keys	Jeep - Driver's seat	1439		JM
47	keys	Jeep - front pass. seat	1440		JM
48	keys bullet ^{B2} (5-28-14)	Jeep - front pass. seat	1445		JM
49	keys	Van - Driver's floor	1450		JM

Initials: A. Nolan

Name:

Initials:

Name:

DARTMOUTH-HITCHCOCK

One Medical Center Drive Lebanon, NH 03756

Perioperative Services – Operating Room

Chain of Custody Receipt

This Chain of Custody form is to be used whenever forensic evidence is removed from a patient. This form will be copied with **ORIGINAL** copy going with the evidence and a **COPY** being kept in the Medical Record. Please fill in the appropriate information each time the evidence is transferred to another person. Complete one Chain of Custody form for each piece of evidence. Clothing may be collected together and listed individually.

Patient ID

00 87 19 32 -0

JACKSON, ERIC D

11/23/1986

RACE

Person Transferring	Transferred To	Item Transferred	Time of Transfer	Date of Transfer
1. Name (print) <u>Eric D Jackson</u> Signature: <u>[Signature]</u>	1. Name (print) <u>Abigail Ross</u> Signature: <u>Abigail Ross</u>	1 Bullet from right elbow container plastic with label	1558	5/28/14
2. Name (print) <u>Abigail Ross</u> Signature: <u>Abigail Ross</u>	2. Name (print) <u>STEVEN COITIN MSP</u> Signature: <u>[Signature]</u>			
3. Name (print) _____ Signature: _____	3. Name (print) _____ Signature: _____			
4. Name (print) _____ Signature: _____	4. Name (print) _____ Signature: _____			
5. Name (print) _____ Signature: _____	5. Name (print) _____ Signature: _____			



Vermont Forensic Laboratory Evidence Submission Receipt

V14-1025

06/26/2014 12:47 PM

Page 1/1

Submitting Agency:

VSP Derby Station

Agency Case #:

14B201677

VFL Case #:

V14-1025

Sub #:

5

Investigated By:

Zonay, Barbara

Delivery Method:

Hand to Hand Transfer

VFL Item #:

Evidence Description (pending inventory by VFL Staff)

Agency Item #:

Container E1

One (1) sealed plastic evidence bag said to contain one (1) specimen container with bullet, and one (1) specimen container with bullet fragments.

Submitting Officer: Annis, Darren

Sign: _____

D. P. Annis

Date/Time: 06/26/2014 12:47 PM

Received by: Royea, Suellen

Sign: _____

Suellen Royea

Date/Time: 06/26/2014 12:47 PM

**VERMONT DEPARTMENT OF PUBLIC SAFETY FORENSIC LABORATORY
REQUEST FOR LABORATORY EXAMINATION
P.O. Box 47, Waterbury, VT 05676-0047**

**DPS Form 305
(Please Print)**

SUBM	LAB #	UCR	AGENCY CASE # <u>143201677</u>
DELIVERY <input type="checkbox"/> Hand Carried <input type="checkbox"/> Cert. Mail # _____ <input type="checkbox"/> Other			AGENCY: <u>VSP - DERBY</u> INVESTIGATOR: <u>SGT ZONAY</u> PHONE NUMBER: <u>802-234-9933</u> E-MAIL ADDRESS: <u>Barbara.Zonay@State.VT.VS</u>
Examination Requested: <input type="checkbox"/> Arson <input type="checkbox"/> Drugs <input checked="" type="checkbox"/> Firearms <input type="checkbox"/> Gunshot Residue <input type="checkbox"/> Serology <input type="checkbox"/> Other _____ <input type="checkbox"/> DNA <input type="checkbox"/> Fingerprints <input type="checkbox"/> Fracture Match <input type="checkbox"/> Paint <input type="checkbox"/> Toolmarks			

Case History: officer involved shooting, items 1 and 2 were removed from suspect

Incident Date: 5/28/2014

Copy of report to prosecutor? Yes No Name: LISA WARREN County: CALEDONIA

VICTIM		SUSPECT/ACCUSED	
Name		Name <u>ERIC JACKSON</u>	
Sex: <input type="checkbox"/> M <input type="checkbox"/> F	Race:	Sex: <input type="checkbox"/> M <input checked="" type="checkbox"/> F	Race: <u>WHITE</u>
DOB: <u> / / </u>		DOB: <u>11/23/1986</u>	
SID #	FBI #	SID #	FBI #

Item	EVIDENCE		
1	<u>1 - SPECIMEN CONTAINER W/ BULLET</u>	11	_____
2	<u>1 - SPECIMEN CONTAINER W/ BULLET</u>	12	_____
3	<u>FRAGMENTS</u>	13	_____
4	_____	14	_____
5	_____	15	_____
6	_____	16	_____
7	_____	17	_____
8	_____	18	_____
9	_____	19	_____
10	_____	20	_____

CHAIN OF CUSTODY				
Items <u>1+2</u>	Received from <u>NORTH COUNTRY Hospital</u>	Date <u>5/28/14</u>	Time <u>0630</u>	By <u>TPR DREW</u>
Items <u>1+2</u>	Received from <u>TPR DREW</u>	Date <u>5/28/14</u>	Time <u>0729</u>	By <u>TPR JENSEN</u>
Items <u>1+2</u>	Received from <u>TPR JENSEN</u>	Date <u>5/28/14</u>	Time _____	By <u>COOPER</u>
Items <u>1+2</u>	Received from <u>LT COOPER</u>	Date <u>5/28/14</u>	Time <u>1015</u>	By <u>TPR LAVALLEE</u>
Items <u>1+2</u>	Received from <u>TPR LAVALLEE</u>	Date <u>5/28/14</u>	Time <u>1127</u>	By <u>TEMP EVIDENCE</u>
Items <u>1+2</u>	Received from <u>TEMP EVIDENCE</u>	Date _____	Time _____	By _____
Items _____	Received from _____	Date _____	Time _____	By _____
Items _____	Received from _____	Date _____	Time _____	By _____
Items _____	Received from _____	Date _____	Time _____	By _____



Vermont Forensic Laboratory Evidence Submission Receipt

V14-1025

05/29/2014 03:57 PM

Page 1/1

Submitting Agency:

VSP Derby Station

Agency Case #:

14B201677

VFL Case #:

V14-1025

Sub #:

1

Investigated By:

Zonay, Barbara

Delivery Method:

Hand to Hand Transfer

VFL Item #:	Evidence Description (pending inventory by VFL Staff)	Agency Item #:
Container A1	One (1) sealed manila envelope said to contain swab marked 1A-Van, swab marked 1B-Van, and swab marked 1C-Van.	
Container A2	One (1) sealed manila envelope said to contain swab marked 2A-Van, swab marked 2B-Van, and swab marked 2C-Van.	
Container A3	One (1) sealed manila envelope said to contain swab marked 3A-Jeep, swab marked 3B-Jeep, and swab marked 3C-Jeep.	
Container A4	One (1) sealed manila envelope said to contain bullet marked #42.	
Container A5	One (1) sealed manila envelope said to contain bullet marked #43.	
Container A6	One (1) sealed manila envelope said to contain bullet marked #44.	
Container A7	One (1) sealed manila envelope said to contain bullet marked #45.	

Submitting Officer: Burnham, Lance

Sign: _____

Date/Time: 05/29/2014 03:57 PM

Received by: Royea, Suellen

Sign: _____

Date/Time: 05/29/2014 03:57 PM

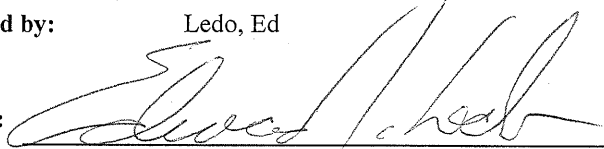



Vermont Forensic Laboratory Evidence Return Receipt

06/02/2014 04:30 PM

Submitting Agency: VSP Derby Station	Agency Case #: 14B201677	VFL Case #: V14-1025	Sub #: 2
Investigated By: Zonay, Barbara	Return Method: Hand to Hand Transfer		

VFL Item #:	Evidence Description	Agency Item #:
Container B1	One (1) sealed gun box said to contain .40 cal Smith and Wesson with magazine and two (2) rounds serial #DWY4206.	
Container B2	One (1) sealed gun box said to contain .40 cal Smith and Wesson with magazine and thirty (30) rounds serial #DWS4759.	

Received by: Ledo, Ed	
Sign: 	Date/Time: 06/02/2014 04:30 PM
Returned by: Giammanco, Marcella	
Sign: 	Date/Time: 06/02/2014 04:30 PM

B1 + B2 - pc closet on 6/3/14 at 125 hrs
by Junc (308)

B1 - Loomis - gun returned to Loomis on 6/3/14 at 1407 hrs
by Junc (308)

B-1 Received by Davis Girouard 6/4/14
0845 hrs 



**VERMONT STATE POLICE CRIME SCENE
SECURITY LOG OFFICER'S SHEET**



LOCATION: BURTON HILL Rd

CASE #: 14B101662

DATE LOG STARTED: 5/28/14

TIME LOG STARTED: 0250

1.	LOG OFFICER(S) <u>PILNER</u>			
	DATE START <u>5/28/14</u>	TIME START <u>0250</u>	DATE END <u>5/28/14</u>	TIME END <u>0610</u>
2.	LOG OFFICER(S) <u>SRLBY</u>			
	DATE START <u>5/28/14</u>	TIME START <u>0610</u>	DATE END <u>5-28-14</u>	TIME END <u>1005</u>
3.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END
4.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END
5.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END
6.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END
7.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END
8.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END
9.	LOG OFFICER(S)			
	DATE START	TIME START	DATE END	TIME END

Note: Officers should record time and date when they start and end their crime scene shifts on this sheet. When logging persons in and out of the scene on the actual log sheet, **use names (not call #s)**. Log officers should put their initials after recording date/times of persons in and out on the log sheet. Any questions should be directed to the BCI Lt



VERMONT STATE POLICE CRIME SCENE
SECURITY LOG



LOCATION: BURTON HILL

CASE #: 14B101662

OFFICER	AGENCY	DATE IN	TIME IN	DATE OUT	TIME OUT
Girouard	VSP	5/28/14	0250	5/28/14	0315
Loomis	VSP	5/28/14		5/28/14	0315
Decker	VSP	5/28/14		5/28/14	0315
Pilner	VSP	5/28/14		5/28/14	0610
Robert Wesoja	Orleans Rescue	5/28/14		5/28/14	0315
Kristen Royer	Orleans Rescue	5/28/14		5/28/14	0315
Dareth Gace	Orleans Rescue	5/28/14		5/28/14	0315
Brian Berry	Barton Rescue	5/28/14		5/28/14	0315
Chance Griffith	Barton Rescue	5/28/14		5/28/14	0315
Lisa	Barton Rescue	5/28/14		5/28/14	0315
Drew	VSP	5/28/14		5/28/14	0258
Lacourse	VSP	5/28/14	0250	5/28/14	626 648
Henry	VSP	5/28/14	0343	5/28/14	1005
Bellinger	VSP	5/28/14	0443	5/28/14	1005
Shatts	VSP	5/28/14	0443	5/28/14	1005
Selby - take over log	VSP	5-28-14	626	5-28-14	1005
Meston	VSP	5-28-14	628	5-28-14	1005
W. Smith (ICS)	VSP	5-28-14	640	5-28-14	1005
Cammy Kingham upper Security	OLSD	5-28-14	650	5-28-14	1005
Amy Baker	VSP	5-28-14	659	5-28-14	1005
John Mellum	VSP	5-28-14	706	5-28-14	1005
Jace Thomas	VSP	5-28-14	706	5-28-14	1005
Lance Burnham	VSP	5-28-14	806	5-28-14	1005 958



VERMONT STATE POLICE CRIME SCENE SECURITY LOG



LOCATION:

CASE #:

OFFICER	AGENCY	DATE IN	TIME IN	DATE OUT	TIME OUT
Wade Wright	Woodbury (306)	5-28-14	930	5-28-14	955
Rob Coakley	" JEEP	5-28-14	940	5-28-14	955
Sundley (306)					
[Remaining rows are crossed out with a diagonal line]					

Date: 5/28/2014 04:16 PM
 Estimate ID: 214
 Estimate Version: 0
 Preliminary
 Profile ID: * ABSOLUTE AUTO LLC

Absolute Auto LLC

1045 US RT 5, WATERFORD, VT 05819
 (802) 748-9149
 Fax: (802) 748-9149
 Email: atcollision@hotmail.com

Damage Assessed By: *redacted*

Deductible: UNKNOWN

Owner: STATE POLICE VERMONT
 Address: ST JOHNSBURY 103 SOUTH MAIN STREET, WATERBURY, VT 05671
 Telephone: Home Phone: (802) 748-3113

Mitchell Service: 910026

Description: 2011 Ford Crown Victoria Police
 Body Style: 4D Sed 114" WB
 VIN: 2FABP7BV1BX122897
 OEM/ALT: O

Drive Train: 4.6L Inj 8 Cyl 4A RWD
 License: 367
 Search Code: None

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	AUTO	BDY	OVERHAUL	Frt Bumper Assy			0.2 #
1	003417	BDY	REMOVE/REPLACE	Frt Bumper Cover	** QUAL REPL PART	165.00 *	INC #
3	AUTO	REF	REFINISH	Frt Bumper Cover			C 2.8
4	004290	BDY	REMOVE/REPLACE	Frt Bumper Cover Adhesive Mldg	** QUAL REPL PART	30.00 *	0.1
5	002832	BDY	REMOVE/REPLACE	Frt Bumper License Plate Bracket	** QUAL REPL PART	12.00 *	INC
6	001796	BDY	REMOVE/REPLACE	Grille	** QUAL REPL PART	93.00 *	0.1 #
7	003922	BDY	REMOVE/REPLACE	Grille Front Header Panel	** QUAL REPL PART	240.00 *	1.8 #
8	AUTO	BDY	CHECK/ADJUST	Headlamps			0.4
9	AUTO	REF	REFINISH	Front Body Panel			C 2.1
10	001798	BDY	REMOVE/REPLACE	Grille Emblem	F8UZ 8213 AA	21.28	INC
11	004110	BDY	REMOVE/REPLACE	R Front Combination Lamp Assembly	** QUAL REPL PART	82.00 *	INC #
12	004111	BDY	REMOVE/REPLACE	L Front Combination Lamp Assembly	** QUAL REPL PART	82.00 *	INC #
13	000535	BDY	REMOVE/REPLACE	R Front Side Marker Lamp	1W7Z 15A201 AA	257.00	INC #
14	000536	BDY	REMOVE/REPLACE	L Front Side Marker Lamp	1W7Z 15A201 AB	270.58	INC #
15	004116	BDY	REMOVE/REPLACE	Hood Panel	** QUAL REPL PART	350.00 *	0.5
16	AUTO	REF	REFINISH	Hood Outside			C 3.2
17	AUTO	REF	REFINISH	Add For Hood Underside			C 1.6
18	000706	BDY	REMOVE/REPLACE	R Hood Hinge	6W7Z 16796 A	35.25	0.3 #
19	AUTO	REF	REFINISH	R Hinge			C 0.5
20	AUTO	BDY	REMOVE/INSTALL	Hood Assy			INC
21	000707	BDY	REMOVE/REPLACE	L Hood Hinge	6W7Z 16797 A	39.95	INC #
22	AUTO	REF	REFINISH	L Hinge			C 0.5
23	000712	BDY	REMOVE/REPLACE	Hood Striker	6W1Z 16K689 A	38.48 *	INC
24	003658	BDY	REMOVE/REPLACE	Hood Latch	5W7Z 16700 A	54.02 *	INC
25	002865	BDY	REMOVE/REPLACE	Cooling Radiator Support	6W7Z 16138 A	309.92	4.6 #
26	AUTO	MCH	REMOVE/REPLACE	Evacuate & Recharge A/C			1.4
27	AUTO	REF	REFINISH	Radiator Support			1.5
28	AUTO	MCH	REMOVE/REPLACE	Add To R&R Mechanical Components			0.6 #
29	001687	BDY	REMOVE/REPLACE	Upr Cooling Shield	3W7Z 8C291 AA	80.83 *	INC
30	003424	MCH	REPAIR	Air Cond Condenser	Existing		0.3* #
31				A/C Condenser has bend. Can be straightened			
2				Checked and system is still charged			

ESTIMATE RECALL NUMBER: 05/28/2014 15:39:32 214

Mitchell Data Version: OEM: FEB_13_V

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Software Version: 7.1.135

33				Does no appear to have any leaks			
34				Radiator Appears ok May find otherwise during			
35				teardown. System appears to be full of coolant			
36	000490	BDY	REPAIR	R Fender Panel	Existing		1.5* #
37	AUTO	REF	REFINISH	R Fender Outside			C 2.1
38	000491	BDY	REMOVE/REPLACE	L Fender Panel	** QUAL REPL PART	283.00	* 3.5 #
39	AUTO	REF	REFINISH	L Fender Outside			C 2.1
40	AUTO	REF	REFINISH	L Add To Edge Fender			C 0.5
41	000445	REF	REFINISH	L Frt Door Outside			C 2.0
42	AUTO	REF	ADD'L OPR	Clear Coat			4.0
43	933017	REF	ADD'L OPR	FINISH SAND & BUFF			1.5*
44	933018	REF	ADD'L OPR	MASK FOR OVERSPRAY			
45	900500	BDY *	REPAIR	Install new decals supplied by State	Existing		1.0*
46	AUTO		ADD'L COST	Paint/Materials		572.50	*
47	AUTO		ADD'L COST	Hazardous Waste Disposal			5.00 *

* - Judgment Item
 # - Labor Note Applies
 C - Included in Clear Coat Calc

Estimate Totals

I. Labor Subtotals	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals	II. Part Replacement Summary	Amount
Body	14.0	46.00	0.00	0.00	644.00 T	Taxable Parts	2,444.31
Refinish	24.4	46.00	0.00	0.00	1,122.40 T		
Mechanical	2.3	50.00	0.00	0.00	115.00 T	Total Replacement Parts Amount	2,444.31
					Taxable Labor		1,881.40
Labor Summary	40.7				1,881.40		
					Amount	IV. Adjustments	Amount
III. Additional Costs					577.50	Customer Responsibility	0.00
Taxable Costs					577.50		
Total Additional Costs					577.50		
Paint Material Method: Rates Init Rate = 25.00 , Init Max Hours = 99.9, Addl Rate = 0.00							
						I. Total Labor:	1,881.40
						II. Total Replacement Parts:	2,444.31
						III. Total Additional Costs:	577.50
						Gross Total:	4,903.21
						IV. Total Adjustments:	0.00
						Net Total:	4,903.21

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

Date: 5/28/2014 03:34 PM
 Estimate ID: 213
 Estimate Version: 0
 Preliminary
 Profile ID: * ABSOLUTE AUTO LLC

Absolute Auto LLC

1045 US RT 5, WATERFORD, VT 05819
 (802) 748-9149
 Fax: (802) 748-9149
 Email: atcollision@hotmail.com

Damage Assessed By: *redacted*

Deductible: UNKNOWN

Owner: STATE POLICE VERMONT
 Address: ST JOHNSBURY 103 SOUTH MAIN STREET, WATERBURY, VT 05671
 Telephone: Home Phone: (802) 748-3113

Mitchell Service: 910026

Description: 2011 Ford Crown Victoria Police
 Body Style: 4D Sed 114" WB
 VIN: 2FABP7BV1BX133527
 Mileage: 39,000
 OEM/ALT: O

Drive Train: 4.6L Inj 8 Cyl 4A RWD
 License: 305

Search Code: None

Line Item	Entry Number	Labor Type	Operation	Line Item Description	Part Type/ Part Number	Dollar Amount	Labor Units
1	003813	BDY	REPAIR	R Frt Door Shell	Existing		2.0* #
	AUTO	REF	REFINISH	R Frt Door Outside			C 2.4
3	001203	BDY	REMOVE/REPLACE	R Rear Door Shell	3W7Z 5424630 AA	684.67 *	4.9
4	AUTO	REF	REFINISH	R Rear Door Outside			C 1.9
5	AUTO	REF	REFINISH	R Rear Add For Jambs & Interior			C 1.0
6	000881	BDY	REMOVE/REPLACE	R Quarter Outer Panel	6W7Z 5427840 A	1,881.27 *	15.5 #
7	AUTO	REF	REFINISH	R Quarter Panel Outside			C 2.0
8	AUTO	REF	REFINISH	R Add For Pillar			C 0.5
9	AUTO	REF	REFINISH	R Quarter Panel Edge			C 0.5
10	000885	BDY	REMOVE/REPLACE	R Inr Quarter Wheelhouse Panel	F8AZ 5427886 AA	129.55 *	2.5
11	AUTO	BDY	OVERHAUL	Rear Bumper Assy			0.6 #
12	003384	BDY	REMOVE/REPLACE	Rear Bumper Cover	** QUAL REPL PART	169.00 *	INC #
13	AUTO	REF	REFINISH	Rear Bumper Cover			C 2.8
14	004354	BDY	REMOVE/REPLACE	Rear Bumper Cover Adhesive Mldg	YW7Z 17C830 AA	65.22	0.2
15	000947	BDY	REMOVE/REPLACE	R Rear Bumper Cover Support	F8AZ 17D995 AB	20.83 *	INC
16	AUTO	REF	ADD'L OPR	Clear Coat			2.7
17	AUTO		ADD'L COST	Paint/Materials		345.00 *	
18	AUTO		ADD'L COST	Hazardous Waste Disposal		5.00 *	

* - Judgment Item
 # - Labor Note Applies
 C - Included in Clear Coat Calc

Estimate Totals

I. Labor Subtotals	Units	Rate	Add'l Labor Amount	Sublet Amount	Totals	II. Part Replacement Summary	Amount
Body	25.7	46.00	0.00	0.00	1,182.20 T	Taxable Parts	2,950.54
Refinish	13.8	46.00	0.00	0.00	634.80 T		
					Taxable Labor		
					1,817.00	Total Replacement Parts Amount	2,950.54
Labor Summary	39.5				1,817.00		
						IV. Adjustments	Amount
III. Additional Costs					Amount	Customer Responsibility	0.00
Taxable Costs					350.00		
Total Additional Costs					350.00		
Paint Material Method: Rates							
Init Rate = 25.00 , Init Max Hours = 99.9, Addl Rate = 0.00							
						I. Total Labor:	1,817.00
						II. Total Replacement Parts:	2,950.54
						III. Total Additional Costs:	350.00
						Gross Total:	5,117.54
						IV. Total Adjustments:	0.00
						Net Total:	5,117.54

This is a preliminary estimate.
Additional changes to the estimate may be required for the actual repair.

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08:50

Vermont State Police Headquarters - BCI
CALL DETAIL REPORT

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Call Number: 5550195

Nature: Theft
Reported: 02:07:24 05/28/14
Rcvd By: Fletcher, A
Occ Btwn: 02:07:24 05/28/14 and 02:07:24 05/28/14
Type: 1
Priority: 4

Address: 2566 US ROUTE 5
City: Sutton

Alarm:

COMPLAINANT/CONTACT

Complainant: Clayton, Sonva T Name#: 15860
Race: W Sex: F DOB: *redacted*
Address: 2566 US ROUTE 5, Sutton
Home Phone: *redacted* Work Phone: *redacted*

Contact: Sonya Clayton
Address:
Phone: *redacted*

RADIO LOG

Dispatcher	Time/Date	Unit	Code	Zone	Agnc	Description
Macdonald,	02:11:47 05/28/14	339	ENRT	SPB1	SPB1	incid#=14B101662 Enroute to a call call=211
Macdonald,	02:11:47 05/28/14	367	ENRT	SPB1	SPB1	incid#=14B101662 Enroute to a call call=211
Macdonald,	02:23:38 05/28/14	305	ENRT	SPB1	SPB1	incid#=14B101662 Enroute to a call call=211
Mixon, K	02:28:48 05/28/14	307	ENRT	SPB1	SPB2	Enroute to a call call=211
Mixon, K	02:28:48 05/28/14	315	ENRT	SPB1	SPB3	Enroute to a call call=211
Mixon, K	02:28:48 05/28/14	335	ENRT	SPB1	SPB2	Enroute to a call call=211
Macdonald,	02:34:14 05/28/14	315	ARRV	SPB1	SPB3	incid#=14B101662 Arrived on scene call=211
Macdonald,	02:40:04 05/28/14	30	ENRT	SPB1	SPH2	Enroute to a call call=211
Mixon, K	02:46:44 05/28/14	335	ARRV	SPB1	SPB2	incid#=14B101662 Arrived on scene clr:RTF call=211
Mixon, K	02:46:51 05/28/14	307	ARRV	SPB1	SPB2	incid#=14B101662 Arrived on scene call=211
Post, Rich	02:57:30 05/28/14	30	43	SPB1	SPH2	21 transf to ST J Dispatch
Mixon, K	02:58:54 05/28/14	335	43	SPB1	SPB2	8 mtg EMS in Barton & flwing to hospital
Post, Rich	03:11:41 05/28/14	30	43	SPB1	SPH2	connect to Sinclair
Post, Rich	03:12:32 05/28/14	30	43	SPB1	SPH2	30 21 to 50
Macdonald,	03:14:04 05/28/14	301	ENRT	SPB1	SPB1	incid#=14B101662 Enroute to a call call=211
Mixon, K	03:21:27 05/28/14	335	43	SPB1	SPB2	picked EMS up @ mm156NB
Mixon, K	03:36:29 05/28/14	335	43	SPB1	SPB2	7 ER
Macdonald,	03:43:16 05/28/14	301	ARRV	SPB1	SPB1	incid#=14B101662 Arrived on scene call=211

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Vermont State Police Headquarters - BCI
CALL DETAIL REPORT

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Gebhardt,	03:46:40	05/28/14	570	ASSG	SPB1	SPD1	Assigned to a call call=211
Gebhardt,	03:46:40	05/28/14	572	ASSG	SPB1	SPD3	Assigned to a call call=211
Gebhardt,	03:46:40	05/28/14	575	ASSG	SPB1	SPD3	Assigned to a call call=211
Fletcher,	03:49:13	05/28/14	330	ENRT	SPB1	SPB3	Enroute to a call call=211
Gebhardt,	03:49:52	05/28/14	571	ASSG	SPB1	SPD1	Assigned to a call call=211
Macdonald,	03:53:44	05/28/14	4	ASSG	SPB1	SPH1	Assigned to a call call=211
Moran, P	04:27:36	05/28/14	573	ENRT	SPB1	SPD1	Enroute to a call call=211
Moran, P	04:31:11	05/28/14	570	ENRT	SPB1	SPD1	Enroute to a call call=211
Mixon, K	04:31:46	05/28/14	335	43	SPB1	SPB2	removed another bullet on the top head @ 0430hrs
Moran, P	04:31:50	05/28/14	571	ENRT	SPB1	SPD1	Enroute to a call call=211
Fletcher,	04:34:32	05/28/14	575	43	SPB1	SPD3	7 B1
Mixon, K	04:42:43	05/28/14	330	ARRV	SPB1	SPB3	incid#=14B101662 Arrived on scene clr:RTF call=211
Mixon, K	04:43:05	05/28/14	722	ARRV	SPB1	SPH1	Arrived on scene call=211
Mixon, K	04:47:27	05/28/14	307	43	SPB1	SPB2	per 50, pull watchguard vids fm both EQs & relay to B1
Mixon, K	04:48:02	05/28/14	306	ENRT	SPB1	SPB2	Enroute to a call call=211
Mixon, K	04:48:02	05/28/14	366	ENRT	SPB1	SPB2	Enroute to a call call=211
Moore, Rod	04:54:32	05/28/14	273	ENRT	SPB1	SPA3	Enroute to a call call=211
Shook, Ash	04:57:13	05/28/14	572	ENRT	SPB1	SPD3	incid#=14B101662 Enroute to a call call=211
Moore, Rod	05:01:44	05/28/14	39	ENRT	SPB1	SPH2	Enroute to a call call=211
Mixon, K	05:09:30	05/28/14	327	ASSG	SPB1	SPB2	Assigned to a call call=211
Mixon, K	05:14:56	05/28/14	302	ENRT	SPB1	SPB2	Enroute to a call call=211
Macdonald,	05:24:14	05/28/14	570	ARRV	SPB1	SPD1	b1, call=211
Mixon, K	05:31:58	05/28/14	327	ENRT	SPB1	SPB2	incid#=14B101662 Enroute to a call clr:RTF call=211
Post, Rich	05:42:51	05/28/14	279	ENRT	SPB1	SPA1	Enroute to a call call=211
Post, Rich	05:42:57	05/28/14	289	ENRT	SPB1	SPA2	Enroute to a call call=211
Mixon, K	05:49:50	05/28/14	366	ENRT	SPB1	SPB2	Enroute to a call call=211
Mixon, K	05:49:58	05/28/14	306	ARRV	SPB1	SPB2	incid#=14B101662 Arrived on scene clr:RTF call=211
Fletcher,	05:51:31	05/28/14	302	43	SPB1	SPB2	put through to 307 cell phone
Mixon, K	05:56:26	05/28/14	366	ARRV	SPB1	SPB2	incid#=14B101662 23 the ER clr:RTF call=211
Mixon, K	05:59:07	05/28/14	720	ENRT	SPB1	SPH1	Enroute to a call call=211
Fletcher,	06:00:26	05/28/14	335	43	SPB1	SPB2	put through to 4 at B1
Mixon, K	06:17:40	05/28/14	327	CMPL	SPB1	SPB2	Reassigned to call 481, completed call 211
Mixon, K	06:27:16	05/28/14	720	CMPL	SPB1	SPH1	Reassigned to call 481, completed call 211
Mixon, K	06:29:48	05/28/14	302	43	SPB1	SPB2	will be stopping @ scene then 76 ER
Mixon, K	06:38:39	05/28/14	302	ARRV	SPB1	SPB2	incid#=14B101662 Arrived on scene clr:RTF call=211
Mixon, K	06:43:21	05/28/14	307	CMPL	SPB1	SPB2	incid#=14B101662 Completed call call=211
Mixon, K	06:48:38	05/28/14	366	43	SPB1	SPB2	8 flw EMS to DHMC
Mixon, K	06:49:50	05/28/14	335	43	SPB1	SPB2	8 ER 7 B2 for a few
Naramore,	07:10:04	05/28/14	335	43	SPB1	SPB2	7 ER
Gibney, J	07:21:33	05/28/14	335	CMPL	SPB1	SPB2	incid#=14B101662 Completed call call=211
Gibney, J	08:03:24	05/28/14	366	43	SPB1	SPB2	connected to Royalton via cell
Boyens, A	08:05:52	05/28/14	523	ASSG	SPB1	SPD3	Assigned to a call call=211

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Vermont State Police Headquarters - BCI
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Boyens, A 08:05:52 05/28/14 547 ASSG SPB1 SPD3 Assigned to a call call=211
 Boyens, A 08:06:58 05/28/14 523 ARRIV SPB1 SPD3 incid#=14B101662 With B
 Troop and ambulance
 following to DHMC. call=211
 Boyens, A 08:06:58 05/28/14 547 ARRIV SPB1 SPD3 incid#=14B101662 With B
 Troop and ambulance
 following to DHMC. call=211
 Boyens, A 08:11:21 05/28/14 523 ARRIV SPB1 SPD3 incid#=14B101662 Both units
 10-23 DHMC with ambulance &
 subject. call=211
 Boyens, A 08:11:21 05/28/14 547 ARRIV SPB1 SPD3 incid#=14B101662 Both units
 10-23 DHMC with ambulance &
 subject. call=211
 Jacobs, J 08:37:18 05/28/14 306 21 SPB1 SPB2 Wade Wright and see if he
 will be avail in about 1 hr
 to bring a vehicle to St J
 Jacobs, J 08:37:18 05/28/14 306 21 SPB1 SPB2 + ay

COMMENTS

Reporting her jeep was stolen from her driveway, vehicle left heading on rte 5
towards Burke.

02:09:54 05/28/2014 - Mixon, K
 367 adv 339 w/ him now
 02:09:56 05/28/2014 - Macdonald, Hea
 339 w/ 367 following veh'
 02:10:16 05/28/2014 - Mixon, K
 367 passing gaskell hill speeds 50mph roads wet
 02:10:29 05/28/2014 - Macdonald, Hea
 367 passing gaskell Hill rd at 50 mph, rds are wet
 02:10:43 05/28/2014 - Mixon, K
 367 burke hill passing gaskell 85mph

02:11:04 05/28/2014 - Mixon, K
 367 adv speeds 95mph
 02:11:07 05/28/2014 - Macdonald, Hea
 MRI-8652021

PS02 0401 02:00 28MAY14
 DERBY2 0049 02:00 28MAY14
 QVF.REG/FEF302.A

AUT FEF302 14/07 AUD 07/10/13 OV0257 70.00 1J4GZ58S4RC142400
 00/00/00 JEEP GCH 94 4W GRN G
 07/10/13 PU B 19 R N 00000000000000 10/12/10-PAULS AUTO
 70105853 *redacted* *redacted*

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VT

** END OF LIST **
 02:11:48 05/28/2014 - Mixon, K
 367 rt onto calendar brook...might be heading back twds him
 02:12:44 05/28/2014 - Mixon, K
 367 down underpass rd speeds 80mph
 02:13:07 05/28/2014 - Mixon, K
 m232 adv 76
 02:13:41 05/28/2014 - Mixon, K
 m232 76 305s location
 02:14:09 05/28/2014 - Mixon, K
 367 still on underpass speeds 80mph

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Vermont State Police Headquarters - BCI
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02:14:21 05/28/2014 - Mixon, K
305 having 51 clear fm area & secure trying to set up for spikes
02:14:30 05/28/2014 - Mixon, K
305 adv to 21 watch cmdr
02:15:10 05/28/2014 - Mixon, K
367 no visual/see lts again
02:15:32 05/28/2014 - Mixon, K
367 adv few min fm 305s location
02:15:39 05/28/2014 - Mixon, K
367 adv passing where accident was
02:15:55 05/28/2014 - Mixon, K
see if 307 can send someone out
02:16:22 05/28/2014 - Macdonald, Hea
305 has primary
02:16:33 05/28/2014 - Macdonald, Hea
367 speeds 80 mph
02:16:33 05/28/2014 - Mixon, K
speeds 80mph
02:16:50 05/28/2014 - Mixon, K
367 adv 5N
02:17:24 05/28/2014 - Mixon, K
still NB Rte 5 passt nault rd speeds 80mph
02:17:46 05/28/2014 - Mixon, K
307 adv to send 335 & 307 will respond as well
02:18:02 05/28/2014 - Fletcher, A
Watch Commander contacted
02:18:16 05/28/2014 - Fletcher, A
Rte 5 past Auger hole
02:18:28 05/28/2014 - Fletcher, A
speeds of 100 not slowing down
02:18:43 05/28/2014 - Mixon, K
305 primary
02:19:24 05/28/2014 - Fletcher, A
367 north rte 5 past lakeside lane speeds 75
02:19:55 05/28/2014 - Fletcher, A
367 north 5 barton village
02:19:56 05/28/2014 - Mixon, K
367 north on 5 Barton Vlg
02:20:43 05/28/2014 - Mixon, K
367 adv make sharp left @ Y twds church st on elm barton vlg
02:21:00 05/28/2014 - Mixon, K
passing cherry tree hill ln
02:21:06 05/28/2014 - Mixon, K
75mph
02:21:25 05/28/2014 - Mixon, K
305 adv gone through few stop signs all over rd both lanes
02:22:02 05/28/2014 - Mixon, K
305 adv oper poss erik jackson wanted subj
02:23:08 05/28/2014 - Mixon, K
367 adv unkacross elm/straight past breezy hill/prob on burton hill rd
02:23:28 05/28/2014 - Mixon, K
305 veh tried to ram me]
02:24:23 05/28/2014 - Mixon, K
367 adv veh hit both 305 & 367s eq
02:25:11 05/28/2014 - Mixon, K
339 adv he is coming up on them now
02:26:04 05/28/2014 - Macdonald, Hea

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Vermont State Police Headquarters - BCI
CALL DETAIL REPORT

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305 adv shots fired & need rescue, suspect is stopped.

02:26:52 05/28/2014 - Mixon, K

305 shots fired need rescue

02:27:34 05/28/2014 - Macdonald, Hea
all units 1121

02:27:47 05/28/2014 - Macdonald, Hea
335 is 76

02:28:56 05/28/2014 - Macdonald, Hea

02:31:51 05/28/2014 - Fletcher, A

Watch commander updated

02:33:35 05/28/2014 - Macdonald, Hea

units are at Burton Hill Rd/Leblanc Rd

02:39:14 05/28/2014 - Macdonald, Hea

305 adv that EMS may need to plan next level of care.

02:39:36 05/28/2014 - Fletcher, A

30 advised he will be 41

02:40:30 05/28/2014 - Mixon, K

EMS has I Tech on standby

02:49:25 05/28/2014 - Macdonald, Hea

305 adv rescue is onscene.

02:58:19 05/28/2014 - Macdonald, Hea

Left a vm for 301, no answer.

02:59:25 05/28/2014 - Mixon, K

335 43 8 mtg EMS in Barton & flwing to hospital

02:59:34 05/28/2014 - Macdonald, Hea

30 put through to 305's cell.

03:01:38 05/28/2014 - Macdonald, Hea

301 is aware.

03:05:16 05/28/2014 - Macdonald, Hea

MRI-8652278

SDB 0245 02:21 28MAY14

DERBY2 0054 02:21 28MAY14

SNQ.VTSDB0000.DERBY2.

Response To: 8

***** MATCH BASED ON SOUNDEX SEARCH, VERIFY MATCH *****

***** INSTATE ***** INSTATE ***** INSTATE *****

MKE/WARRANT

ORI/VT0030300

STA/ST JOHNSBURY PD

NAM/JACKSON, ERIC DOB/19861123 OFF/ESCAPE

CAU/N CRT/DEPT OF CORRECTIONS DKT/N-A BAI/NA

RES/CALEDONIA

IDX/WXC0065743 SCN/65743

DTE/20140516

RFE/VIOLATION OF CONDITIONS OF BAIL / RELEASE

TWN/LYNDON

***** IMMED CONFIRM RECORD WITH ORI *****

03:05:24 05/28/2014 - Macdonald, Hea

MRI-8652281

PS02 0453 02:21 28MAY14

DERBY2 0056 02:25 28MAY14

QDL.PID/02231301.OPT/ALL

05/28/14 0224 PAGE: 001

JACKSON, ERIC, D 11-23-86 M 255 6-02 5 02231301 N IS 02-20-14

PO BOX 943 2015-OP 1-1- 04 VD 11-23-15

LYNDONVILLE VT LIC-A

05851 02-20-14 44 01 0016

NEWBURYPORT MA LEG-105 PARK AVE LYNDONVILLE VT

05/28/14
08:50

Vermont State Police Headquarters - BCI
CALL DETAIL REPORT

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G ** NO PHOTO REQUIRED **
** PHOTO GOOD UNTIL 02-20-22 **
** REAL ID **

** END OF LIST **

03:17:20 05/28/2014 - Macdonald, Hea
per 315, veh was left w/ 307. 315 has 305 & 367 & will be 76 to B1.
03:21:33 05/28/2014 - Mixon, K
335 43 picked EMS up @ mm156NB
03:31:55 05/28/2014 - Macdonald, Hea
per 315 have 335 check subject for 2115.
03:36:38 05/28/2014 - Mixon, K
335 7 ER
04:01:34 05/28/2014 - Mixon, K
m1382 adv to log @ 0352hrs ER dr handed over one of the rounds that was lodged
04:31:59 05/28/2014 - Mixon, K
335 43 removed another bullet on the top head @ 0430hrs
04:44:08 05/28/2014 - Macdonald, Hea
575 needs to have on call VIC give him a 21.
04:46:35 05/28/2014 - Macdonald, Hea
Williston adv on call VIC is Crick & they will get ahold of her & put through
to dispatch.
04:47:32 05/28/2014 - Mixon, K
307 43 per 50, pull watchguard vids fm both EQs & relay to B1
04:49:59 05/28/2014 - Mixon, K
306 will be 76 to relieve 307 @ scene & 366 will be 76 to relieve 335 @ NCH
05:00:41 05/28/2014 - Fletcher, A
307 advised to contact 306 and have couple from dayshift sign on early and
relieve 335 at ER and him at scene. Also advised to contact Town of Barton and
Town of Irasburg road foreman to have each of them shut road down on both sides
at least until noon time.
05:00:59 05/28/2014 - Fletcher, A
Both towns were notified and will be putting up signs
05:01:33 05/28/2014 - Mixon, K
patched 306 through to 307 ref coverage for m1384 @ scene
05:09:03 05/28/2014 - Mixon, K
per 306, try 332 for coverage @ scene so m1384 can clear/no answer...then try
327...327 has to figure things out but will be responding
06:48:43 05/28/2014 - Mixon, K
366 43 8 flw EMS to DHMC
07:45:24 05/28/2014 - Gibney, J
720 advised to let 315 know the paperwork has been signed. Message delivered
via phone to conference room at b1

UNIT HISTORY

Unit	Time/Date	Code
273	04:54:32 05/28/14	ENRT
279	05:42:51 05/28/14	ENRT
289	05:42:57 05/28/14	ENRT
30	02:40:04 05/28/14	ENRT
30	02:57:30 05/28/14	43
30	03:11:41 05/28/14	43
30	03:12:32 05/28/14	43
301	03:14:04 05/28/14	ENRT

05/28/14
08:50

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301	03:43:16	05/28/14	ARRV
302	05:14:56	05/28/14	ENRT
302	05:51:31	05/28/14	43
302	06:29:48	05/28/14	43
302	06:38:39	05/28/14	ARRV
305	02:23:38	05/28/14	ENRT
306	04:48:02	05/28/14	ENRT
306	05:49:58	05/28/14	ARRV
306	08:37:18	05/28/14	21
306	08:37:18	05/28/14	21
307	02:28:48	05/28/14	ENRT
307	02:46:51	05/28/14	ARRV
307	04:47:27	05/28/14	43
307	06:43:21	05/28/14	CMPL
315	02:28:48	05/28/14	ENRT
315	02:34:14	05/28/14	ARRV
327	05:09:30	05/28/14	ASSG
327	05:31:58	05/28/14	ENRT
327	06:17:40	05/28/14	CMPL
330	03:49:13	05/28/14	ENRT
330	04:42:43	05/28/14	ARRV
335	02:28:48	05/28/14	ENRT
335	02:46:44	05/28/14	ARRV
335	02:58:54	05/28/14	43
335	03:21:27	05/28/14	43
335	03:36:29	05/28/14	43
335	04:31:46	05/28/14	43
335	06:00:26	05/28/14	43
335	06:49:50	05/28/14	43
335	07:10:04	05/28/14	43
335	07:21:33	05/28/14	CMPL
339	02:11:47	05/28/14	ENRT
366	04:48:02	05/28/14	ENRT
366	05:49:50	05/28/14	ENRT
366	05:56:26	05/28/14	ARRV
366	06:48:38	05/28/14	43
366	08:03:24	05/28/14	43
367	02:11:47	05/28/14	ENRT
39	05:01:44	05/28/14	ENRT
4	03:53:44	05/28/14	ASSG
523	08:05:52	05/28/14	ASSG
523	08:06:58	05/28/14	ARRV
523	08:11:21	05/28/14	ARRV
547	08:05:52	05/28/14	ASSG
547	08:06:58	05/28/14	ARRV
547	08:11:21	05/28/14	ARRV
570	03:46:40	05/28/14	ASSG
570	04:31:11	05/28/14	ENRT
570	05:24:14	05/28/14	ARRV
571	03:49:52	05/28/14	ASSG
571	04:31:50	05/28/14	ENRT
572	03:46:40	05/28/14	ASSG
572	04:57:13	05/28/14	ENRT
573	04:27:36	05/28/14	ENRT
575	03:46:40	05/28/14	ASSG
575	04:34:32	05/28/14	43
720	05:59:07	05/28/14	ENRT

05/28/14
08:50

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720 06:27:16 05/28/14 CMPL
722 04:43:05 05/28/14 ARRV

RESPONDING OFFICERS

Unit Officer

273 Thomas, T
279 MacCallum, J
289 Meslin, E
30 Burnham, Lance
301 Henry, M
302 Smith, W
305 Girouard, D
306 Selby, S
307 Lacourse, M
315 Decker, L
327 Shelp, B
330 Schulze, C
335 Drew, Abigail
339 Pilner, C
366 Lavallee, Erika
367 Loomis, Seth
39 Nolan, Aimee
4 Goodell, W
523 Cuttita, S
547 Blais, C
570 LaPorte, K
571 Holden, R
572 Zonay, B
573 Schmidt, J
575 ODonnell, H
720 Randall, T
722 Ballinger, O

INVOLVEMENTS

Type Record# Date Description Relationship

NM 15860 05/28/14 Clayton Sonya T 2566 US ROU Complainant
LW 14B101662 05/28/14 Theft 14B101662 2566 US ROUT Initiating Call



VERMONT STATE
POLICE CRASH
RECONSTRUCTION
TEAM

14B101662

Corporal Owen Ballinger
Owen.ballinger@state.vt.us

June 4, 2014

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INTRODUCTION

NOTIFICATION/RESPONSE

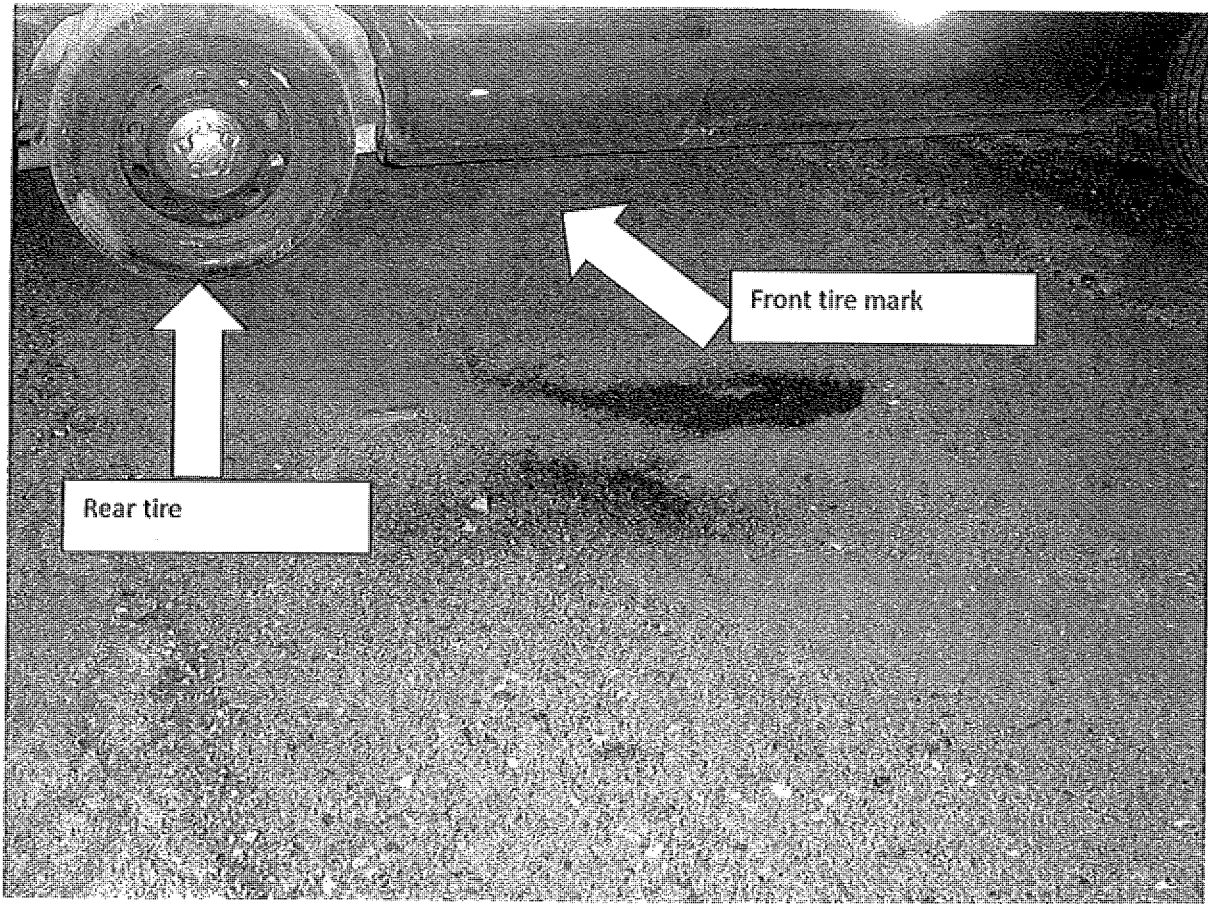
On Wednesday May 28, 2014 at 0332 hours I received a call at my residence from LT Garry Scott, Commander of the Vermont State Police Crash Reconstruction Team (CRT). LT Scott asked me to respond to Burton Hill in Barton, VT for a report of a pursuit which culminated in an officer-involved shooting. I signed on at 0352 hours and proceeded to the VSP Derby barracks where I obtained some CRT equipment. I then proceeded to the scene and I arrived at the scene at 0443 hours.

SYNOPSIS

The incident began at approximately 0208 hours after Eric D. Jackson (DOB 11-23-1986) allegedly stole a vehicle from a residence on US Route 5 in Sutton, Vermont and fled the scene at a high rate of speed. After a lengthy pursuit, and while on Burton Hill Road, Jackson stopped abruptly and then changed directions by quickly accelerating in reverse. Sgt. Dennis Girouard was the primary cruiser following Jackson, and stopped behind and to the left of Jackson when Jackson stopped. As Jackson accelerated in reverse toward Sgt. Girouard, Sgt. Girouard took evasive action by accelerating forward (North), in an attempt to avoid being struck. Jackson's vehicle struck the rear passenger side of Sgt. Girouard's cruiser in a side-swipe manner.

Sgt. Girouard drove forward, stopping his vehicle facing east, perpendicular to the road, blocking the road. Jackson intentionally drove forward, ramming the rear passenger side of Sgt. Girouard's cruiser. The force of the impact caused the rear of Sgt. Girouard's cruiser to move. Immediately after ramming Sgt. Girouard's cruiser, Jackson then intentionally backed his vehicle into the front of Trooper Loomis's vehicle. After backing into Trooper Loomis's vehicle, Jackson drove forward and drove into the rear bumper cover of Sgt. Girouard's cruiser (305).

The photograph below shows the passenger side of Sgt. Girouard's cruiser (305). Under the vehicle is a tire mark on the dirt surface from the front passenger side tire. When a vehicle is negotiating a curve or turn under normal conditions, with no wheels side-slipping, each rear tire will track inside the path of the corresponding front tire. The rear passenger side tire of EQ305 was pushed outside of the path of the front tire, as a result of being struck by Vehicle 1.



After impacting Sgt. Girouard's cruiser for the second time, Jackson's vehicle backed in a counter-clockwise direction, very near where Trooper Loomis had exited his vehicle, and was approaching Sgt. Girouard's cruiser. Sgt. Denis Girouard and Trooper Seth Loomis were in fear of their safety and both troopers discharged their weapons in response to the on-going threat. Vehicle 1 backed from the left (west) side of the road to the right (east) side of the road, going off the right (east) side of the road, into a slight ditch and up a small dirt embankment. Trooper Loomis advised Detective Sgt. Barb Zonay he observed Operator 1 manipulating the steering wheel and attempting to operate the vehicle when it was off the road.

TRAINING/EXPERIENCE

I was certified by the Vermont Criminal Justice Training Counsel as a law enforcement officer in February of 1999. I am currently employed by the Vermont State Police where I am a Corporal assigned to the Traffic Operations Unit. During the course of my employment, I have attended the following crash investigation related schools: 40 hour Basic Crash Investigation, 80 hour At Scene Crash Investigation, 80 hour Advanced Crash Investigation, 80 hour Traffic Crash Reconstruction, 32 hour Visual Statement Basic/Advanced Diagramming and Animation with Total Station course, 8 hour Crash Data Retrieval Technician, 40 hour Bosch Crash Data Analyst, 24 hour ARAS360 diagramming course, 40 hour Event Data Recorder Use in Traffic Crash Reconstruction, 24 hour Visual Statement Edge Fx Basic Diagramming, and various training updates related to traffic crash reconstruction. I have been recognized as an expert in the field of traffic crash reconstruction in the Superior Court of Orleans County, Vermont.

SCENE DESCRIPTION

When I arrived at the scene I observed Burton Hill Road to be constructed of dirt/gravel. The road is oriented in a north/south direction and slopes upward when traveling north. It was dark at the time of this event and the road was not lighted. There were no residences or streetlights nearby to provide ambient lighting.





WEATHER

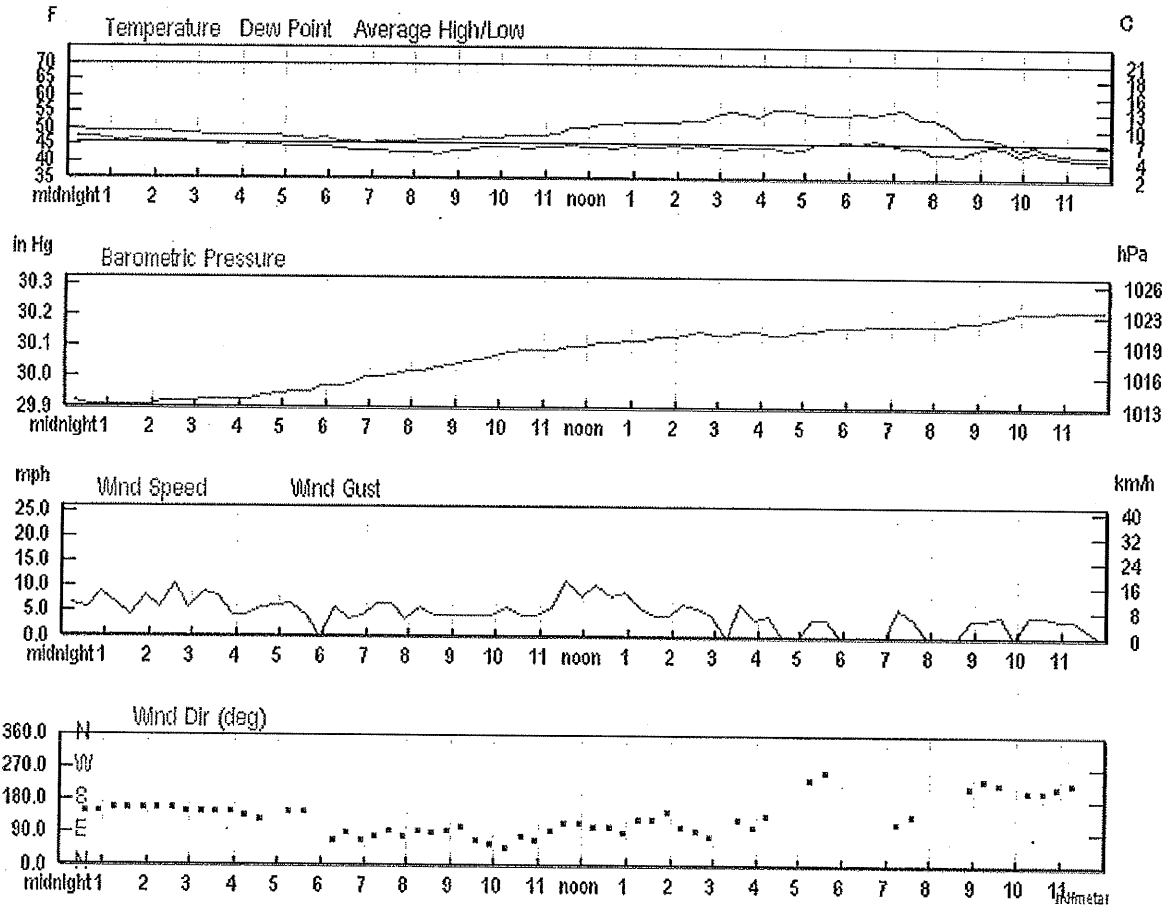
When I arrived at the scene the roadway was somewhat damp, as it had rained earlier in the night. It was cloudy and there was a light mist. Below is a weather summary from Weather Underground;

Wednesday, May 28, 2014

	Actual	Average	Record
Temperature			
Mean Temperature	49 °F	-	
Max Temperature	57 °F	70 °F	90 °F (19
Min Temperature	42 °F	46 °F	32 °F (19
Degree Days			
Heating Degree Days	16		
Moisture			
Dew Point	45 °F		
Average Humidity	83		
Maximum Humidity	95		
Minimum Humidity	63		
Precipitation			
Precipitation	0.00 in	-	- ()
Sea Level Pressure			
Sea Level Pressure	30.08 in		
Wind			
Wind Speed	5 mph (SE)		

	Actual	Average	Record
Max Wind Speed	12 mph		
Max Gust Speed	16 mph		
Visibility	9 miles		
Events	Rain		

Averages and records for this station are not official NWS values.



EVIDENCE

I observed more than twenty (20) cartridge casings on the road surface near EQ305. Most were to the rear and passenger side of EQ305. I used evidence markers 1 through 20 to cover the cartridge casings. When the Vermont State Police Crime Scene Search Team (CSST) arrived I used evidence markers 21-29 to cover the remaining cartridge casings. The following evidence markers were used to document the location of the following items of interest;

30. Vehicle 1 (Jackson) driver's side lens.

31. Underbody debris (Knock-off)

32. Glass from Vehicle 1 (Jackson)
33. Vehicle 1 (Jackson) taillight lens
34. Debris rust/knock-off
35. Debris (knock-off)
36. Lens
37. Marker lens
38. WatchGuard microphone transmitter
39. Lens
40. Smith & Wesson 40 cal. magazine.

I took digital photographs of all evidence items numbers 1-40. The images were saved to a compact disc (CD) which was placed into a DPS324 envelop and submitted to the VT Forensic Laboratory to have the images filed with this case.

I also observed a number of tire marks left on the dirt road surface. I observed accelerations marks left by EQ305 (Sgt. Girouard). I further observed EQ305 at its position of final rest; it had been pushed off the end of the acceleration mark, as a result of being struck by Vehicle 1 (Jackson). I also observed the area on the road surface where Vehicle 1 (Jackson) had backed into EQ367 (Trooper Loomis). After being struck by Vehicle 1 (Jackson), Trooper Loomis exited his vehicle, without putting it into park and his cruiser rolled down the hill before coming to a position of uncontrolled final rest.

VEHICLE#1

Vehicle 1 is a 1994 Jeep Grand Cherokee, bearing Vermont registration FEF302. vehicle identification number 1J4GZ58S4RC142400, registered to *redacted* VT.



DAMAGE

Vehicle 1 received contact damage to the front driver's side bumper area as a result of intentionally ramming EQ305. The plastic trim from the driver's door had been ripped off. The driver's side taillight was broken. Vehicle 1 also sustained contact damage to the rear bumper, and tailgate as a result of intentionally backing into EQ367.



SPECS

Vehicle Specs Database

Year:

Make:

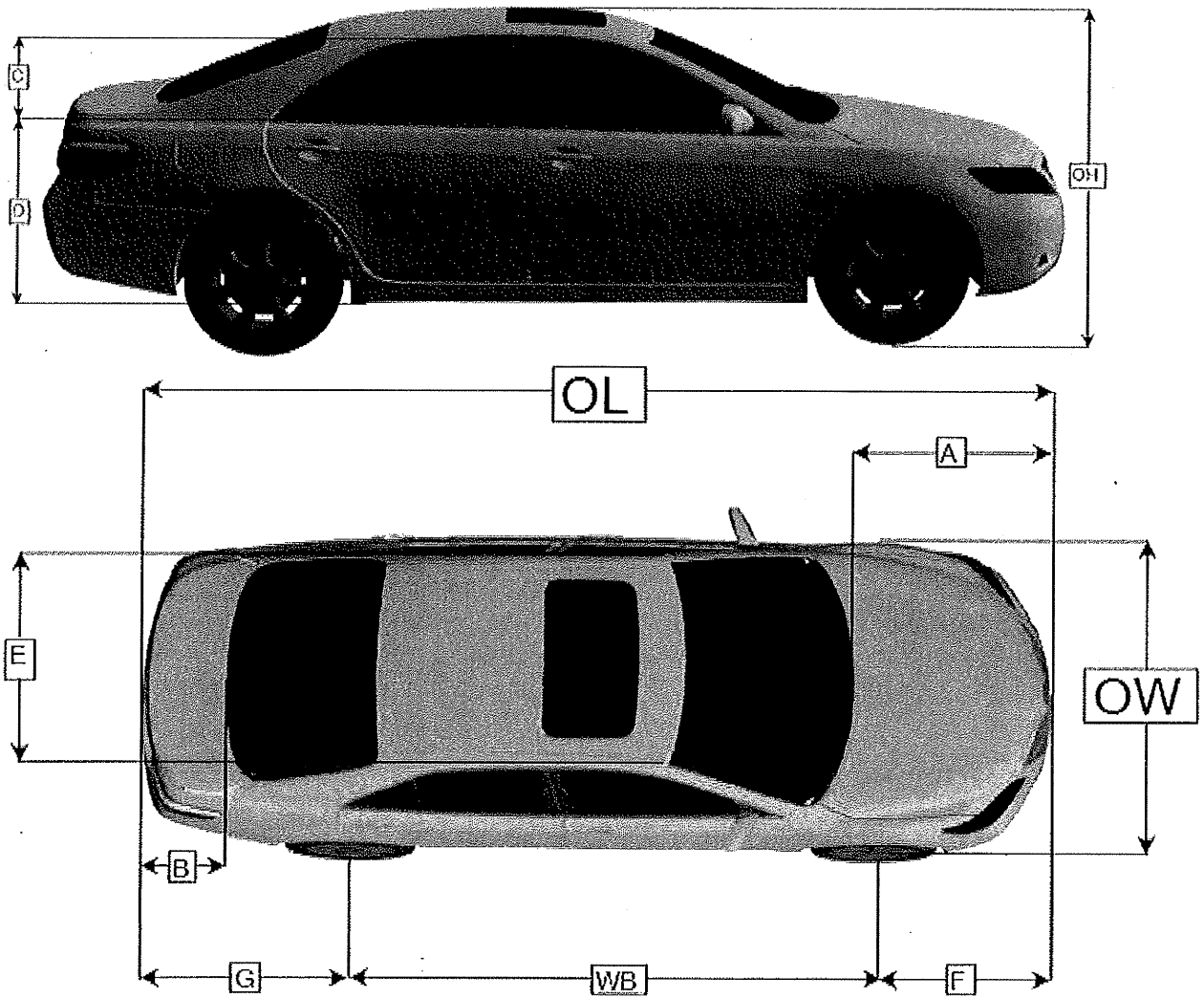
Model:

Spec	Value	Unit	Description
------	-------	------	-------------

Spec	Value	Unit	Description
		(in/mm)	
A	47.64	inches	Longitudinal distance between the center of the front bumper and the center of the base of the windshield
B	79.92	inches	Passenger Car Longitudinal distance between the center of the rear bumper and the center of the base of the backlight. Station Wagon and Vans Longitudinal distance between the backlight top moulding and the front door latch pillar. Pick-ups Longitudinal distance between the rearmost projection and the front door latch pillar
C	17.72	inches	The maximum vertical height of the side glass
D	29.13	inches	Vertical distance between the base of the side glass and the lower edge of the rocker panel
E	47.24	inches	Distance between side rails or maximum width of top
F	31.89	inches	Front overhang
G	38.98	inches	Rear overhang
OL	176.77	inches	Overall length
OW	69.29	inches	Overall width
OH	64.96	inches	Overall height
WB	105.91	inches	Wheelbase
FTW	57.87	inches	Front track width
RTW	57.87	inches	Rear track width
CW	3546	pounds	Curb weight

Spec	Value	Unit	Description
------	-------	------	-------------

WD		F%/R%	Weight distribution (Front/Rear)
----	--	-------	----------------------------------



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Recalls

The following is the result of an internet search for recalls for a 1994 Jeep Grand Cherokee.

Recall ID # 2968 - POWER TRAIN:AUTOMATIC TRANSMISSION:LEVER AND LINKAGE:FLOOR SHIFT

[+ Full Details](#)

Recall Date	FEB 15, 2002
Component	POWER TRAIN:AUTOMATIC TRANSMISSION:LEVER AND LINKAGE:FLOOR SHIFT
Model Affected	Grand Cherokee
Potential Units Affected	1620000

Recall ID # 9412 - SERVICE BRAKES, HYDRAULIC:FOUNDATION COMPONENTS:DISC:ROTOR

[+ Full Details](#)

Recall Date	DEC 13, 1999
Component	SERVICE BRAKES, HYDRAULIC:FOUNDATION COMPONENTS:DISC:ROTOR
Model Affected	Grand Cherokee
Potential Units Affected	334047

Recall ID # 12697 - VEHICLE SPEED CONTROL:ACCELERATOR PEDAL

[+ Full Details](#)

Recall Date	MAY 02, 1997
Component	VEHICLE SPEED CONTROL:ACCELERATOR PEDAL
Model Affected	Grand Cherokee
Potential Units Affected	1010400

Recall ID # 61030 - EXTERIOR LIGHTING

[+ Full Details](#)

Recall Date MAR 23, 2006
Component EXTERIOR LIGHTING
Model Affected Grand Cherokee
Potential Units Affected 61944

Recall ID # 75118 - VISIBILITY:GLASS, SIDE/REAR

 [Full Details](#)


Recall Date DEC 11, 2007
Component VISIBILITY:GLASS, SIDE/REAR
Model Affected Grand Cherokee
Potential Units Affected 1657

Recall ID # 83639 - EXTERIOR LIGHTING

 [Full Details](#)

Recall Date APR 07, 2009
Component EXTERIOR LIGHTING
Model Affected Grand Cherokee
Potential Units Affected 16270

Recall ID # 85990 - EXTERIOR LIGHTING:HEADLIGHTS

 [Full Details](#)

Recall Date MAY 11, 2009
Component EXTERIOR LIGHTING:HEADLIGHTS
Model Affected Grand Cherokee
Potential Units Affected 42540

Recall ID # 102837 - FUEL SYSTEM, GASOLINE:STORAGE:TANK ASSEMBLY

[Full Details](#)

Recall Date	JUN 19, 2013
Component	FUEL SYSTEM, GASOLINE:STORAGE:TANK ASSEMBLY
Model Affected	Grand Cherokee
Potential Units Affected	1560000

Recall ID # 102838 - STRUCTURE

[Full Details](#)

Recall Date	JUN 19, 2013
Component	STRUCTURE
Model Affected	Grand Cherokee
Potential Units Affected	1560000

Read more: http://www.motortrend.com/cars/1994/jeep/grand_cherokee/recalls/#ixzz34GAfLWz6

On 06/10/2014 at 1355 hours I called Northpoint Jeep in Derby, Vermont. I provided the service department with the last eight characters of the vehicle identification number and was advised the only active recall was for the trailer hitch wiring. The service department advised the fact that this recall had not been performed would not affect the operation of the vehicle.

CDR

A 1994 Jeep Grand Cherokee is not supported by the Bosch CDR system.

VEHICLE#2

Vehicle 2 is a Vermont State Police cruiser, Fleet number 2897FS11, a 2011 FORD CROWN VICTORIA Vermont State Police registration 367, vehicle identification number 2FABP7BV1BX122897.



DAMAGE

Vehicle 2 (EQ367) received contact damage to the front bumper, grill, headlights and hood.

SPECS

Engine Specifications

Engine Horsepower Torque

4.6L Gas/Ethanol V8 250 @ 5000 RPM 297 @ 4000 RPM

Drivetrain

Transmission

4 speed Automatic w/OD

MPG (Miles Per Gallon)

Engine Transmission EPA Fuel Economy Est (MPG)
4.6L Gas/Ethanol V8 4 speed Automatic w/OD City: 16 / Hwy: 24

Weight Information

Base Curb Weight (lbs) 4158

Interior Specifications

Passenger Capacity 5
Front Head Room (in) 39.5
Front Leg Room (in) 41.6
Front Shoulder Room (in) 60.6
Front Hip Room (in) 57.4
Second Head Room (in) 37.8
Second Leg Room (in) 38.0
Second Shoulder Room (in) 60.0
Second Hip Room (in) 56.1

Exterior Specifications

Turning Diameter - Curb to Curb (ft) 40.3
Turning Diameter - Wall to Wall (ft) 43.1
Wheelbase (in) 114.7
Length, Overall (in) 212.0
Width, Max w/o mirrors (in) 78.3
Height, Overall (in) 58.3
Track Width, Front (in) 62.8
Track Width, Rear (in) 65.6
Min Ground Clearance (in) 5.6

Wheels

Front Wheel Material Steel

Rear Wheel Material Steel

Tires

Front Tire Size P235/55R17

Rear Tire Size P235/55R17

Spare Tire Size P235/55R17

Recalls

I contacted David Tiff, the manager of the Vermont State Police Fleet Services who advised there was one active recall on this vehicle, which was a steering shaft.

CDR

A 2011 Ford Crown Victoria is a supported vehicle for the Bosch CDR system. It contains both an airbag control module and a powertrain control module. The following cable can be used to access information from the airbag control module (ACM);

CDR Cable Number F00K108225

This section provides general information about the EDR capability of the ACM(s) this cable connects to and the type of EDR data that may be recorded. Always refer to the Data Limitations section of the CDR report for further information about the ACM and limitations of the data retrieved. The information included in the CDR report's Data Limitations section for this ACM is considered to be more precise and current than the generalized information included below. The actual data retrieved from the ACM may differ from what is described below. Review all vehicle coverage notes which are referenced in the Supported Vehicle list for this ACM before attempting to retrieve data from it.

Generally, these modules are not capable of capturing "pre-crash" data; however, they may record important information about the status of the vehicle at impact and the activities of the airbag control module (the Restraint Control Module or RCM) to deploy restraint system components.

Depending on the module type, the report may provide you with several data elements which may include:

Whether or not there were restraint system diagnostic trouble codes (DTCs) active when the event occurred

Driver's and right front passenger's seat belt status (Buckled/Unbuckled)

Driver seat track forward of position sensor (Yes/No).

Right front passenger Occupant Classification Status indicator for those vehicles equipped with the appropriate system

Time from algorithm enable to driver's and passenger's seat belt pretensioner deployment enable (msec)

Timing of the deployment command for various restraint systems including the driver's and passenger's first and, where applicable, second stage airbags and belt pretensioners for buckled occupants (msec)

A maximum delta- V recorded as far out in time as the algorithm runs.

Users should be aware that most crashes last 100 to 150ms, but the algorithm run time may go well beyond the end of the crash and the Delta V recorded may overstate or understate the Delta V of the crash depending upon post-crash accelerations.

Longitudinal Crash Pulse data including a data table and data graph showing the longitudinal acceleration and resulting change in forward velocity (delta-V, MPH) versus time (Acceleration and delta-V polarity conforms to SAE J211)

The module captures 192 longitudinal acceleration data points at 0.8ms intervals, and 50ms after deployment will be displayed with the remaining time before deployment.

Users should be aware that most crashes last 100 to 150 milliseconds, and that the limited time duration of data in the graph may not be sufficient to capture the entire crash. Proper use of this limited data is taught in the Bosch approved CDR analyst training class.

Caution: If there is any question that the restraint system did not perform as it was designed to perform, please read the system only through the diagnostic link connector. The Bosch CDR tool provides an ACM interface cable to plug directly into the restraint control module. The Bosch CDR ACM Interface Cable connects only power, ground, and memory read pins to the relevant vehicle restraint control module. The other RCM pins normally connect to inputs, such as sensors, and outputs, such as airbags, are not connected when you use the RCM Interface Cable to plug directly into the module. Since the vehicle restraint control module is constantly monitoring airbag system readiness, it will detect that the sensors and airbags are not connected. The restraint control module may record a new diagnostic trouble code into memory for each device that is not connected. These new diagnostic trouble codes may record over previously written diagnostic trouble codes present prior to the accident and spoil evidence necessary to determine if the restraint system performed in the accident as it was designed to perform. Not only could this prevent Ford from being able to determine if the system performed as it was designed to perform, but, regardless of innocent inadvertence, you could raise issues of evidence spoliation in any litigation that may arise out of the accident. If you cannot read the module via the diagnostic link connector, and if you suspect improper system performance, contact Ford Motor Company and request their assistance to read the module with a proper vehicle simulator attached. If you choose to read via the module connector, Ford recommends that you do so in the vehicle and that you leave the second