

To	Marchell Adams-David, City Manager
From	Estella D. Patterson, Chief of Police <i>EDP</i>
Department	Raleigh Police Department
Date	January 19, 2022
Subject	Preliminary Report of January 11, 2022 Officer-Involved Shooting

An officer-involved shooting occurred on January 11, 2022, near Exit 12, on westbound I-440 leading towards Brentwood Road. During this encounter, an individual later identified as Jose Daniel Argueta Turcios was shot and subsequently transported to a local hospital where he died from his injuries. The North Carolina State Bureau of Investigation (SBI) is conducting a criminal investigation of the shooting and will present the completed investigation directly to Wake County District Attorney Lorrin Freeman for review. The Detective Division of the Raleigh Police Department with the assistance of the Crash Reconstruction Unit is conducting a separate investigation into the actions of Mr. Turcios, including the traffic collision that initiated the police response. Additionally, the Raleigh Police Department's Office of Professional Standards is conducting an administrative investigation into the incident. When complete, the administrative investigation will be reviewed by members of the RPD Command Staff.

All investigations are ongoing and will be thorough and follow the available facts and evidence wherever they lead. Based upon the information currently available to the Department, a preliminary review of the incident provides the following:

At approximately 1:32 PM, on Tuesday, January 11, 2022, members of the Raleigh Police Department were dispatched to a motor vehicle crash and overturned vehicle near Exit 12 on the westbound side of I-440. They were dispatched in response to multiple 911 calls about the crash, including from one caller who reported that the driver of the overturned vehicle forced him off the road and appeared to be intoxicated. Within a few minutes, five officers would respond to the location to assist with the investigation and provide traffic control. The responding officers were: Officer R.C. Job, Officer A.A. Smith, First Class Officer K.G. Begin, Senior Officer D.W. Sigrist, and Sergeant W.B. Tapscott. Raleigh Fire Department and Wake County EMS also responded to the scene and rendered medical aid to injured subjects. Mr. Turcios was identified by witnesses at the scene as being the driver of the overturned vehicle. It was determined that there were three other occupants of the overturned vehicle: Mr. Turcios' spouse and their two sons aged twenty and seven, respectively. Both sons appeared to be injured.

When officers were attempting to speak to witnesses that were on scene regarding the wreck, they were alerted that Mr. Turcios was armed with a knife. When officers observed the knife, Officers Job, Sigrist, and Smith drew their service weapons, holding them in the low-ready position while giving Mr. Turcios commands to drop the knife. Witnesses asked Mr. Turcios to calm down and sit down. At one point, Officer Begin approached Mr. Turcios and told him to drop the knife and Mr. Turcios stated, "no," and shook his head from side to side. Mr. Turcios' wife also asked him to give her the knife and he refused. Officers observed Mr. Turcios, while still holding the knife, attempt to pull the injured minor child away from the area where he was being evaluated by emergency medical service personnel. Mr. Turcios' wife was able to prevent Mr. Turcios from taking the minor child and removed him from the immediate area. Mr. Turcios continued walking away while holding the knife. Officers followed him and continued to command him to drop the knife (approximately 12 commands were given). When Mr. Turcios did not comply, Sergeant Tapscott deployed his department-issued taser, causing Mr. Turcios to fall to the ground. Officer Smith provided cover as Officers Begin, Job, Sigrist, and Sergeant Tapscott attempted to place Mr. Turcios into custody. When the officers attempted to get control over Mr. Turcios' hands, he swung the knife towards the officers, nearly making contact with Officer Begin. At this point Officer Smith fired his service weapon twice. Mr. Turcios fell briefly to the ground while still holding the knife. He then attempted to get back up and advance towards Officer Smith while still wielding the knife; consequently, Officer Smith fired his weapon three more times at Mr. Turcios. The time that elapsed between the first and second set of shots was approximately five seconds.

After the shots, Mr. Turcios fell to the ground and released the knife. Officer Begin approached Mr. Turcios and kicked away the knife. Officer Job secured Mr. Turcios by placing him in handcuffs. EMS personnel who were still standing nearby began rendering emergency aid. Mr. Turcios was transported to a local hospital and later died from his injuries.

All of the involved officers had their body worn cameras and dash cameras activated and recording. On January 13, 2022, in accordance with State law, the Department filed a petition for release of the video recordings. Pursuant to Departmental policy, Officer Smith and Sergeant Tapscott have been placed on administrative duty.