

fairly straight out. Howell described the male as wearing a black-colored tank top and black pants. Howell observed blood originating from the center of the decedent's chest and blood on his arms. Howell said the male decedent looked familiar to him perhaps from walking; however, he did not know his name. Howell mentioned seeing a flashlight on the ground near the decedent as well as medical supplies.

Howell indicated he overheard one of the neighbors, [REDACTED] [REDACTED] who was speaking with another officer, mention the vehicle the decedent drove had followed her onto [REDACTED]

Howell apprised he was tasked with downloading the body cameras of officers Clifford, Santagate, and Angulo onto the Axon system. Howell communicated all

the footage was restricted in the Axon system by Major Brad Vail.

Howell indicated that concluded his involvement.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
30 Kinney, Tyson	14:42:07 09/09/21	Investigative actions taken by Det. Sgt. Tyson Kinney (Overall)

Case#: 21B202546

Officer: Det. Sgt. Tyson Kinney

Person(s) Interviewed/Witnesses:

Tpr. Jeremy Lyon  
Vermont State Police  
Royalton Barracks  
802-234-9933

Tpr. Max Fabian  
Vermont State Police  
Royalton Barracks  
802-234-9933

Maj. Brad Vail  
Hartford VT Police Department  
802-295-9425

Lt. Richard Norris  
Lebanon NH Police Department  
603-448-1212

Norwich VT Police Department  
Chief Simon Keeling  
802-649-1460

Assistant Medical Examiner  
Gena Weiner

Assistant Medical Examiner  
Vikki Corum

DOB: [REDACTED]

[REDACTED]  
Goshan, New Hampshire  
[REDACTED]

[REDACTED] DOB: [REDACTED]  
[REDACTED]

Goshan, New Hampshire  
[REDACTED]

[REDACTED]  
Gilbert, Arizona  
[REDACTED]

Attorney  
Sue Edwards  
[REDACTED]

Cpl. Eric Clifford DOB: [REDACTED]  
[REDACTED]

White River Jct., Vermont 05001  
[REDACTED]

[REDACTED] DOB: [REDACTED]  
[REDACTED]

East Corinth, VT, 05040

Telephone #: [REDACTED]

[REDACTED]  
Bradford, Vermont

Telephone#: [REDACTED]

List of Evidence:

- 1- Hard drive containing body worn camera footage of the shooting and responding units

List of Exhibits:

- 1- Sworn Audio Statement Form (Fabian)
- 1- Sworn Audio Statement Form (Lyon)
- 1- Audio Recording of interview with Tpr. Lyon (taken by Det. Sgt. Truex)
- 1- Audio Recording of interview with Tpr. Fabian
- 1- Supplemental Interview Report (Lyon)
- 1- Supplemental Interview Report (Fabian)
- 1- Sworn Audio Statement Form (Vail)
- 1- Audio Recording of interview (Vail)
- 1- Supplemental Interview Report (Vail)
- 1- Email exchange between Chief Keeling and Kinney
- 1- Email exchange between Maj. Vail and Kinney (including attached photographs)
- 1- Norwich Police Department case file.
- 1- TIU Electronic Evidence Submission Form (Completed by Kinney for [REDACTED] Cell Phone)
- 2- E-911 calls obtained from the E-911 board
- 2- Digital Audio Recordings containing Cpl. Clifford's interview
- 2- Digital Video Recordings containing Cpl. Clifford's interview
- 1- Sworn Audio Statement Form (Clifford)
- 1- Overhead Map of Scene (Clifford)

19. 2- Edited transcripts of Cpl. Clifford interview
20. 2- Unedited transcripts of Cpl. Clifford interview
21. Email exchange between Cpl. Clifford and Kinney
22. 1-PI Report of [REDACTED] [REDACTED]
23. 1- Digital DHMC Reports (additional paper copy)
24. 1- Digital photographs taken by DHMC staff

Narrative:

On August 5, 2021 at 1404 hours, I was traveling north on Interstate 89 with Det. Sgt. Sam Truex en-route to Headquarters in Waterbury, Vermont when I was notified by Det. Lt. John-Paul Schmidt of an officer involved shooting in Hartford, Vermont. Det. Sgt. Truex (who was riding with me) received the call

from Det. Lt. Schmidt and advised him we would respond after our assignment of dropping off evidence.

We responded to the Hartford Police Department and arrived at 1558 hours. Upon arriving we awaited other investigators to arrive. At approximately 1653 hours, we were assigned to interview responding State Police Troopers who responded to the scene. At this time, we conducted an interview with Tpr. Jeremy Lyon. For further information, please refer to the digital audio recording and Tpr. Lyon's supplemental interview report.

At approximately 1710 hours, I was instructed to conduct an interview with Tpr. Max Fabian. This interview was conducted in the interview room of the Hartford Police Department. For further information regarding this interview, please refer to the digital audio recording and supplemental interview report.

At approximately 1727 hours, I was notified I was assigned as lead investigator in this case. Originally it was assigned to Det. Sgt. Seth Richardson. Due to Det. Sgt. Richardson being on leave for the following week, the decision was made to assign me as lead.

At 1739 hours, I attended a briefing held by Det. Lt. John-Paul Schmidt and other members of the Vermont State Police- Major Crime Unit and Hartford Police Department. During this briefing, Major Deputy Chief Brad Vail provided all investigators with information known up until this point. It should be noted, the suspect was positively identified by his Vermont Operator's License photograph and identified as [REDACTED] [REDACTED]. Other investigators commented on information learned from interviewed already completed. After the briefing was complete, other tasks were assigned to Detectives to follow up on. For further information, please refer to other law enforcement reports for further information.

After the briefing, I met with Det. Sgt. Jeffrey Stephenson and viewed the aerial drone footage he previously took of the scene. It should be noted, the incident occurred outside and the homeowner of the residence, [REDACTED] [REDACTED] provided consent for State Police- Crime Scene Search Team to search the property and conduct aerial video recording.

At approximately 1818 hours, I conducted an interview with Major/Deputy Chief Brad Vail. This interview was conducted in his office with the door closed for privacy. For further information, please refer to the digital audio recording and supplemental interview report.

At approximately 1848 hours, I was assigned to contact Lebanon, NH Police Department, Norwich Police Department. I was informed these agencies responded to assist in the shooting so I contacted them and requested to author reports and email them to me.

When I spoke to Lebanon NH Police, I spoke with Lt. Richard Norris. During my conversation with him, he advised he along with Dep. Chief Matthew Isham and Chief Philip Roberts responded to Hartford during the shooting incident. Lt. Norris advised he would have each officer author a report and email them to me.

I then attempted to contact Norwich, VT Police Department Chief Simon Keeling. I was informed he was not working at the time to which I sent him an email. He stated his report was already authored and he had put it in CAD already for me to review. He also stated he had cruiser camera footage of his response which

was ready for someone to pick up. For further information, please refer to his supplemental report and the email exhibit which was included in this case file for reference.

I contacted the Windsor, VT Police Department and spoke to Chief Jennifer Frank. I was previously informed [REDACTED] and [REDACTED] had been possibly arrested on the previous evening for methamphetamine by the Windsor Police Department.

During my conversation with Chief Frank, she explained the circumstances surrounding the arrest with [REDACTED]. She also advised the Weathersfield Police Department responded to assist. Chief Frank stated she would forward her case file to me to include the Weathersfield Police Department reports to include in this investigation case file. It should be noted, I received these reports on August 10, 2021.

At approximately 1934 hours, Det. Lt. John-Paul Schmidt and I arrived at [REDACTED] to observe the exam of [REDACTED] body by the Crime Scene Search Team and also the Assistant Medical Examiners, who were identified as Gena Weiner and Vikki Corum. I observed the exam of the body and subsequently left prior to it being completed and returned to the Hartford Police Department with Det. Lt. Schmidt.

When we arrived back at Hartford Police Department, we reviewed Cpl. Clifford's body camera footage. During this review, Cpl. Clifford commented to others that [REDACTED] had punched him and strangled him. This review occurred at 2047 hours.

After reviewing Cpl. Clifford's footage, we reviewed other responding officers' footage as well. It should be noted these recordings were not reviewed in their entirety and were only reviewed until the scene was secured. For further information please refer to the Hartford Police Department body worn camera footage.

At approximately 2130 hours, I attempted to make contact with [REDACTED] Next of Kin information. It was learned through the investigation and incoming cell phone calls that the Next of Kin was possibly identified as [REDACTED] [REDACTED] ([REDACTED] and [REDACTED] [REDACTED] [REDACTED] I attempted to contact [REDACTED] and [REDACTED] and left messages for them to return my call. These phone numbers were located by the Vermont Information Center and forwarded to me for follow up.

At approximately 1015 hours, I received a call from [REDACTED] [REDACTED] advising he was [REDACTED] [REDACTED] [REDACTED] I advised [REDACTED] we were conducting an investigation

involving [REDACTED] and that I needed to speak to him immediately. [REDACTED] stated he was at his residence located at [REDACTED], in the Town of Goshan, New Hampshire. I advised I would be leaving the Hartford Police Department and traveling to his location and that travel time was approximately 50 minutes. [REDACTED] advised he would be awaiting my arrival.

At approximately 1115 hours, Det. Tpr. Kelsey Knapp, Major Crime Unit Victim's Advocate Kate Brayton, Det. Sgt. Seth Richardson and Det. Sgt. Jeff Stevenson arrived at [REDACTED], in the Town of Goshan, New Hampshire.

While at the residence, we made contact with [REDACTED] and [REDACTED] (who was also at the residence). They both were informed of the incident and that [REDACTED] had subsequently been killed. They invited us into the residence to speak to us regarding the fact we knew up until that point.

During the meeting with [REDACTED] and [REDACTED] we learned the following regarding [REDACTED]

- [REDACTED] had a [REDACTED] with an [REDACTED] who was identified as [REDACTED]
- He lived at the Veterans Home in Bradford, Vermont and was a previous Army servicemember.
- He was [REDACTED] [REDACTED] from his service in the Army
- He was employed by a [REDACTED] company in Bradford, Vermont
- [REDACTED] moved to Vermont 4-5 months ago to get some space from his [REDACTED]
- The last time he was seen was during the previous week. He had stopped at the residence to say hello.
- The was not a drug user, however was [REDACTED] and [REDACTED].
- He owned a silver car and did not own any others.
- He did not have any friends or family in the area.
- [REDACTED] lived in Gilbert, Arizona and [REDACTED] wanted to notify him of the death on the following day.

After meeting with [REDACTED] and [REDACTED] I returned to the Hartford Police Department. This ended my involvement on this date.

On August 6, 2021, at approximately 1637 hours, I received a call from [REDACTED] [REDACTED] [REDACTED] At the time of the call, I was not working and unable to record his biographical information. I advised we would touch base during the next week and we could speak about the incident. He agreed. He provided his telephone number as [REDACTED] This ended my involvement on this date.

On August 9, 2021, I was in receipt of a tip which had been submitted to Vermont State Police. This tip was submitted via email from Dispatch. It was assigned to Det. Tpr. Knapp for follow up. I also assigned her to stop at Hartford Police Department and meet with Sgt. Scott Moody to obtain the Body Worn Camera footage which was previously burned by Hartford Police Department. Please refer to Det. Tpr. Knapp's supplemental report for further information.

I then contacted Det. Sgt. James Vooris and asked him to pick up evidence from [REDACTED] autopsy and relay it to me to be stored in evidence at the Royalton Barracks. Due to OCME Detective, Det. Sgt. Ben Katz not being available to obtain the evidence out of their evidence room, this transfer was not possible. It was later scheduled to occur on August 17, 2021.

I made contact with Washington County SA Rory Thibault and informed him I was the lead. SA Thibault stated he was aware and would be awaiting the case file when the investigation was complete.

I then completed the TIU electronic evidence submission form and submitted it to TIU. This form needed to be completed so [REDACTED] cell phone could be downloaded at a later time. Once the form was received by TIU, I was informed Det. Sgt. Cari Fiore was assigned as the Detective to conduct the extraction. For further information regarding this form, please refer to the TIU Electronic Evidence Submission Form which is included in the case file for reference. This ended my involvement on this date.

On August 10, 2021, I removed [REDACTED] cell phone from Royalton Temporary Evidence Locker #1 and transferred it to Capt. Scott Dunlap. Capt. Dunlap then

transferred it to TIU where it was logged into evidence. For further information, please refer to the FileOnQ chain of custody log for [REDACTED] cell phone. This ended my involvement on this date.

On August 11, 2021, I emailed Maj. Vail and asked for the photographs he took of Cpl. Clifford on the date of the incident and of the body worn camera which was located on the ground. Chief Vail returned my email and sent the photographs. For further information, please refer to a copy of the email exchange and digital photographs sent from Maj. Vail. This ended my involvement on this date.

On August 12, 2021, I continued to organize the electronic case file. At approximately 1500 hours, I participated in a conference call with the assigned attorneys from the Attorney General's Office, Earl Fechter and Sophie Stratton. During this meeting, I briefed them on the information we knew at this time and also what needed to be completed.

After the meeting, I assigned Det. Sgt. Chris Blais to make a copy of the hard drive provided by Hartford Police Department which contained footage of the body worn camera. Det. Sgt. Blais advised he would attempt to make a copy and have it ready for pick up on Tuesday, August 17, 2021.

On August 12, 2021, I received the E-911 calls obtained by Det. Tpr. Knapp after submitting a subpoena to the E-911 board. These calls are included in the case file for reference. This ended my involvement on this date.

On August 16, 2021, I instructed Det. Sgt. Ben Katz to transport [REDACTED] shirt he was wearing to the Vermont Forensic Lab for testing. This shirt was seized at autopsy and collected as evidence. Please refer to Det. Sgt. Katz's supplemental report and the FileOnQ chain of custody for further information.

On August 17, 2021 at approximately 0915 hours, I arrived at the Vermont State Police- Royalton Barracks and picked up the Cpl. Clifford's firearm which was logged in Temporary Evidence Locker #7. I also obtained the body worn camera footage for the Hartford Police Department. It should be noted, this hard drive was only logged into evidence to secure it over the weekend. Since it was removed by me, it was transferred to the MCU shared drive on the State Police network and the hard drive was later returned to Det. Sgt. Seth Richardson. The firearm was transported to the Vermont Forensic Laboratory for testing and was logged into a temporary evidence locker. For further information, please refer to the chain of custody for the firearm.

While at the lab, I also met with Det. Sgt. Ben Katz again and obtained the rest

of the items secured at the Office of Chief Medical Examiner evidence room. These items were transported by me to the Royalton Barracks and logged into evidence. Please refer to the chain of custody and case notes for actual times. At approximately 1400 hours, Det. Sgt. Sam Truex and I arrived at the Royalton Barracks to conduct an interview with Cpl. Eric Clifford and his attorney Sue Edwards. This interview was previously scheduled during the previous week via Edwards. This interview was conducted in the Polygraph room of the Royalton Barracks. For further information regarding this interview, please refer to the transcripts, overhead map and sworn audio statement form for Cpl. Clifford. It should be noted, a supplemental Persons Interviewed Report was not completed for Cpl. Clifford's interview.

On August 18, 2021, I spoke with [REDACTED], who is [REDACTED]

for [REDACTED], where [REDACTED] was reportedly living. This [REDACTED] [REDACTED] I informed [REDACTED] of the purpose of my call and asked her if I could obtain a copy of [REDACTED] records. [REDACTED] stated she would check with her supervisor and contact me in how to obtain the records.

At approximately 1400 hours, I contacted the Attorney General's Office attorneys Earle Fechter and Sophie Stratton and provided an update in the investigation. This meeting conducted via remote telecommunication. Also present in the meeting was Capt. Scott Dunlap and Lt. John-Paul Schmidt.

On August 19, 2021, at approximately 0845 hours, I received an email from Veterans Affairs Police Chief Matthew Bailey. During this email, he advised he needed to receive a court order to allow the release of records for [REDACTED] [REDACTED] This information was subsequently forwarded to SA Rory Thibault for guidance.

I then reviewed the E-911 calls which were obtained from the E-911 board and reviewed the Expressmart videos obtained by Det. Sgt. Sam Truex. Once that was complete, I reviewed and corrected the transcripts of the interview completed with Cpl. Eric Clifford. A copy of these transcripts were also sent to Cpl. Clifford's attorney, Sue Edwards for her records. Please refer to all copies which are included in the case file for reference.

At approximately 1058 hours, I was contacted by Cpl. Clifford via email, inquiring where to obtain a medical release for Dartmouth Hitchcock Medical Center. I replied to this email and CC'd his attorney. For further information, please refer to a copy of the email exchange which is included in the case file for reference.

On August 20, 2021, I continued to organize the case reports. At approximately 1100 hours, I conducted an interview with [REDACTED] about [REDACTED] and his life. This interview was conducted via telephone and was not recorded. Also present during the interview was [REDACTED] [REDACTED] [REDACTED] (DOB: [REDACTED]). For further information regarding this interview, please refer to the supplemental interview report.

At approximately 1412 hours, I received a call from [REDACTED] [REDACTED] (DOB: [REDACTED]). She contacted me to inquire about funeral arrangements for [REDACTED] I provided Victim's Advocate Kate Brayton's contact telephone number to [REDACTED] I also advised her we would not be releasing anything from the car until the conclusion in the investigation was received. I told [REDACTED] that if



she had any belongings in the vehicle, she would need to provide proof of ownership to [REDACTED] family in order to obtain them.

On August 23, 2021 I attempted to contact the Veteran's Affairs in an attempt to make contact with someone regarding [REDACTED] records. I called numerous telephone numbers, however I was unsuccessful and left a message on a general mailbox.

I then contacted Police Services attempting to make contact with Chief Matthew Bailey. I was unsuccessful and left a message for him to return my call.

After attempting to make contact with someone at the VA, I began review Body Worn Camera footage from Clifford and the initial responding officers Santagate and Angulo.

While reviewing Clifford's body worn camera, I noted the entire length of footage was three hours and eleven minutes long. Nothing noteworthy was observed during this video review. Please refer to Clifford's body worn camera footage for further information regarding what it captured. It should be noted, after the first thirty minutes, the video was uneventful until the Crime Scene Search Team arrived and collected the camera.

I then reviewed Ofc. Angulo's body worn camera footage. I noted the entire length of footage was two hours and twenty-eight minutes in length. This footage captured Ofc. Angulo's initial response and conversations he had with other officers after the scene was secured. Please refer of Ofc. Angulo's body worn camera footage for further information.

I then reviewed Ofc. Santagate's body worn camera footage. I noted the entire length of footage was two hours and thirty-two minutes long. This footage captured Ofc. Santagate's initial response and conversations he had with other officers after the scene was secured. Please refer to Ofc. Santagate's body worn camera footage for further information.

At approximately 1409 hours, I contacted [REDACTED] was located after conducted an open source internet search for [REDACTED] in Bradford, Vermont. I contacted [REDACTED] and advised I was contacting them in reference to [REDACTED] and asked if he was an employee there. I was told he was prior to the incident with him.

I was directed to speak with [REDACTED] (DOB: [REDACTED]). This conversation was not recorded. For further information, please refer to [REDACTED] supplemental interview report and subsequent email for further details.

After speaking with [REDACTED] I contacted Lebanon, New Hampshire Police Department and inquired about body worn camera footage from responding officers. Later on that day, I was sent a link to copy body worn camera footage from Ofc. Eric Hunter and Lt. Richard Norris, which I did.

I then reviewed both body cameras' footage. It should be noted, Ofc. Eric Hunter's camera footage was very short and only captured him taking digital photographs of Cpl. Clifford's injuries while at DHMC.

Lt. Richard Norris' video footage was thirty four minutes long. It should be noted, the video footage was muted after twelve minutes and thirty nine seconds. The audio was not turned back on for the remainder of the footage.

At approximately 1528 hours, I received an email from [REDACTED] of [REDACTED]. She advised the contact person for the legal request was identified as [REDACTED].

On August 24, 2021, I attempted to contact [REDACTED] to speak to her regarding the legal request. I was unsuccessful and left a message for her to return my call. I also send [REDACTED] an email inquiring the same.

On September 9, 2021, I received the DHMC digital medical reports from Sue Edwards. These records included a paper copy and photographs which are included in the case file for reference.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
31 Kinney, Tyson	14:07:18 09/13/21	

PI: Tpr. Jeremy Lyon by Det. Sgt. Tyson Kinney on August 5, 2021

Detective Tyson Kinney

Case# 21B202546

Trooper Jeremy Lyon  
2011 VT-107, Bethel, VT 05032  
Telephone #: [REDACTED]

Date and Time of Interview: August 5, 2021 at approximately 1658 hours.

List of Exhibits: 1- CD containing audio recording of interview  
1- Sworn Audio Statement Form

Narrative:

On the above date and time, Det. Sgt. Sam Truex and I conducted an interview with Tpr. Jeremy Lyon at the Hartford Police Department in White River Jct., Vermont regarding a report of an officer involved shooting. It had been reported that Officer Eric Clifford of the Hartford Police Department discharged his firearm, killing [REDACTED] [REDACTED] Tpr. Lyon was one of the first responding units to assist Officer Clifford. This interview was to obtain information from Tpr. Lyon about how he was made aware of the incident and what actions he took when he arrived.

The following is a synopsis of the interview. For actual dialogue and statements made the reader should refer to the digital audio recording. It should be noted this interview was completed by Det. Sgt. Tyson Kinney and Det. Sgt. Sam Truex of the Vermont State Police. This interview was conducted in the Deputy Chief's office and the door was closed for privacy. During the interview we learned the following;

On August 5, 2021, Tpr. Lyon was on duty working the dayshift and was traveling on Quechee Road in the Town of Hartland, Vermont. He was en-route to meet with Tpr. Max Fabian who was responding to another call.

At approximately 1340 hours, he heard what appeared to be yelling over the Hartford Police Department radio frequency. Tpr. Lyon advised scanned Hartford Police Department radio frequency to stay aware if anything occurs. When he heard what appeared to be yelling, he contacted his Vermont State Police Dispatch and asked them to contact Hartford to inquire what was going on and if they need assistance.

The State Police Dispatch advised Tpr. Lyon that they had an officer down who needed medical assistance. They provided Tpr. Lyon with the address of [REDACTED] in the Town of Hartford.

While responding, he was also made aware that shots had been fired and one male was down with gunshot wounds to his chest.

It took approximately fifteen minutes for Tpr. Lyon to respond from Quechee Road to [REDACTED]

When he arrived, he noticed the scene of the incident appeared to be taped off. Tpr. Lyon made contact with other Hartford Police Department Officers who were already on-scene and learned the officer involved was Cpl. Eric Clifford.

Tpr. Lyon knew Cpl. Clifford and had attended the Vermont Police Academy with him. Tpr. Lyon then walked over to the ambulance and made contact with Cpl. Clifford to check on him to make sure he was okay. The two did not speak of the events that transpired and only about Cpl. Clifford's medical condition.

After making contact with Cpl. Clifford, Tpr. Lyon provided a blank notebook to Hartford Police Department to begin the crime scene log.

While on-scene, Tpr. Lyon was approached by a female neighbor who stated she witnessed [REDACTED] arrive. Tpr. Lyon informed her that Detectives would be arriving shortly and would like to speak to her. This information was passed on to investigating detectives to follow up with at a later time.

Tpr. Lyon stayed on-scene until he was instructed to respond to the Hartford Police Department to be interviewed. While on-scene he did not interview anyone, take photographs or collect any evidence.

Nothing Further  
Det. Sgt. Tyson Kinney

Law Supplemental Narrative:

Supplemental Narratives  
Seq Name                      Date                      Narrative  
32 Kinney, Tyson    14:24:32 09/13/21  
PI: Max Fabian by Det. Sgt. Tyson Kinney on August 5, 2021

Detective Tyson Kinney

Case# 21B202546

Tpr. Max Fabian  
Vermont State Police  
Royalton Barracks  
[REDACTED]

Date and Time of Interview: August 5, 2021 at approximately 1710 hours.

List of Exhibits: 1- Digital audio recording of interview with Tpr. Fabian  
1- Sworn Audio Statement Form

Narrative:

On the above date and time I conducted an interview with Tpr. Max Fabian at the Hartford Police Department, regarding a report of an Officer Involved Shooting. It had been reported that Tpr. Fabian was one of the first responding units to arrive after the shooting had occurred. This interview was to find out how he was made aware of the incident and what actions he took when he arrived on scene.

The following is a synopsis of the interview. For actual dialogue and statements made the reader should refer to the digital audio recording. It should be noted this interview was completed by Det. Sgt. Tyson Kinney of the Vermont State. During the interview I learned the following;

Tpr. Fabian advised he was on-duty working dayshift for the Vermont State Police. This shift was between the hours of 0800-1700 hours. At approximately 1000 hours, Tpr. Fabian advised he was assigned a ride-a-long who was riding with him during the day.

At the time of the incident in Hartford, Tpr. Fabian and Tpr. Lyon were responding to a juvenile problem in Hartland, Vermont. Tpr. Fabian advised he was traveling southbound on Interstate 91 when he overheard Hartford Police Department radio traffic. Tpr. Fabian advised at the time he was scanning other agencies frequencies in the event an emergency occurred.

While scanning, he heard Hartford Police Department radio traffic, however wasn't able distinguish what was being said. Tpr. Lyon contacted Vermont State Police Dispatch and asked them to contact Hartford Police Department and inquire if they needed assistance. State Police informed Tpr. Lyon that Hartford Police had an "Officer Down."

Tpr. Fabian stated he was just north of Exit 9 on Interstate 91 and immediately turned around to travel to the address where the incident was occurring on [REDACTED].

While responding, he was updated through radio traffic that one of the Hartford Police Department officers had "shots fired." He was also made aware an officer was down, however was not shot. One of the male subjects had a chest wound.

It took approximately 10-15 minutes to travel to the scene from Interstate 91. When he arrived, he noted he was the first Vermont State Police cruiser on-scene. He noted that New Hampshire and Hartford Police were also on scene as well.

When he arrived, he walked up and observed the male subject deceased. He was informed Cpl. Eric Clifford was the law enforcement shooter.

Tpr. Fabian stated he did not take any actions while on-scene and the scene was deemed safe.

Tpr. Fabian stated the majority of his response was captured on his Watchguard cruiser and body cameras.

Nothing Further  
Det. Sgt. Tyson Kinney

Law Supplemental Narrative:

Supplemental Narratives

Seq Name                      Date                      Narrative

33 Kinney, Tyson    16:07:08 09/14/21

PI Cpl. Eric Clifford by Det. Sgt. Tyson Kinney on August 17, 2021.

The following is an actual transcript of the interview between Det. Sgt. Tyson Kinney of the Vermont State Police and Cpl. Eric Clifford of the Hartford Police Department. This interview was in reference to an incident that occurred on August 5, 2021 where Clifford discharged his firearm and killed [REDACTED] [REDACTED]. This interview was in relation to the criminal investigation that followed the Officer Involved Shooting.

It should be noted, also present for the interview was Det. Sgt. Sam Truex and Clifford's attorney Sue Edwards. This interview was conducted at the Vermont State Police- Royalton Barracks in the Polygraph room. The door was closed for privacy. This interview was video and audio recorded.

Det. Sgt. Tyson Kinney: For the room, um, and the, the reason we do that, Eric is 'cause lot of times with officers, sometimes it's easier for them to sort of illustrate with their hands or -

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: - and it, it's nice to be able to have that video option, so that somebody who is watching this can, can be able to see what you're talkin' about.

Cpl. Eric Clifford: Sounds good.

Det. Sgt. Tyson Kinney: Um, before I start, I was gonna say it's, uh, August 17, 2021 at approximately 1417 hours. Myself, Det. Sgt. Tyson Kinney with the Vermont State Police, Det.

Sgt. Sam Truex, um, we are at the Royalton Barracks meeting with Cpl. Eric Clifford in reference to Case No. 21B202546. Also present in the room is, uh, Mr. Clifford's attorney, um, Sue Edwards.

Sue Edwards:        Yeah.

Det. Sgt. Tyson Kinney: Okay. Um, so, my spiel for all of these, I've done a lot, a lot of 'em, so, um, I just wanna say that, um, I'm sorry that we are here. I know this is uncomfortable for you. It's uncomfortable for us.

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: I'm just here to gather the facts. I'm gonna ask you what happened. Um, we're not gonna judge you in any way. Um, we're gonna go slow so that we try to get as many facts and details as possible. Um, if you need to stop, just let us know. If, certainly if you feel like you wanna stop, you can speak up at any time.

Sue Edwards: I will.

Det. Sgt. Tyson Kinney: Um, if you feel like you wanna clarify something, feel free to speak up.

Sue Edwards: I will.

Det. Sgt. Tyson Kinney: Um, and then, so the way I, I'm planning on doing this is just kinda have you do a memory dump.

\*\*\*\* and then, what that'll do is, that'll give me sort of a timeline. I know what happened. I, I saw the videos. I've seen everything. Um, do a memory dump, then I can back up and kinda go detailed -

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: - questions, more focused, but, it, the beginning at least will give you an opportunity to say whatever you want, however you want, and then that'll kinda let me have a thing to work off of. Um, it can get un, not uncomfortable, but a little weird by me asking you questions that I know the answers to, uh, specifically regarding training or certain terminology that you might use, um, things along those lines, and I may say, "What does that mean?" It's not that I don't know that, but I'm just tryin' to get it on record.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: So, if I ask a clarifying question like that, it doesn't mean that I don't know, but I'm just tryin' to get it on record, so -

Cpl. Eric Clifford: Yeah. Sounds

Det. Sgt. Tyson Kinney: - \*\*\*\* that's what I'm tryin' to do. Um, and, I know you said earlier, but you guys are here on your own free will. Um, we're here to chat about what happened.

Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: Um, you guys can leave any time. The door is closed for privacy. Um, you are being investigated as sort of a, a suspect in this person's death.

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: I hate to say it like that, but that's what it is.

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: And, um, because of that, I need to get some

biographical stuff from you. Um, some, some officers aren't really clear why I need to get the date of birth and home address. That's why. Um, so, what's your birthdate?

Cpl. Eric Clifford: [REDACTED].

Det. Sgt. Tyson Kinney: Okay. What's your home address? Cpl. Eric Clifford: [REDACTED] in White River Junction. Det. Sgt. Tyson Kinney: And the zip code 501 -

Cpl. Eric Clifford: 05001.

Det. Sgt. Tyson Kinney: 001. Yeah. And a good phone number for ya.

Cpl. Eric Clifford: It'd be [REDACTED] area code? Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Yeah.

Cpl. Eric Clifford: [REDACTED] Don't hold it against me. I'm originally from [REDACTED]

[REDACTED].

Det. Sgt. Tyson Kinney: Okay. I was wonderin'.

Sue Edwards: I thought that was a \*\*\*\*

Cpl. Eric Clifford: Yeah. Yup. I saw the light and I got outta there.

Det. Sgt. Tyson Kinney: Um, all right. So like I said before, I'm gonna have you kinda just tell us what you want. Whatever

you can remember, as much detail as possible. Go as fast or slow as you want.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Then I'll back up, and we'll kinda break it down into sections. We'll start before, during and then after. It's kinda a way for us to kinda just keep track of where we're at. Um, when you get done, sort of with a section, I'll probably just summarize, just to make sure that I understand it correctly. Feel free to correct me if I say somethin' wrong or get, you know -

Cpl. Eric Clifford: Okay.

Det. Sgt. Tyson Kinney: - change anything. Um, but we'll uh, we'll start like, right now. And do you have any questions or concerns about talkin' to us?

Cpl. Eric Clifford: Um, the only thing is that I have uh, a prior [REDACTED] from this, from -

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: - from work where I was knocked off a, um, a 4-foot hill. [REDACTED], [REDACTED], and it kinda [REDACTED] of just, I know what I wanna say, but it just takes me a little time to get out, so it might sound like stuttering.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: And the uh, uh, this incident kinda brought back, brought



that back. So just, that's -

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: - if you hear that, that, that's why.

Det. Sgt. Tyson Kinney: Well, thanks for tellin' me. Um, what year was that?

Cpl. Eric Clifford: Uh, 2014? And then at the academy, [REDACTED] knocked me off a hitchhiker scenario, and so it's \*\*\*\* -

Det. Sgt. Tyson Kinney: You uh, you -

Cpl. Eric Clifford: Two prior, uh, uh, [REDACTED] from, from that.

Det. Sgt. Tyson Kinney: Was it a [REDACTED] from that scenario? Cpl. Eric Clifford: From the first one, yeah.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: And then the, the one on Route 4 was a [REDACTED] Det. Sgt. Tyson Kinney: Yeah, the hitchhiker scenario gets \*\*\*\* -

Cpl. Eric Clifford: I, I look down to, at the driver's licenses anymore. I, I look straight up. Taught me.

Det. Sgt. Tyson Kinney: They got me. I know that.

Cpl. Eric Clifford: Yup. Um, all right, um, do you have anything you'd like to say before we start?

Sue Edwards: No, I, and, ob, obviously, we wanted to say that initially. Just, and our position on this is that where is Eric is understanding what's being said, and he knows what he wants to say, sometimes it sounds a little stuttering -

Cpl. Eric Clifford: Yup.

Sue Edwards: - sometimes some of the words, so. Det. Sgt. Tyson Kinney: Yeah. Sue Edwards: And, we wanted you to understand why -

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: - it, it sounded that way.

Det. Sgt. Tyson Kinney: I appreciate you, you sayin' that, and um, you mind if I take these back?

Sue Edwards: No \*\*\*\*

Det. Sgt. Tyson Kinney: Um, I certainly wouldn't, wouldn't think anything -

Cpl. Eric Clifford: Yeah, nah I just -

Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: - anyway.

Cpl. Eric Clifford: - figured \*\*\*\* put it out there.

Det. Sgt. Tyson Kinney: And, and I know these cases are emotional and they, like you said, they trigger a lot of stuff.

Cpl. Eric Clifford: Mm hmm.

Det. Sgt. Tyson Kinney: Um, so if at any point you feel like you're starting to get emotional, and you feel like you wanna take a break, just take -

Cpl. Eric Clifford: Mm.

Det. Sgt. Tyson Kinney: - take a break and go outside and get some air.

Cpl. Eric Clifford: Sure. \*\*\*\*

Det. Sgt. Tyson Kinney: Um, completely, whatever is easiest for you. And um -

Sue Edwards We're in no hurry. Cpl. Eric Clifford: Okay.

Det. Sgt. Tyson Kinney: We wanna make sure that you're comfortable speaking with us and that you feel like you get your opportunity to say as much as you want.

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: And we're not gonna grill ya. We're just gonna ask questions, and we're not gonna browbeat ya. Um, you know, that, that's sort of stuff that used to happen years ago doesn't happen anymore.

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: You know, so we're gonna -

Sue Edwards: Well, you don't do it anyway.

Det. Sgt. Tyson Kinney: What's that?

Sue Edwards It was my little joke. I said, well, not from you, anyway.

Det. Sgt. Tyson Kinney: Well, I hope not. And, then -

Sue Edwards: No.

Det. Sgt. Tyson Kinney: I hope that, you know, when you leave here today, um, you feel like, you know, you were able to express your opinions and your, or your memory -

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: - and feel like you articulated it the best you can and, and that's all we can do and, and, uh, -

Cpl. Eric Clifford: Yeah, and sound, sounds good \*\*\*\*.

Sue Edwards: Yeah.

Cpl. Eric Clifford: Been, been waitin' for uh, \*\*\*\* put it out there. so.

Det. Sgt. Tyson Kinney: Yeah.

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: And these are, these are nerve- wracking, you know, just from my experience in, in investigating these. I've never been in your position, um, but, we'll just make sure we go slow and -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - we'll go from there.

Sue Edwards: Okay.

Det. Sgt. Tyson Kinney: Okay?

Sue Edwards: Okay.

Det. Sgt. Tyson Kinney: All right, so, um, I guess at this point, I'll turn it over to you and kinda let you start wherever you want.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Um, and just kinda tell us what happened. I probably won't be lookin' at you, but I'll be listenin'.

Cpl. Eric Clifford: All good.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: All right.

Det. Sgt. Tyson Kinney: Oh, actually, one more thing before I forget, and I got a whole, I should write it down, a list, but, um, I don't be writing any reports for this. What we, typically with an interview, wouldn't write an interview report, and we write down what people say. With these types of cases, we send these cases off to be transcribed. So this interview will be transcribed, word for word.

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: I will review the, uh, transcript when I get it back, make sure that the words, um, make sense and are what you talked about, and then that's my report. Because I don't wanna interpret what you're trying to say. I'm just gonna, I'm just gonna leave your words -

Cpl. Eric Clifford: \*\*\*\*

Det. Sgt. Tyson Kinney: - as your words, and that's, that's it, so.

Sue Edwards: Okay.

Det. Sgt. Tyson Kinney: Um, there will be a full transcript from this interview.

Sue Edwards: Okay, and can I have that transcript? Det. Sgt. Tyson Kinney: Sure, yeah.

Sue Edwards: All right.

Det. Sgt. Tyson Kinney: Um, okay, so that's the last thing I wanted to say.

Cpl. Eric Clifford: All right.

Det. Sgt. Tyson Kinney: I'll turn it over to you and, go ahead.

Cpl. Eric Clifford: All right, uh, so, earlier they uh, earlier before the call, I was up on Bugby Street, and we got a call of, of uh, of [REDACTED] of a homeowner who'd come home and found an unwanted person at the end of the driveway. Um, I was a shift supervisor, uh, filling in for, uh, the sergeant spot that was open. I saw that the two guys and everybody else is at the police department on Spillman, so I took the call, responded to [REDACTED] I get to the end of the driveway and there's no one there. And I looked down the driveway, uh, and the homeowner's, you know, kind of waving me down, goin' like

this, and, um, I see somebody's car, so I'm pointing like this, like, "Where is he?" and he's pointing at the truck. I pull up, um, and I see the passenger door open of the truck. There's a male sitting in the front seat eating, just crumbs like falling everywhere, and I ask the homeowner, like, "Do you know this person?" He said, "No. I don't. He's eating my lunch." At that point, I tried to communicate with, um, with the male. He seemed incoherent. He wasn't able to carry on a proper conversation with me which is, it seemed quite odd. Um, he was sitting in the truck, and he starts spitting. I told him to stop spitting, and he started getting out of the truck. I told him to stay in the truck. He got out anyway, started spitting. Um, at that point, you know, he was giving me that, you know, the pre attack cues was like, just that kind of death stare, lookin' through me, so, so I took out my pepper spray, I held it down by my side, and he looked down at it, and he said something to the effect of, "What are you gonna fuckin' spray me, or release a dog on me?" 'cause I had a, had a K-9 in the car. He's just a drug dog, he, he doesn't bite. He'll drown someone with drool, that's about it. Um, I told him to stay where he was. He kept approaching me. In an attempt to, uh, deescalate the situation, I walked around the back of the truck, um, to put something in between us, um, to prevent, which I believed at the time was a pending assault on me, just based on his, uh, on his body. Um, as I started walkin' up backwards on the driver's side of the truck, I, I'm not sure, I, I forget if I gave him commands or not to stop but, um, at one point I, I sprayed him, I hit him in the face. Actually, let me go back. Somewhere in there, I radioed for another unit to come. At that point, he

started approaching me a lot quicker. I thought he was gonna assault me, so I sprayed him, so then he starts comin' at me. I continued backwards to, again, to try to create time and distance, you know, to deescalate maybe his mind. And I don't know what was in the driveway, it was like a pile of metal, but I fell backwards on my butt, got up, uh, tried to get away. He tackled me from behind. I fell on all fours. I felt this pressure around my neck. I'm not sure if it was with his hand or his forearm, like a, like a, uh, like a chokehold, and, and he just started pounding on the left side of my face. Um, that's when I started feeling like I did when I was gonna pass, when I, when I passed out on Route 4. Vision started going, um, just kinda stars. It, it's, it's a unique feeling that's hard to describe but, uh, I remember distinctly I told him to stop, and he continued. I don't know how, but I managed to get up and get off of him. I walked to the left, away from the garage, and I hit my emergency button. First time doin' that, that was pretty weird. Um, I don't remember what I said but, at that point, he came up behind me, and I felt that pressure on my neck again. He

tackled me to the ground, and again, I was still feelin' the pressure on my neck, it was hard to breathe, I was pretty, I was a hundred percent certain I was gonna pass out and die from him if I had gone that way. Um, I had no access to anything else on my, on my duty belt. Just, in the position he was over top of me. As he's around my neck and punchin' the side of my face, I was thinkin' to myself, all right, if I go down, if I pass out like I feel like I've done before, he, this guy is going to kill me. Like, this is, my backup is at the PD, um, and also in that aspect, earlier that day there's, there was a lot of, uh, road construction going on. I, I called in to dispatch saying, hey, look, it took me, uh this was over IM where I am, it took me about ten, 10, 15 minutes to get through. I requested dispatch to get in touch with AMT to come do a survey of all the traffic because there were TTU units over, uh, train tracks and stuff. So I'm thinkin', all right, if I go down there, my guys are about 10 minutes out before they get to me. Like, he's, this guy's gonna kill me, so as he has me by the neck and punching me, I, can I demonstrate?

Det. Sgt. Tyson Kinney: Sure. Det. Sgt. Sam Truex: Yeah.

Cpl. Eric Clifford: So, I'm, I'm down on the ground. He's, he's above me. He's completely overpowered me, he's got me around the neck punchin' the side of my head. I draw my uh, uh, my duty gun and I turn, and it's maybe 2 to 4 inches from, uh, from

his body, shot him twice in the chest at which point the threat to my life, I feel had stopped. I got up, gave him some commands to get on the ground, and the next thing I remember was Officer Santagate being, uh, over top of me and me on the ground.

Det. Sgt. Tyson Kinney: Okay. And \*\*\*\* just a second I'm -

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: - tryin' to catch up.

Sue Edwards: What was the name of the officer that \*\*\*\* Cpl. Eric Clifford: Officer Santagate, Corey Santagate.

Sue Edwards: How do I spell the last name? Cpl. Eric Clifford: Santa and then gate.

Sue Edwards: Ah, Santagate.

Cpl. Eric Clifford: That's how he describes it.

Sue Edwards Yeah, there you go, well, that's \*\*\*\*

Det. Sgt. Tyson Kinney: Santagate. All right. Anything else?

Cpl. Eric Clifford: I think that's, I mean, I, that's my, that's my memory of it.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, all right, so what I'd like to do now is kinda back up a little bit.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Um, and I'd like to get some information about you and, um, your time at the PD.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: When were you hired at Hartford? Cpl. Eric Clifford: December 1st, 2008.

Det. Sgt. Tyson Kinney: And do you have any prior law enforcement experience prior to Hartford PD?

Cpl. Eric Clifford: 8 months at Rutland City PD as a part-time officer.

Det. Sgt. Tyson Kinney: And what year was that, was on? Cpl. Eric Clifford: It was early 2008.

Det. Sgt. Tyson Kinney: Okay, so same year. Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Um, do you want to, do you have any specific assignments at Hartford PD?

Cpl. Eric Clifford: I, corporal and then filling in as an acting sergeant with

K-9, uh, drug, drug dog.

Det. Sgt. Tyson Kinney: Okay. Um, what's your dog's name? Cpl. Eric Clifford: Dozer.

Det. Sgt. Tyson Kinney: And, you said it's an act, it's a drug dog. Um, describe the difference between a drug dog and sort of a patrol dog.

Cpl. Eric Clifford: Uh, patrol dog will, you know, there's uh, um, used essentially for patrol, like, building clearing, stuff like that. They will defend their handler if needed. They're, they're trained to do that, and Dozer, literally just put him in a room and he'll sniff out stuff and, he'll lick you before he'll bit you.

Det. Sgt. Tyson Kinney: Okay. And just so I'm clear, there's no -

Cpl. Eric Clifford: No defense, nothin' like that. Det. Sgt. Tyson Kinney: Okay. What kinda dog is it? Cpl. Eric Clifford: Black Lab.

Det. Sgt. Tyson Kinney: How long have you had him? Cpl. Eric Clifford: 6 years?

Det. Sgt. Tyson Kinney: Any prior military?

Cpl. Eric Clifford: No.

Det. Sgt. Tyson Kinney: And, have you had any, um, have you been involved in any other officer-involved shooting?

Cpl. Eric Clifford: No. Thank God.

Det. Sgt. Tyson Kinney: Uh, so that day, um, it was a Thursday, I believe, August 5th, what was your assigned shift that day?

Cpl. Eric Clifford: Dayshift, uh, 07 to 19.

Det. Sgt. Tyson Kinney: Okay. And that's 0700 to 1900 hours? Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: So you work 12, 12-hour shifts? Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Prior to that day, what was your last shift?

Cpl. Eric Clifford: Wednesday.

Det. Sgt. Tyson Kinney: The day before? Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Was that also a dayshift? Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: All right. Um, that night, so Wednesday night, did you get enough, uh, adequate amount of sleep, anything like that, if there's any issues, um, that happened after work on a Wednesday prior to your work coming in on Thursday?

Cpl. Eric Clifford: No.

Det. Sgt. Tyson Kinney: Okay. Everything seemed to be normal? Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Anything happen during your shift prior, on the Wednesday prior? Anything out of the ordinary?

Cpl. Eric Clifford: Nope.

Det. Sgt. Tyson Kinney: Okay. So as a corporal, acting sergeant, what are your duties, um, within the police department on a normal shift?

Cpl. Eric Clifford: Sure, uh, so it's, it's literally just running the shift, um, makin' sure the, the patrol officers, um, underneath me on the shift are doing their job correctly. I'm assigned just approving cases, scanning them down, you know, as a liaison, essent, for anybody who's, uh, any other outside agen, agencies, they would go through me.

Det. Sgt. Tyson Kinney: Okay. Are you delegating calls? Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: To the other people on your shift? Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Okay. I didn't know if that went through dispatch, and dispatch just did their own thing. Um, and you had mentioned earlier that this particular call, you had looked and noticed that everyone was at the police department, which is why you took this particular incident, is that correct?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay. All right. Um -

Sue Edwards And just as a clarifying question, and that was particularly significant because of the traffic, and you knew that it, how long -

Cpl. Eric Clifford: Yeah, because it woulda taken people a lot longer for there to, that was right up the road from it.

Det. Sgt. Tyson Kinney: Okay, so you took the shift, or you, I'm sorry, you took this incident because of the traffic between, for the, the officers to respond on this call, and it would've taken them a lot longer, uh, to respond, to get to, to [REDACTED]

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Okay. All right. Um, what were you, uh, \*\*\*\* for a vehicle?

Cpl. Eric Clifford: It's a 2017 Ford, uh, SUV, the police interceptor.

Det. Sgt. Tyson Kinney: Okay. Was that, um, did that have police markings?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Lights on the top? Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Can you describe your uniform that day?

Cpl. Eric Clifford: Sure, it's, uh, dark, navy blue uniform, patches saying police, uh, I had my badge over here and my duty belt with, uh, with the tools on it.

Det. Sgt. Tyson Kinney: external vest? Okay. Um, you wear an exterior, uh,

Cpl. Eric Clifford: No.

Det. Sgt. Tyson Kinney: patches a badge - Okay. Just a shirt with two shoulder

Cpl. Eric Clifford: Yup, and then the, uh, uh, Kevlar underneath the vest.

Det. Sgt. Tyson Kinney: Okay. Um, what's on your duty belt?

Cpl. Eric Clifford: Uh, uh, the two mags, the OC, two sets of handcuffs, baton, radio, tourniquet and the gun.

Det. Sgt. Tyson Kinney: Okay. Um, the magazines are, I'm sorry  
\*\*\*\* -

Cpl. Eric Clifford: For holding bullets.

Det. Sgt. Tyson Kinney: Two mags, it was, you're, you're referring to magazines?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay. Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Okay. Was that handgun magazines? Cpl. Eric Clifford: Yes, sir.

Det. Sgt. Tyson Kinney: Sorry, I answered your question for you. Um, uh, what is OC?

Cpl. Eric Clifford: Uh, it's a pepper spray.

Det. Sgt. Tyson Kinney: Got it. So two handcuffs, one baton, radio and your firearm. What, what type of firearm?

Cpl. Eric Clifford: Glock 17? I believe. Det. Sgt. Tyson Kinney: What caliber?

Cpl. Eric Clifford: Nine, 9-millimeter.

Det. Sgt. Tyson Kinney: Um, how do you typically load that? Cpl. Eric Clifford: 17 plus one.

Det. Sgt. Tyson Kinney: Okay, so 17, what does, 17 plus one means what?

Cpl. Eric Clifford: 17 in the magazine, and the one chambered.

Det. Sgt. Tyson Kinney: Okay. All right. So that particular day, you worked in, I'm just kinda summarize this, you're workin' dayshift from seven to seven, you had worked the day prior on Wednesday from seven to seven. Nothing unusual



happened throughout the, the prior shift or the evening prior.

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: Um, and you feel like you got enough sleep that night. You came on duty Thursday morning at seven. You were the corporal as, uh, the acting sergeant. Um, your duties were to manage the shift, assign calls, approve paperwork and so on. Um, that particular day that, you were operating a

fully-marked police vehicle, uh, with a drug dog named Dozer, uh, in the back?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: You were in full police, uh, uniform with duty belt?

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: Um, you were not wearing an external vest, but a soft, you said, Kevlar underneath your uniform?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Um, and had your, uh, Glock 17, 9-millimeter loaded with 17, uh, rounds in the magazine and then one in the chamber?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay. Is everything accurate? Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: To that? You feel like you wanna change anything on that?

Cpl. Eric Clifford: Nope.

Det. Sgt. Tyson Kinney: Okay. Um, so this call came in, you said that you were, you were out, you were already at another call you were clearing, and then you noticed that there were people, or rather officers, at the police department, and that there was road construction in between the police department and this particular call.

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: So, because of that, and you realizing that it would take them longer to get to this call than you would, you decided to assign yourself as this call and to respond.

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay. All right. So, you're now arriving on scene, um, and you said that you arrived, but then you were, you were kinda, um, you were lookin' at the homeowner, the homeowner was pointing?

Cpl. Eric Clifford: At his truck.

Det. Sgt. Tyson Kinney: At his truck. Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Okay. Um, so you pull in the driveway. Do you recall

approximately what timing this call came in at?

Cpl. Eric Clifford: I don't, I, I probably got there like 2 or 3 minutes after the call came in.

Det. Sgt. Tyson Kinney: Okay. That was my next question, so. When you arrived, did you, uh, did you call on scene to your dispatch?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay. All right. Um, can you describe the, I know that you looked at the, the map here but, from your memory, can you describe, um, what the sort of overall layout of the -

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: - scene looked like?

Cpl. Eric Clifford: So, uh, when I first got there it was the dead end road, fairly long driveway. Um, I remember a vacant car being on the right. Uh, he has the driveway, house, his truck, and there was like a, an out building that was like a garage.

Det. Sgt. Tyson Kinney: Okay. I'm just gonna have you refer to this overhead map that I have -

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: - here to use as you go for reference, and -

Unknown Speaker: This?

Det. Sgt. Tyson Kinney: Thanks. Unknown Speaker: Welcome.

Det. Sgt. Tyson Kinney: Is that an accurate representation of, sort of what the scene looked like that day?

Cpl. Eric Clifford: Yeah. It's just missin' the truck and whatever I tripped over.

Det. Sgt. Tyson Kinney: Okay. Um, let's do this, how 'bout can you mark, mark on here, uh, where that stuff is?

Cpl. Eric Clifford: Sure. So the truck -

Sue Edwards \*\*\*\* understand this is, um, that's, that's fine.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards But this is approximate, it's not -

Sue Edwards Yes.

Det. Sgt. Tyson Kinney: Yes.

Sue Edwards - to scale or -

Cpl. Eric Clifford: So this truck was here facin' that way. Homeowner was right here.

Det. Sgt. Tyson Kinney: \*\*\*\* and add that, too. Unknown Speaker Can I have this pen?  
Sue Edwards \*\*\*\* it's not.

Cpl. Eric Clifford: Um, the door was open. He was inside, and there was like a, I don't know, somethin' on, there was somethin' here that I tripped over when I was backin' up.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, so we'll come back to that.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: So when you arrived, had you done any research, um, at

all about this particular address, um, any prior calls or anything, did you do any research prior to getting there?

Cpl. Eric Clifford: No.

Det. Sgt. Tyson Kinney: Okay. You said that it took you 2 to 3 minutes after you were sort of dispatched to arrive?

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: Uh, and when you did get there, um, and you pull up the driveway, did you recognize any of the people that were there?

Cpl. Eric Clifford: No. I never met anyone before.

Det. Sgt. Tyson Kinney: Okay. So you had no, no, um, prior experience with the homeowner?

Cpl. Eric Clifford: Nope.

Det. Sgt. Tyson Kinney: How 'bout the other male? Cpl. Eric Clifford: No.

Det. Sgt. Tyson Kinney: Okay. All right. And then you, you pulled up the driveway, you got out, you made contact with the homeowner first, is that what you said?

Cpl. Eric Clifford: I'm sorry, I walked along this way. I don't remember if I said anything to the guy there first, but, then I asked him, "Do you know this guy?" and he said, "No. He's eating my lunch."

Det. Sgt. Tyson Kinney: Okay. Okay. How did, when you were talking to the homeowner, how did he seem?

Cpl. Eric Clifford: Uh, he seemed pretty frantic, like, I just got his, "in my car, just eating my lunch. I have no idea who he is," and wanted him off the property. Seemed scared of him.

Det. Sgt. Tyson Kinney: Okay. Did he give you any information about, um, his interaction with the guy prior to, um, you making contact with that person?

Cpl. Eric Clifford: I don't believe so.

Det. Sgt. Tyson Kinney: Okay. Um, so you walk up to the f, to the front side or the driver's side or passenger's side?

Cpl. Eric Clifford: Passenger's side.

Det. Sgt. Tyson Kinney: Okay. And it looks like you drew there that the door was open?

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Um, what did you observe at that point?

Cpl. Eric Clifford: Uh, he was sitting in there, um, when I say he, you know, obviously, who I'm referring to so that the, the guy, not the homeowner,

Det. Sgt. Tyson Kinney: Bad guy?

Cpl. Eric Clifford: Yeah.

Sue Edwards            Yeah. However we want \*\*\*\* Det. Sgt. Tyson Kinney: Yeah. However  
- Sue Edwards        But it would be good -

Det. Sgt. Tyson Kinney: I don't wanna -

Sue Edwards            - to have a way of speaking -

Cpl. Eric Clifford: Sure.

Sue Edwards            - to him.

Det. Sgt. Tyson Kinney: However you wanna -

Cpl. Eric Clifford: Okay.

Det. Sgt. Tyson Kinney: - so, whoever you wanna say it.

Cpl. Eric Clifford: Yeah. So I, I observed him and the homeowner was in the back. He was in the passenger seat. He had this lunchbox and he was just, just kinda like wolfing down this food, just like crumbs goin' down, just, pretty like, bizarre behavior.

Det. Sgt. Tyson Kinney: Okay. Um, did you observe anything physically about him?

Cpl. Eric Clifford: Um, \*\*\*\*        he looked, how, when he got out, I mean, it looked like he was probably about 6-foot, 200-plus pounds in pretty decent shape. You know, I'm 5-5, 165, that's goin' through my mind, too, he was quite bigger than me.

Det. Sgt. Tyson Kinney: All right. Um, okay. So he gets out of the vehicle, um, and I think you said you attempted to make contact with him to, to see what was goin' on. Describe to me how he was, he was acting. I know you did, you said a little bit earlier about the, you know, the stare. Tell me more about that.

Cpl. Eric Clifford: It's, it, I mean it's hard to describe it, is that stare

that they teach you at the academy, like that thousand-yard stare, like they're lookin' through you, and they just wanna, like he was lookin' at like he wanted to either kick my ass or kill me. That's, that's the look I was getting from him.

Det. Sgt. Tyson Kinney: Okay. And, and that's kinda what I was, what is, so what does that thousand-yard stare mean to you -

Cpl. Eric Clifford: That -

Det. Sgt. Tyson Kinney: - is basically, just kick your ass or kill ya.

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Um, and you said that there were some other pre-tac clues that you observed when he got out?

Cpl. Eric Clifford: Yeah, he was just, he, very rigid, um, he wasn't respondin' to any of my commands. He was assessing me. He saw that I take my OC out. Uh, he's also assessing my cruiser, he sees K-9 on it, so he's threat-assessing me.

Det. Sgt. Tyson Kinney: Okay. So when he was, when he got out of the truck, what was your opinion of him when you first made contact with him?

Cpl. Eric Clifford: Uh, that he just, bizarre behavior. He wasn't able to, you know, follow any commands, he just, it, he could not carry on a proper conversation with me.

Det. Sgt. Tyson Kinney: Okay. Tell me more about why you believe, well, how, how that is, um, was he physically unable to, or was he just refusing, or something different?

Cpl. Eric Clifford: It, he just, he just wasn't responding as normal people do.

Det. Sgt. Tyson Kinney: Okay. And I, and I ask you that just because I'm trying to paint a picture of -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - someone who may be listening to this for the first time and have them visualize sort of what this person's doing as you're trying to -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - interact with him.

Cpl. Eric Clifford: But he's \*\*\*\*, he's spitting on the ground. You know, I'm tellin' him to stop spitting. He's continuing to spit, he's got crumbs everywhere. It was just, I had never encountered anybody like that before in 12 years.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, so basically, you were, and I'm, I'm just gonna summarize Do you have anything on that part prior to, just \*\*\*\*.

Det. Sgt. Sam Truex: Do you recall, Eric, what he was wearing? Clothing?

Cpl. Eric Clifford: Tank top? That's all I, that's all I remember. I just remember, you know, see his arms and, he just, he looked like an intense dude.

Det. Sgt. Sam Truex: Okay

Det. Sgt. Tyson Kinney: And just for the record, you said intense dude, right?

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Okay. Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Just so the audio picks it up. Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: I can already see some of the substitutions on that.

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Um, okay, so, you got anything else?

Det. Sgt. Sam Truex: No.

Det. Sgt. Tyson Kinney: So, when you arrived, you basically call up to the house. You're down, you see the, the homeowner pointing to the truck. You pull up, you get out, you talk to the homeowner saying, you know, what's going on, and he says, "This guy's in my truck eating my lunch." You try to approach the guy. You observe he's wearin' a tank top. Um, he gets out, he's really stiff, he's got a thousand-yard stare. Um, he looks like he's gonna kick your ass or kill ya. He's not conversing with you. You're tryin' to get information from him, he's, and he's basically not having a conversation.

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: Um, you described him as threat- assessing you by noticing that you have your, your OC spray out and also that there's a K-9 -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - um, in the vehicle. Um, and you said that you've never encountered anybody in 12 years that, that had that sort of behavior or demeanor.

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: Is that accurate? Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Just \*\*\*\* the spitting, too \*\*\*\*.

Sue Edwards Yeah.

Cpl. Eric Clifford: Okay.

Sue Edwards I think the not following commands -

Det. Sgt. Tyson Kinney: Yeah.

Sue Edwards - that you're telling him not to spit. Det. Sgt. Tyson Kinney: To spit, okay.

Sue Edwards        And he continues to spit.

Det. Sgt. Tyson Kinney: Yeah. Thank you for correcting me on that. Good to have. Um, that they \*\*\*\*.

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Okay. So, at one point, or at some point, you're trying to get this person to converse with you. Um, he's not following commands by s, not spitting, and then he sort of, you said he came at you. Walk me through that again of, of how he came at you and, and what your thought process was.

Cpl. Eric Clifford: Sure. So, I started moving around the back of the truck telling him to stay. He wasn't. I, I don't remember what he was, if he was saying anything at all or how many commands I gave, but he kept coming at me as I was trying to create distance between us. He had that look, that continued look, and just, I just remember his, uh, like his body posture and his muscle

tone was just, like he was getting ready to, getting ready to fight.

Det. Sgt. Tyson Kinney: Okay. And I think you said before you, you were goin' around the back side of the truck to try to put something in between you -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - and him. What was the reason for that?

Cpl. Eric Clifford: Uh, give time to, you know a, assess the situation, try to talk him down, try to figure out what is going on in this rapidly evolving situation.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: 'Cause I mean at that point he was, he was a threat to me. Everything that I kind of, uh, observing, that's why I was putting something between us, for time and distance.

Det. Sgt. Tyson Kinney: Okay. So you're tryin' to create time and distance?

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Um, so he continues. Uh, do you recall at this point where the homeowner is?

Cpl. Eric Clifford: I think the homeowner got back into the truck

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: In, on the driver's side.

Det. Sgt. Tyson Kinney: Is the homeowner saying anything that you can recall?

Cpl. Eric Clifford: I don't remember.

Det. Sgt. Tyson Kinney: Okay. Um, so he's continuing after you. You're sort of walking around the back side of the truck trying to create time and distance.

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Um, and then, I think you said earlier you de, deployed your OC spray?

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: And where, where were you aiming that? Cpl. Eric Clifford: His face?

Det. Sgt. Tyson Kinney: Okay. So you shot your OC spray, uh, in his face. What was the purpose of that?

Cpl. Eric Clifford: To deescalate. To get him to stop. 'Cause he was, 'cause he was comin' to assault me.

Det. Sgt. Tyson Kinney: Okay. Um, just looking at the map -

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Do you recall where you were standing when you deployed your OC spray roughly?

Cpl. Eric Clifford: Uh, probably, like, midway from the truck.

Sue Edwards \*\*\*\*

Det. Sgt. Tyson Kinney: Okay, so just for the record, you're pointing to the, it would be the driver's side of the truck midway down the body?

Cpl. Eric Clifford: Yup. Yeah.

Det. Sgt. Tyson Kinney: Okay. Okay.

Det. Sgt. Tyson Kinney And is that, did you say you drew something there?

Cpl. Eric Clifford: That was the thing that I -

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: - tripped over backwards.

Det. Sgt. Tyson Kinney So were you in between these two? The, whatever that pile is in the truck?

Cpl. Eric Clifford: I don't remember.

Det. Sgt. Tyson Kinney: Okay. And I was just verbalizing that for the context of the transcript. Um, okay. And then you said you tripped over somethin' that was on the driver's side of the

-

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: - vehicle. Uh, when you tripped, describe to me what, how you tripped.



Cpl. Eric Clifford: I was, I sprayed him, I was walking back just to try to get away from him, 'cause he was coming at me, tripped backwards, landed on my butt, my back. That's, I mean yeah, he was, he was comin' at me at that point.

Det. Sgt. Tyson Kinney: Okay. So you were walking backwards. Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: You weren't walking forwards and away from him.

Cpl. Eric Clifford: I was walking backwards.

Det. Sgt. Tyson Kinney: You were backpedaling as -

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: - you were trying to back up. Okay. Okay. And then as you're on the ground, um, well I mean, let me rephrase that. As he's coming at

you, is he saying anything to you?

Cpl. Eric Clifford: I, I don't remember.

Det. Sgt. Tyson Kinney: And what are you telling him?

Cpl. Eric Clifford: I don't remember. It was just, I just remember me just being so hyper-focused on, on him. Just, that, that's how scared I was of him. Just, it was right on him the entire time.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, and also for the record, at this point, did you, did he have anything in his hands? Was there anything \*\*\*\* in his waistband that you saw or anything?

Cpl. Eric Clifford: Um, no, I, I didn't see, uh, not that I remember anything being in his hands but, you know, if it was, it happened so quick that I hadn't had a chance to assess him, that I, I didn't have a chance to see if there were any bulges, if he had anything on his backside like a weapon tucked in somewhere. I, I never had that opportunity.

Det. Sgt. Tyson Kinney: Okay. So, unknown on weapons. Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: All right. So, now you're sort of on the ground because you tripped, um, you landed on your, uh, buttocks. Describe to me how you are on the ground. Are you laying down on your back, or are you still, like s, in a seated position, or on your side?

Cpl. Eric Clifford: I think I was seated and I managed to get up and start walkin' over towards him 'cause he was runnin', or he was approaching at that point when \*\*\*\*.

Det. Sgt. Tyson Kinney: Okay. And then, I think you said he tackled you after you fell, or?

Cpl. Eric Clifford: Mm hmm.

Det. Sgt. Tyson Kinney: You got back up and then he tackled you?

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: Um, how, how did he physically do it?

Cpl. Eric Clifford: Uh, uh, it was from the backside, from what I remember. There was something come around like this, and then we went to the ground, and that was when I started feelin' a, um, I landed on all fours. That's when he started punching and strangling me on the left, uh, punching on the left side of my head and strangling me.

Det. Sgt. Tyson Kinney: Okay. So he started, did he make contact, physically make contact with you when you fell down or after you got up.

Cpl. Eric Clifford: After I got up, I believe.

Det. Sgt. Tyson Kinney: Okay. So you started getting back up -

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: - and that's when he tackled you.

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: And it was from behind. You said you kind of motioned with your hand there that you felt something come over the back side of you -

Cpl. Eric Clifford: Mm hmm.

Det. Sgt. Tyson Kinney: - like, pressure on your neck? Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: And he was so \*\*\*\* but he was on top of me \*\*\*\* where the, I just remember his head and it was like the OC started, like, affecting me, too. Just 'cause that, I mean, that's how close he was to me.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, so as you are tackled by him, is he on your back or is he, describe to me where he is in reference to you, I guess.

Cpl. Eric Clifford: All I, all I know, all I remember is being on my fours. I'm not sure if he was, if he was on by back or not, but the blows were comin' to the left side of my face and something, I'm not sure if it was his hands or his, his arms were around my throat. I don't, I don't remember where he was.

Det. Sgt. Tyson Kinney: Okay. Were you ever able to break away from him?

Cpl. Eric Clifford: That time I was, yes.

Det. Sgt. Tyson Kinney: Okay. So you said he, you were on all fours, he was punching you on the left side of the face. Where were you being struck?

Cpl. Eric Clifford: It was right here. \*\*\*\*

Det. Sgt. Tyson Kinney: jaw on the cheek and jaw? Cpl. Eric Clifford: Yup. It's still sore.

Det. Sgt. Tyson Kinney: Did anyone take photos of your injuries?

Cpl. Eric Clifford: Uh, it, uh, before I went to the hospital, I stopped everybody, 'cause people, I think people wanted to start cleaning up, I'm like, "Take pictures of me. I took my uniform off, um, and then they took pictures at

the hospital, one of the, um, SANE nurses is it, did it, the uh, did that?

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: Of all the injuries.

Det. Sgt. Tyson Kinney: Um, before I forget, I've got it right here. Could I get a medical release from you from Dartmouth to get -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - the photographs and whatever else they have there?

Cpl. Eric Clifford: Okay \*\*\*\* you?

Sue Edwards Could we step outside just -

Det. Sgt. Tyson Kinney: Sure.

Sue Edwards - for a minute? Could we have a minute? Or, do you wanna go out, how is \*\*\*\*?

Det. Sgt. Tyson Kinney: We can come back to that.

Sue Edwards Yeah. Okay. Let's come back to that \*\*\*\* -

Det. Sgt. Tyson Kinney: Yeah. I didn't wanna forget it.

Sue Edwards - conversation. Yeah, no, I understand that. And it's probably fine, but I would just like to \*\*\*\* -

Det. Sgt. Tyson Kinney: Sure.

Sue Edwards - about that.

Det. Sgt. Tyson Kinney: Sure. Um, okay, so you're being punched in the face, um, from the left side, cheek and jaw, um, and you got what you said is somewhere you feel pressure on your, on your neck.

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Uh, can you explain to me where the pressure is on your neck at that point?

Cpl. Eric Clifford: It felt like pinching in the front and then collapsing on the side.

Det. Sgt. Tyson Kinney: Okay. Okay. And you said you were able to break away from him at this particular, I don't know, it's all a scuffle, but this particular -

Cpl. Eric Clifford: This -

Det. Sgt. Tyson Kinney: - like -

Cpl. Eric Clifford: - we were on, yes.

Det. Sgt. Tyson Kinney: Um, okay. So you get up. Do you recall when you fell, did you say you tripped over this -

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: - thing here. Um, do you recall where this first sort of attack with the strikes came from?

Cpl. Eric Clifford: Yup. So, I tripped, I got up, and then I was right near the, uh, whatever this building was was where he tackled me. The door was, like, right there.

Det. Sgt. Tyson Kinney: Okay. All right. Let me grab another marker, 'cause that, that thing's not workin' \*\*\*\*.

Det. Sgt. Sam Truex: Uh, I think it's the same as your black one, but you can try.

Det. Sgt. Tyson Kinney: I'd like to do it because, just, um, see if you can get that truck to look a little darker. There you go.

Sue Edwards And I'm presuming I'm gonna get a copy of this. Det. Sgt. Tyson Kinney: Sure.

Cpl. Eric Clifford: Door open, got a \*\*\*\* that way.

Det. Sgt. Tyson Kinney: Okay. So where you, um, can you kinda like highlight there where you drew that pile or whatever it is. Okay. So that's a circle for the record. Can you put a X in the spot where you fell?

Cpl. Eric Clifford: So we were comin' around like this, fell right behind it.

Det. Sgt. Tyson Kinney: Okay. And then you got up, and you were tackled. Can you put a square? And the reason I'm having you use different shapes is just so whoever's listening -

Cpl. Eric Clifford: Yup.

Sue Edwards Yeah, that's good.

Det. Sgt. Tyson Kinney: - can follow along. Um, okay, so you were tackled, and that's where you were struck inside of the face, cor, right?

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: In front of the barn? Cpl. Eric Clifford: Mm hmm.

Det. Sgt. Tyson Kinney: You were able to break away from that? Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Okay. So where did you go from there?

Cpl. Eric Clifford: I started coming down this way. At some point, I had hit the emergency button. I'd be, I'd be guessing where it was but -

Det. Sgt. Tyson Kinney: Sure.

Cpl. Eric Clifford: - at some point I hit the emergency button. Uh, and then he got on me again, and it was, it was like right around, a circle or, uh -

Det. Sgt. Tyson Kinney: Uh, let's do a triangle. Cpl. Eric Clifford: Triangle? Sue Edwards We're running out of shapes. Det. Sgt. Tyson Kinney: All right. Cpl. Eric Clifford: So it was, right around here is where the final incident was happening.

Det. Sgt. Tyson Kinney: Okay. Um, all right. So we'll get to the final incident in just a second.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Okay. Were there any other, when you were tackled, were you struck in any other, uh, part of your body other than your face?

Cpl. Eric Clifford: I, I only remember the face and then the throat, but the day, the day after, like, my entire body was jacked up.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: And I'm still sore here. I had bruised ribs or some pulled muscle stuff that I went to PCP about. So, I'm not sure what else he was hitting, but I just, this and then around the neck.

Det. Sgt. Tyson Kinney: Okay. Um, so you get up, break away, and then the final incident happens here. Um, the if you're okay with it, let's just break that down \*\*\*\*.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: So, where the final incident happened, which is the triangle, were you tackled again, or was this -

Cpl. Eric Clifford: Yeah. I was tackled again.

Det. Sgt. Tyson Kinney: Okay. So, tell me how that happens.

Cpl. Eric Clifford: I just, on the, I remember hittin' the emergency button, and just the, some force from him coming behind and just wrapping me up again, and then I remember, you know, just him being above me. You know, at that point, I was, had been completely overpowered.

Det. Sgt. Tyson Kinney: Okay. Um, so at this point, had you, you deployed your OC spray?

Cpl. Eric Clifford: Correct.

Det. Sgt. Tyson Kinney: What other means were you, have you, did you try to use to either defend yourself or deescalate or anything like that?

Cpl. Eric Clifford: So I, you know, I tried talking with him. That didn't work. Um, then the OC 'cause I was, you know, I was ya know \*\*\*\* distancing. I didn't wanna take my baton out in any of these situation, 'cause I think, I don't think I would've been effective or he would have gotten it and used it on

me.

And, where the final incident happened, I, I mean that was it. I, I had gone through all my uses, all, all my, all of the tools on my belt.

Det. Sgt. Tyson Kinney: Okay. Um, so the reason you didn't take your baton out is just, excuse me, is because you were afraid that it wouldn't be useful and that he, if he were to get it, he would've been able to use it on you.

Cpl. Eric Clifford: Yup, and it just, I was tryin' to get away from him in, in order to use the baton, that's an an up close thing.

Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: I wanted nothin' but to be away from him.

Det. Sgt. Tyson Kinney: Okay. So, at the triangle, you described yourself as being sort of wrapped up and completely over -

Cpl. Eric Clifford: Overpowered.

Det. Sgt. Tyson Kinney: - overpowered, yeah. Um, describe to me how you two are positioned now at this location. Before you said he was sort of on, around the back side, but um, let's the paint the picture here at the triangle.

Cpl. Eric Clifford: Sure

Det. Sgt. Tyson Kinney: sort of how this all played out.

Cpl. Eric Clifford: So I was, you know, I, at this point everything, everything's blurry, it's, I've been getting' strangled, I've been getting' punched in the side of the head. I've, I remember him \*\*\*\* after he wrapped me up just being below him and him punching me, and I'm thinkin', he's actively trying to kill me. Um, so I, I just very vividly remember kinda

just bein' able to spin around, deploy and go up like this, and then that was, and then the threat had stopped.

Det. Sgt. Tyson Kinney: Okay. Um, and just for the record, when you demonstrated that, the demonstration of you unholstering your firearm, bringing the firearm up across your chest, um, you sort of turning to your left side, um, and then, and combined with what you said earlier is basically putting the firearm to his upper, pointing to his chest.

Cpl. Eric Clifford: Yeah. it was probably about, like, 2 or 4 inches away or just, because I think I was right there.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, and you fired twice? Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: There are three, well, there are certain things that, um, is taught to law enforcement officers at the academy when, when going over use of force, specifically revolving around deadly force.

Cpl. Eric Clifford: Mm hmm.

Det. Sgt. Tyson Kinney: Um, and there are three sort of, um, things that need to be met in order for that -

Cpl. Eric Clifford: The AOJ. Det. Sgt. Tyson Kinney: Yes. Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Can you describe to me, um, AOJ and how it fits into this particular circumstance.

Cpl. Eric Clifford: Um, so his ability. He, he had his, he had his size on me. Um, I was in a, um, complete disadvantage when I tripped, and he kept taking me from the back side. The, uh, the jeopardy was him, you know, repeatedly punching the side of my face and strangling me. He was trying to kill me. Um, and the opportunity was that he was doing it. It was, it was actively happening right there.

Det. Sgt. Tyson Kinney: Okay. So when he is doing this at the triangle location, he's s, um, correct me if I'm wrong, but he's still on your backside. You're still being punched in the face.

Where do you feel the, um, you had mentioned that, um, he was trying to strangle you. Where do you feel the pressure or how do you know that he's trying to do that?

Cpl. Eric Clifford: When do I, when did I feel that?

Det. Sgt. Tyson Kinney: Well at the triangle location, I guess -

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: - des, uh, explain to me how you know that he's trying to do this. He, he did it at the, um -

Cpl. Eric Clifford: Yup, there.

Det. Sgt. Tyson Kinney: - square, but -

Cpl. Eric Clifford: I mean, it was pressure around my neck, the same thing that I felt before it's a pretty distinct feeling when someone's cutting off the air and blood flow to your, to your body. I mean I was -

Det. Sgt. Tyson Kinney: Okay. You described it as pinching in the front.

Cpl. Eric Clifford: Yeah, pinching and then crushing on the side.

Det. Sgt. Tyson Kinney: Okay. Could you tell if it was from his hand or if it was from an arm? Or, how he was doing it at all?

Cpl. Eric Clifford: I couldn't tell. Det. Sgt. Tyson Kinney: Okay.

Sue Edwards Uh, can you just add for, how you were feeling in terms of your state, whether you felt you were likely to pass out, or what you were thinking about.

Cpl. Eric Clifford: Yeah, I've had, if I had passed out at that point, or if he's \*\*\*\* me unconscious, he, the guy was gonna kill me, and my backup was far away.

Det. Sgt. Tyson Kinney: Okay. That was my next question is, is what that made you feel like.

Cpl. Eric Clifford: Yeah, I mean he was -

Det. Sgt. Tyson Kinney: And, um -

Cpl. Eric Clifford: - the guy, it was, it was his goal that, during that incident to kill me. That's, that's everything that I was getting from him, everything that he was displaying to me, you know, his, his aggressions, his just, he was gonna kill me.

Det. Sgt. Tyson Kinney: Okay? Um, but what is, what were you seeing at this point? What do you remember seeing at the triangle?

Cpl. Eric Clifford: The ground. Det. Sgt. Tyson Kinney: Okay.

Cpl. Eric Clifford: Is, remember seeing the grass and that, and that was about it.

Det. Sgt. Tyson Kinney: So, I'm gonna go through all your senses, what do you remember hearing?

Cpl. Eric Clifford: Nothing.

Det. Sgt. Tyson Kinney: Okay. How 'bout smelling? Cpl. Eric Clifford: The OC.

Det. Sgt. Tyson Kinney: Okay. Um, so the shots had been fired, you got \*\*\*\* on that, or -

Det. Sgt. Sam Truex No just the AOJ.

Det. Sgt. Tyson Kinney: Okay. Um, so the shots have been fired. What happened after that?

Cpl. Eric Clifford: Uh, that's when I, that's when I remember just the, um, hit, uh, the punches and the, uh, strangling stopping. And I remember, vividly, him sitting down and, I didn't know at, at that point if he had been shot or not, and I was givin' him commands to get on the ground and, then my body goin' weak, and then Officer Santagate, um, over top of me.

Det. Sgt. Tyson Kinney: So you sat down after the, that \*\*\*\*.

Cpl. Eric Clifford: I think he, he was sitting down.

Det. Sgt. Tyson Kinney: Okay. And, uh, you said you were giving him commands?

Cpl. Eric Clifford: To lay down and to get on his, get on your stomach, or.

Det. Sgt. Tyson Kinney: Was he responding at all? Cpl. Eric Clifford: No, he was just, he was sitting.

Det. Sgt. Tyson Kinney: Okay. Sitting straight up, or?

Cpl. Eric Clifford: Yeah, it was, uh, he just kind of, you know, with his legs like that and just sitting going like this, and he just wasn't listening to my commands.

Det. Sgt. Tyson Kinney: Okay.



Sue Edwards When you say going like this, do you mean \*\*\*\*?

Cpl. Eric Clifford: Uh, it was ju, it just like his hands were up around here -

Det. Sgt. Tyson Kinney Right. Cpl. Eric Clifford: - like this.

Det. Sgt. Tyson Kinney: Okay. Hands on his chest?

Cpl. Eric Clifford: Yeah, I jus, I'm not sure where they were, but they were -

Det. Sgt. Tyson Kinney: Okay. Cpl. Eric Clifford: - up here.

Det. Sgt. Tyson Kinney: Was he facing you still, or was he facing a different direction?

Cpl. Eric Clifford: He was facing away from me at that point.

Det. Sgt. Tyson Kinney: Okay. And then you said your body went weak, and the next thing your remember is the next officer.

Cpl. Eric Clifford: Yeah, it's just, everything just started, like all my senses started goin'. I just woke up with Officer Santagate over top of me.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards At the point that the pressure was on your neck, I'm sorry to move out chronological order, but just we clear this, the point which your, the pressure was on your neck prior to the shots, did you ever feel any weakness or anything like you were gonna pass out.

Cpl. Eric Clifford: Yeah, but it was like I was, uh, the same feeling on, uh, on Route 4 when I smacked my head on, the back of my head and passed out.

Det. Sgt. Tyson Kinney: Okay. Yeah, and I, I was gonna get to that, like, how, what you remember that and, and how that occurred, and, um, you had said earlier that you had, you had felt the same sort of sensations -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - and that that was sort of coming. Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: Um, did that, in any way, lead to your escalation of force?

Cpl. Eric Clifford: Yeah if, if I had gone down, he, the guy was gonna kill me. It was, that was it.

Det. Sgt. Tyson Kinney: Okay. So you felt like you were gonna go down?

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: Okay. Okay. Um, what else you got?

Det. Sgt. Sam Truex I just want to clarify, Eric, when you just demonstrated, you used your right hand?

Cpl. Eric Clifford: Yes, sir.

Det. Sgt. Sam Truex To turn like this and shoot -

Cpl. Eric Clifford: Yes.

Det. Sgt. Sam Truex - twice in the chest? Cpl. Eric Clifford: Yup.

Det. Sgt. Sam Truex Are you a right-handed shooter? Cpl. Eric Clifford: I am.

Det. Sgt. Sam Truex And you keep your gun on your right side of your body?

Cpl. Eric Clifford: Yes.

Det. Sgt. Sam Truex Okay. Is it a regular duty holster on your belt or a leg holster?

Cpl. Eric Clifford: A regular duty one.

Det. Sgt. Sam Truex Okay.

Det. Sgt. Tyson Kinney: Um, so it seems sort of self-explanatory, but why did you stop shooting?

Cpl. Eric Clifford: The threat had stopped at that point.

Det. Sgt. Tyson Kinney: Okay. Did you attempt to render first aid or anything to him?

Cpl. Eric Clifford: I just remember giving him commands to get on the ground, and that was, pretty much it. I don't, I don't remember, I don't remember anything after, after that.

Det. Sgt. Tyson Kinney: Okay. Um, did you do anything, and I, I, I know you've said it as a couple times, did you do anything to make the scene safe or, um, do anything else after the shots were fired, did you do anything else on scene that you can recall?

Cpl. Eric Clifford: Uh, just having somebody take a picture of me and, um, takin' off my uniform and all that.

Det. Sgt. Tyson Kinney: Okay. Um -

Sue Edwards Did you give your, the gun to somebody?

Cpl. Eric Clifford: I think that was in my hol, I'm not -

Sue Edwards Okay.

Cpl. Eric Clifford: - I'm not sure.

Det. Sgt. Tyson Kinney: So that, so I was gonna touch on that because -

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: - um, I need to talk to you about your rounds. And then I was gonna talk about do you recall giving your firearm to whoever for chain of custody purposes. Um, I obviously have it, but I'm just tryin' to get to see if you know how that \*\*\*\*, how that ended up. Does that?

Cpl. Eric Clifford: No idea.

Det. Sgt. Tyson Kinney: Okay. Um, I think we covered pretty much everything. So, going through, obviously there's a lot of, there's a lot to these cases. Um, specifically with crime scene search teams, involvement with collecting evidence, doing witness interviews, interviewing you, reviewing footage, um, everything that goes into a normal investigation. So part of that, um, is doing round counts. And, under normal cir, ah, I won't say normal, 'cause none of these cases are normal.

Sue Edwards Mm.

Det. Sgt. Tyson Kinney: - but, under previous cases, um, typically we would have the officer come in, take pictures of what they looked like in uniform. Um, if they haven't already, we would seize their firearm, uh, and then we would conduct round counts for the firearm. Um, and I wanna check, I, so you, to your recollection, it was 17 in the magazine and then one in the chamber.

Cpl. Eric Clifford: Eh, it could've been 18 plus one, or 17 plus one.

Det. Sgt. Tyson Kinney: Okay. I'm just gonna double-check before I ask this.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Um, I just wanna make sure that we try to account for, 'cause I think there was some missing. I just wanna make sure that, you know, you weren't goin' shootin' a deer somewhere or puttin' it down -

Cpl. Eric Clifford: Okay.

Det. Sgt. Tyson Kinney: - or -

Cpl. Eric Clifford: Yup.

Det. Sgt. Tyson Kinney: I just wanna get, uh, he's got the notes, I just wanna make sure -

Cpl. Eric Clifford: Okay.

Det. Sgt. Tyson Kinney: - that I get the accurate number. But I gotta ask you what the reasoning is if you remember, um, for that.

Cpl. Eric Clifford: For, remember for -

Det. Sgt. Tyson Kinney: The, the miscalculation on, on rounds, if -

Cpl. Eric Clifford: I -

Det. Sgt. Tyson Kinney: - is there anything, I think it was, um, 13 in the magazine left?

Cpl. Eric Clifford: I'm not sure.

Det. Sgt. Tyson Kinney: Yeah. I'm pretty sure it was 13 in the magazine that was left.

Cpl. Eric Clifford: 13?

Det. Sgt. Tyson Kinney: Which is different than seven -

Cpl. Eric Clifford: \*\*\*\* plus one? \*\*\*\* Det. Sgt. Tyson Kinney: 17.

Cpl. Eric Clifford: I'm not. I'm not sure.

Det. Sgt. Tyson Kinney: Okay. I just wanna ask that.

Sue Edwards Okay. \*\*\*\*

Det. Sgt. Tyson Kinney: 'Cause some people, like I said, they may have put down a deer the day before, forgot that they shot twice.

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: That can account for the two missing magazine, anyway,

what we're tryin' to establish is that we have all the casings, and we're not missing anything. Because if there's two extra rounds out there somewhere that we didn't find.

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: You know, if you only remember firing two rounds, but then you go weak, and you fire two more before somebody shows up -

Cpl. Eric Clifford: Yeah.

Det. Sgt. Tyson Kinney: - you know what I mean? So I'm just, that's why we're asking.

Cpl. Eric Clifford: Yup.

Sue Edwards Okay.

Cpl. Eric Clifford: I'm not -

Det. Sgt. Tyson Kinney: Okay -

Cpl. Eric Clifford: Don't have an explanation for it.

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: That's fine. And that's perfectly understandable, and, um, I think we covered everything. Um, and just I'm clear, when you fired, he was still actively engaging you by punching you in the head, you felt crushing on your, on your neck and then collapsing from the side. You turned, sort of to your left, and then as he was still holding onto you, is that correct?

Cpl. Eric Clifford: Yes.

Det. Sgt. Tyson Kinney: Okay, and that's when you fired. Cpl. Eric Clifford: Yup.

Sue Edwards And you felt some constriction which was losing, moving towards losing consciousness?

Cpl. Eric Clifford: Yeah, yup.

Det. Sgt. Tyson Kinney: Okay, I think we covered pretty much everything else. Do you have any, um, other duties at the police department?

Cpl. Eric Clifford: Uh, DMT maintenance. Det. Sgt. Tyson Kinney: I've done that.  
Cpl. Eric Clifford: Oh yeah, it's fun. Other than that it's, you know -

Det. Sgt. Tyson Kinney: Okay. Cpl. Eric Clifford: - FTO.  
Det. Sgt. Tyson Kinney: Um, have you told anybody outside your attorney about what happened that day?

Cpl. Eric Clifford: Just [REDACTED].

Det. Sgt. Tyson Kinney: Okay. Has that conversation with [REDACTED] affected your ability to recall or affected your opinion on what happened that day?

Cpl. Eric Clifford: No.

Det. Sgt. Tyson Kinney: Okay. Um, anything else, then?

Det. Sgt. Sam Truex No. Not right now. Det. Sgt. Tyson Kinney: Okay.  
Sue Edwards I'd like to step outside and have that, in that room out there,  
\*\*\*\* -

Det. Sgt. Tyson Kinney: Sure, and, and -

Sue Edwards - [REDACTED].

Det. Sgt. Tyson Kinney: Yup. And you wanted to see the, uh -

Sue Edwards I do, and I'd like to see that in here and have Eric wait out there so he doesn't have to watch it.

Det. Sgt. Tyson Kinney: Sure. You wanna do, which one you wanna do first?

Sue Edwards Uh, actually I'll watch it first -

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards - and then we, 'cause then we can tie up everything.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards See if I spot anything. Det. Sgt. Tyson Kinney: Okay.  
Sue Edwards Yeah, if we do that. And then if, you, you're good going out there, are you?

Cpl. Eric Clifford: Yup.

Sue Edwards 'Cause I'd like to talk to you out there -

Cpl. Eric Clifford: Okay.

Sue Edwards - where it's not wired room. I'm not suggesting -

Det. Sgt. Tyson Kinney: That's okay.

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: Do you have anything else you want to add before we -

Cpl. Eric Clifford: No, I -

Det. Sgt. Tyson Kinney: You certainly have the opportunity to come back in and say -

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: - I've forgotten to say this.

Sue Edwards Yeah, yeah.

Det. Sgt. Tyson Kinney: And I'm gonna swear you to this statement when we're done anyway, but -

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: Anything right now?

Sue Edwards \*\*\*\*

Cpl. Eric Clifford: Nope.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards Okay.

Det. Sgt. Tyson Kinney: Um, for now \*\*\*\*? Cpl. Eric Clifford: Sure.

Det. Sgt. Sam Truex I can walk you out \*\*\*\*.

Det. Sgt. Tyson Kinney: Sure. I can grab it if you wanna walk him out. You know, everything's still recording just so you know.

Sue Edwards Yeah, sure.

Det. Sgt. Tyson Kinney: Sorry about that, we were just -

Sue Edwards Not at all.

Det. Sgt. Tyson Kinney: - chatting with our, um, supervisor about -

Sue Edwards Sure.

Det. Sgt. Tyson Kinney: - one last question to add, and answer sort of -

Sue Edwards Okay.

Det. Sgt. Tyson Kinney: - how he was, if he was standing up or if he was on, on

the ground, on the triangle incident.

Sue Edwards        So this is the only video footage, which is the body cam, there's no obviously no dash cam or anything like that?

Det. Sgt. Tyson Kinney: No but, I hadn't told him yet, but he did pass out -

Sue Edwards        He did?

Det. Sgt. Tyson Kinney: - when, when the other officer shows up, the other officer checks on him, and he's sort of standing there at gunpoint as the guy's on the ground. Uh, the other officer walks up, and he's tryin' to figure out what's goin' on -

Sue Edwards        Uh -

Det. Sgt. Tyson Kinney: - he turns away and then turns back, and Eric just boom,

and just sort of faceplants -

Sue Edwards        Okay.

Det. Sgt. Tyson Kinney: - right there in the driveway.

Sue Edwards        Okay. He does not remember that.

Det. Sgt. Tyson Kinney: Right. So when he started saying, "I felt weak," I'm assuming it's right before he does that.

Sue Edwards        Yeah.

Det. Sgt. Tyson Kinney: Um, but -

Sue Edwards        Yeah.

Det. Sgt. Tyson Kinney: I have, I'm assuming he doesn't remember that because -

Sue Edwards        No.

Det. Sgt. Tyson Kinney: - he says, "The next thing I wake up, and seeing -"

Sue Edwards        Yeah. He has no memory of that.

Det. Sgt. Tyson Kinney: \*\*\*\*.

Sue Edwards        So, in that case, there's obviously a body cam from Eric. Is there a body cam from, so there's a body cam from the officer that arrives or -

Det. Sgt. Tyson Kinney: Yes.

Sue Edwards        Right. Okay. And those are the two pieces of video footage. There's no dash cam, there's no private -

Det. Sgt. Tyson Kinney: Correct.

Sue Edwards        - footage. Okay.

Det. Sgt. Tyson Kinney: Yeah. So this is, this is, uh, Eric's body camera.

Sue Edwards Right.

Det. Sgt. Tyson Kinney: Um, and watching this now, it just reminded me of another question to ask him, but -

Sue Edwards Sure.

Det. Sgt. Tyson Kinney: - this is him sort of pulling up to the bottom of the driveway. It'll be a minute before the sound kicks on.

Sue Edwards Yeah. Oh, I see. He's gesturing to the homeowner.

Cpl. Eric Clifford: How ya doing bud? Do you live here? Do you live here? He lives here? What are you doin'? You don't live here. What's your name? Stay in

the car. Stay right there.

Stay right there. Keep your hand. Keep your hands out of your pockets. What's goin' on? What are you doin'? Stop \*\*\*\*.

What's your name?

██████████ It's ██████████

Cpl. Eric Clifford: ██████████? Stay in the car. stay over there.

\*\*\*\* seven Hartford step it up. Combative male. Just stop. Stop. Stop. Dude, stay right there. \*\*\*\* Redacted words. Stop. Come on. Stop. \*\*\*\*

Det. Sgt. Tyson Kinney: That's its

Sue Edwards So you don't go, I mean, I guess, you know, he's on the floor, and the body cam's just obscure, so you really don't have very much, do you?

Det. Sgt. Tyson Kinney: Right, yeah. It's just, so when this was found, it was found facing down and -

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: - hitting him right in front of the garage.

Sue Edwards Yeah, so it stopped, just watched him, and \*\*\*\* so you have the audio.

Det. Sgt. Tyson Kinney: Mm hmm.

Sue Edwards And you ha, you certainly have the threatening stomps initially. I mean I'm exactly where Eric was in terms of his response. The guy really is threatening.

Det. Sgt. Tyson Kinney: Yeah.

Sue Edwards And what does the other body cam show? Just Eric on the ground?

Det. Sgt. Tyson Kinney: So it shows -

Sue Edwards Eric up and then falling down?



Det. Sgt. Tyson Kinney: Yeah. Yup, and the, and the guy deceased.

Sue Edwards Okay.

Det. Sgt. Tyson Kinney: By the time the next guy gets there.

Sue Edwards Okay, okay. Det. Sgt. Tyson Kinney: So -

Sue Edwards So you really don't have, I was expecting more than that, but I guess, you know, it's got dislodged and -

Det. Sgt. Tyson Kinney: Yeah, so it fell off during -

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: - it looked like, as he was trying to get up -

Sue Edwards Yeah.

Det. Sgt. Tyson Kinney: - during that. As he was moving from the -

Sue Edwards Right.

Det. Sgt. Tyson Kinney: - square to the triangle -

Sue Edwards Okay.

Det. Sgt. Tyson Kinney: - fall off, and it was essentially right, sort of right there on the pavement.

Sue Edwards Okay. And they don't have dash cam?

Det. Sgt. Tyson Kinney: No, because they have the body cam.

Sue Edwards Because they have the body cam, right. And, of course, there's nobody else there with a body cam until after it's all happened.

Det. Sgt. Tyson Kinney: Mm hmm. Um, and it sounds like the homeowner went and hid, so he didn't see it.

Sue Edwards Yeah. I don't blame him. I would've done, too. Det. Sgt. Tyson Kinney: So.

Sue Edwards Okay, so you have nothing apart from Eric's description in terms of exactly what happened.

Det. Sgt. Tyson Kinney: Right.

Sue Edwards Okay. Okay. Oh well.

Det. Sgt. Tyson Kinney: Um, yeah, so that was the video:

Sue Edwards Right.

Det. Sgt. Tyson Kinney: Um, do you wanna chat with him about the -

Sue Edwards        Yeah.

Det. Sgt. Tyson Kinney: - the release?

Sue Edwards        I'll chat with him about the release, um -

Det. Sgt. Tyson Kinney: And, um, the swear him in

Sue Edwards        And this issue, I'm a little concerned about this issue about the bullets. That was a from left field to me. He's very clear there were two shots, and of course you can establish whether there were two shots.

Det. Sgt. Tyson Kinney: Yeah, and honestly it may, may very well be that he just miscounted.

Sue Edwards        Yeah.

Det. Sgt. Tyson Kinney: Uh, wasn't payin' attention when he loading it back up. It could've been like that for a year.

Sue Edwards        Yeah.

Det. Sgt. Tyson Kinney: Um, it hap, it's not uncommon, I'll say that.

Sue Edwards        Right, okay, okay. But, obviously coming into this, I was very concerned about how many shots he discharged, but that sounds like it's \*\*\*\*.

Det. Sgt. Tyson Kinney: Yeah, so we found two shots.

Sue Edwards        Right, so that's - Det. Sgt. Tyson Kinney: We didn't - Sue Edwards - correct.

Det. Sgt. Tyson Kinney: We didn't find anything else.

Sue Edwards        Okay.

Det. Sgt. Tyson Kinney: Um, but I just had to ask him to see -

Sue Edwards        Yeah, no, absolutely you did. Det. Sgt. Tyson Kinney: - if he could \*\*\*\*.

Sue Edwards        Absolutely you did. Okay, I want to talk to him about this medical stuff, and I won't talk -

Det. Sgt. Tyson Kinney: Okay. I'm gonna turn, this, uh -

Sue Edwards        Yeah.

Det. Sgt. Tyson Kinney: - audio recorder off for now. We'll kill the, the video and audio, and then when you guys are ready, we'll come back in and -

Sue Edwards        Right, sounds good. Thank you.

Det. Sgt. Tyson Kinney: So, ending recording, uh, at 1532 hours.

Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
34 Kinney, Tyson	16:14:04 09/14/21	PI Cpl. Eric Clifford by Det. Sgt. Tyson Kinney on August 17, 2021.

The following is an actual transcript of the interview between Det. Sgt. Tyson Kinney of the Vermont State Police and Cpl. Eric Clifford of the Hartford Police Department. This interview was in reference to an incident that occurred on August 5, 2021 where Clifford discharged his firearm and killed [REDACTED] [REDACTED]. This interview was in relation to the criminal investigation that followed the Officer Involved Shooting.

It should be noted, also present for the interview was Det. Sgt. Sam Truex and Clifford's attorney Sue Edwards. This interview was conducted at the Vermont State Police- Royalton Barracks in the Polygraph room. The door was closed for privacy. This interview was video and audio recorded. This is the second portion of the interview with Cpl. Clifford.

Det. Sgt. Tyson Kinney: \*\*\*\*. All right, so we're returning back to the room. It's August 17th, now, at 1557 hours. Same, uh, parties as before. Okay, so you guys have had a chance to chat. Um, I guess the first thing is, is would you like to add or change anything about your original statement?

Cpl. Eric Clifford: Nothing.

Sue Edwards: No.

Det. Sgt. Tyson Kinney: Okay. Um, so having done that, we will swear you in.

Sue Edwards: And we are prepared to release the, um, medical pictures.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: Um, we'll do you a wai, however you want to do that.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: We'll do a waiver for the photographs. Det. Sgt. Tyson Kinney: Okay. I have a waiver here. Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: Um, Eric, what's your birthday again? Cpl. Eric Clifford: [REDACTED].

Det. Sgt. Tyson Kinney: And your home address?

Cpl. Eric Clifford: [REDACTED] uh, [REDACTED], White River Junction. Det. Sgt. Tyson Kinney: 05001. Phone number?

Cpl. Eric Clifford: [REDACTED].

Det. Sgt. Tyson Kinney: [REDACTED].

Cpl. Eric Clifford: [REDACTED].

Det. Sgt. Tyson Kinney: [REDACTED] And today is the 17th. All right, so this is a sworn audio statement form. It just says that today's date, you provided a verbal audio-recorded statement to me without any threats or promises being made to you, that you know it's a crime to lie to law enforcement under Section, it's, uh, Title 13, Section 1754 -

Cpl. Eric Clifford: Right.

Det. Sgt. Tyson Kinney: - provide false information deflect the investigation, um, and that the tape-recorded statement is true and accurate to the best of your knowledge, belief, and ability.

Cpl. Eric Clifford: Sounds like you've read that before. Det. Sgt. Tyson Kinney: A few times.

Sue Edwards: I bet he says it in his sleep.

Det. Sgt. Tyson Kinney: Yeah. All right, so I'll notarize that. Um, okay, so the waiver that I have is just a Dartmouth, the standard Dartmouth medical release. I'm actually, you said you, you'd, um, grant consent to get the photos.

Sue Edwards: Mm hmm.

Det. Sgt. Tyson Kinney: But it'd be nice to, for me, is to get all records for that date and that visit.

Sue Edwards: Yeah, I'm not so keen on that. I don't know that

-

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: - we need those. We will release the photos. Det. Sgt. Tyson Kinney: Okay, so feel free to cross out - Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: - wherever you don't want and, um, and I put August 5th, which is the date, but then August 6th -

Sue Edwards: Right.

Det. Sgt. Tyson Kinney: - 'cause I didn't know if there was any follow up.

Sue Edwards: Okay. Look here. So I'm thinking that we take out everything except photos. Actually, maybe, what did you have [REDACTED] wise?

Cpl. Eric Clifford: Uh, the, uh, the [REDACTED] of my [REDACTED] and, uh

-

Sue Edwards: Yeah, we should keep that in. Cpl. Eric Clifford: - [REDACTED] And

then, yeah.

Sue Edwards: Okay. Do you mind if I just cross through? Det. Sgt. Tyson

Kinney: Sure.

Sue Edwards: So I'm leaving in [REDACTED] and photos 'cause that, that seems to me -

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: - um, completely relevant. Okay, there you go. Do you want to sign it?

Det. Sgt. Tyson Kinney: And that's releasing it to me at the -

Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: - Shaftsbury barracks. Uh, if you could fill the top part in too. Uh, the reason I was asking for the other stuff 'cause there's, there's no secret, is, is I

wanted the information about his injuries so that if they noted [REDACTED] or whatever.

Sue Edwards: Well, here's my thought on it, and I thought you might come back and say that. Let's release the photographs and the [REDACTED], and the [REDACTED] reports. If you look at that and you say, look, I still really want this extra stuff 'cause there's things here that I really need that I think would be helpful, come back to me.

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: Um, and what I will do is release them to me first, I think.

Det. Sgt. Tyson Kinney: Sure.

Sue Edwards: And I'll take a look. Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: I have no problem with the photos. Cpl. Eric Clifford: What's the date again?

Det. Sgt. Tyson Kinney: 17th.

Sue Edwards: 17th.

Det. Sgt. Tyson Kinney: Yep.

Sue Edwards: I just, I mean, I'll tell you absolutely outright. I'm just a little anxious about releasing a whole load of notes and \*\*\*\* that I've never read.

Det. Sgt. Tyson Kinney: Sure.

Sue Edwards: And I don't know what's in there. Det. Sgt. Tyson Kinney: Mm hmm.

Sue Edwards: Um, so I'd really want to look at that before I just said, yeah, hey take this as well -

Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: - this is what -

Det. Sgt. Tyson Kinney: Right.

Sue Edwards: We're wanting to be helpful, but we're not wanting to be reckless.

Det. Sgt. Tyson Kinney: Sure. Sure.

Cpl. Eric Clifford: That was well put.

Sue Edwards: I thought so too. That was almost as good as his recitation of the act, wasn't it, really?

Det. Sgt. Tyson Kinney: Um, anything else?

Sue Edwards: No, I don't think so. I want a copy of this if you would,

please.

Det. Sgt. Tyson Kinney: Yeah, I'm gonna have you sign and date, um, probably the back of it.

Cpl. Eric Clifford: Sure.

Det. Sgt. Tyson Kinney: Just to show that you were the one that authored it.

Sue Edwards: And in terms of my, um, the transcript and recording of this, how -

Det. Sgt. Tyson Kinney: The recording's done.

Sue Edwards: The recording is \*\*\*\*.

Det. Sgt. Tyson Kinney: If you give me 10 minutes, I can have another copy of this section.

Sue Edwards: That would be fabulous.

Det. Sgt. Tyson Kinney: Um, and then when I get the, the transcript back, I can give you a copy of the unedited -

Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: - and then the edited.

Sue Edwards: Perfect.

Det. Sgt. Tyson Kinney: We save both just to show the court.

Sue Edwards: Yeah, perfect.

Det. Sgt. Tyson Kinney: And, uh, what changes we made.

Sue Edwards: And, um, [REDACTED] has got my email, so you can email that to me if that's the easiest, how ever you want to do it.

Or I can give you my email now if you want.

Det. Sgt. Tyson Kinney: Sure. And then just, for ease at the hospital, put disregard -

Sue Edwards: Yeah, so they understand what we're talking about.

Det. Sgt. Tyson Kinney: - disregard on here. And you said \*\*\*\*, okay.

Sue Edwards: Yes.

Det. Sgt. Tyson Kinney: So \*\*\*\*. Um, okay. Um, I think we're gonna be all set. I'll get you a copy of, well, I was gonna give you a copy of this too.

Sue Edwards: I've got my card. I'll give it to you 'cause it's got my name on it.

Det. Sgt. Tyson Kinney: Yep. I've got mine too. I was gonna -

Sue Edwards: Yeah, sure. Thank you very much. Now, do I have a card in here. I think I do.

Det. Sgt. Tyson Kinney: And it's got my cell, so if you need something, feel free to call me or email me -

Cpl. Eric Clifford: Okay.

Det. Sgt. Tyson Kinney: - have her do it. Um -

Sue Edwards: Uh -

Det. Sgt. Tyson Kinney: I mean, I could copy these too.

Sue Edwards: Maybe not, then. No, I don't see one. Do you have my email anywhere? Should I give it to you now?

Det. Sgt. Sam Truex: Uh, you can. Yep.

Sue Edwards: It's pretty simple. It's [REDACTED].

Det. Sgt. Sam Truex: I'll share that with Tyson.

Sue Edwards: Okay, sure. So are you done for the night?

Det. Sgt. Sam Truex: Almost. Couple more things to do.

Sue Edwards: So were you working from home during the pandemic?

Det. Sgt. Sam Truex: As much as possible.

Sue Edwards: Yeah.

Det. Sgt. Sam Truex: Yeah. Yeah, they actually kicked us out of the barracks for a while. Didn't want us there -

Sue Edwards: Oh, did they?

Det. Sgt. Sam Truex: - unless we absolutely had to do something there.

Sue Edwards: Well, that makes sense, just in -

Det. Sgt. Sam Truex: Yeah.

Sue Edwards: Unfortunately, I thought we were coming out the other side of it.

Sue Edwards: I know.

Sue Edwards: And now, we look to be, we were just saying earlier, with the delta, we look to be heading straight back in.

Sue Edwards: Yeah.

Det. Sgt. Tyson Kinney: I'm gonna turn this recording off.

Sue Edwards: Yeah, sure. Sure, I'm just chatting. Det. Sgt. Tyson Kinney: Okay.

Sue Edwards: Is this my pen or your pen?

Det. Sgt. Tyson Kinney: Uh, I think it's yours.

Sue Edwards: Oh, okay. \*\*\*\*.

Det. Sgt. Tyson Kinney: I'm going to turn this recording off, this audio recorder off, uh, at 1605 hours.



Law Supplemental Narrative:

Seq Name	Date	Supplemental Narratives Narrative
35 Conway, T	13:23:40 10/15/21	As a member of the Technology Investigation Unit (TIU) I conducted a data extraction on evidence Item # 8. All extracted data and associated materials were provided to the investigator.

TC