

**TIMOTHY WILSON JR.**

October 9, 2018

William D. Gore, Sheriff  
San Diego County Sheriff's Department  
John F. Duffy Administrative Center  
9621 Ridgehaven Ct.  
San Diego, CA 92123

Re: Notice of Resignation

Dear Sheriff Gore,

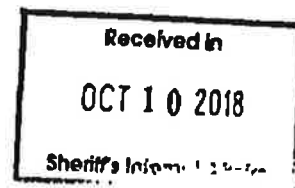
Please accept this letter as notice of resignation from my position as a Deputy Sheriff with the San Diego County Sheriff's Department effective today, October 9, 2018.

Because this letter, the material contained herein, and my status with the Department, constitute personnel records, I remind you that they are confidential under state law until such time as I waive that confidentiality.

Thank you for the opportunities both you and the San Diego County Sheriff's Department have provided to me over the course of my 10-year career.

Respectfully submitted,

Timothy Wilson, Jr.



**Alvarez, Monica**

---

**From:** Ralph, Kevin  
**Sent:** Tuesday, October 09, 2018 4:29 PM  
**To:** Alvarez, Monica; Lorenz, Peggi; Deal, Denese; Alfaro, Keanu  
**Subject:** Fwd: Resignation - Timothy Wilson Jr.

FYI

Sent from my iPhone

Begin forwarded message:


**From:** "Bavencoff, Christina" <[Christina.Bavencoff@sdsheriff.org](mailto:Christina.Bavencoff@sdsheriff.org)>  
**Date:** October 9, 2018 at 3:30:28 PM PDT  
**To:** "Ralph, Kevin" <[Kevin.Ralph@sdsheriff.org](mailto:Kevin.Ralph@sdsheriff.org)>  
**Subject:** FW: Resignation - Timothy Wilson Jr.

**From:** Twyman, Glen  
**Sent:** Tuesday, October 09, 2018 3:28 PM  
**To:** Bavencoff, Christina; Alvarado, Michael  
**Subject:** FW: Resignation - Timothy Wilson Jr.

**From:** Claudia E. Betancourt [<mailto:claudia@coplaw.org>]  
**Sent:** Tuesday, October 09, 2018 3:13 PM  
**To:** Twyman, Glen  
**Cc:** Amy R. Margolies  
**Subject:** RE: Resignation - Timothy Wilson Jr.

Thank you, Sgt. Twyman

**Claudia E. Betancourt**  
Legal Administrative Assistant  
BOBBITT PINCKARD & FIELDS, APC

  
[www.coplaw.org](http://www.coplaw.org)

Confidentiality Statement

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**Ralph, Kevin**

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**From:** Nesbit, Larry  
**Sent:** Wednesday, October 03, 2018 3:46 PM  
**To:** Ralph, Kevin  
**Cc:** Bavencoff, Christina  
**Subject:** FW: Wilson Plea

FYI.

Larry

Larry Nesbit, Assistant Sheriff  
Human Resource Services Bureau  
Court Services Bureau  
Desk (858) 974-2277  
[REDACTED]

-----Original Message-----

**From:** Martinez, Kelly  
**Sent:** Wednesday, October 03, 2018 3:43 PM  
**To:** Barnett, Mike  
**Cc:** Motley, Frank; Faigin, Robert; Ingrassia, John; Nesbit, Larry  
**Subject:** RE: Wilson Plea

Probably a misdemeanor but, we're checking. The DA didn't loop us in on this plea so, we are a little behind the eight ball.

-----Original Message-----

**From:** Barnett, Mike  
**Sent:** Wednesday, October 03, 2018 3:37 PM  
**To:** Martinez, Kelly  
**Cc:** Motley, Frank; Faigin, Robert; Ingrassia, John; Nesbit, Larry  
**Subject:** Re: Wilson Plea

Is it a felony conviction?

Mike

> On Oct 3, 2018, at 3:35 PM, Martinez, Kelly <[Kelly.Martinez@sdsheriff.org](mailto:Kelly.Martinez@sdsheriff.org)> wrote:

>  
> I just talked with Dave Brannan about the Wilson case. He said the DA never told him that Wilson took a plea. He just found out by seeing it in the news today. Wilson pled to a year in jail, 5 years probation and ordered to register as a sex offender for life. But, with the new SB384 related to 290 registration, he may be placed in one of the different tiers and may not end up being a lifetime registration by the time SB384 goes in to effect.

>  
> Mike Blevins  
>

**Ralph, Kevin**

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**From:** Maxin, Jeffrey  
**Sent:** Wednesday, October 03, 2018 5:07 PM  
**To:** Ralph, Kevin  
**Cc:** Bryant, English; Bavencoff, Christina; Callewaert, Peter; Nesbit, Larry  
**Subject:** Re: Wilson Plea

I got a call about 30 ago from Amy Margolies. She said the Skelly will probably not be moving forward. I just saw the news of his plea; which explains the phone call. The case is locked up in my office.

Sent from my iPhone

> On Oct 3, 2018, at 4:42 PM, Ralph, Kevin <[Kevin.Ralph@sdsheriff.org](mailto:Kevin.Ralph@sdsheriff.org)> wrote:

>  
> I think Captain Maxin has this case.  
>  
>  
> Kevin Ralph, Acting Lieutenant, ~~Internal Affairs Unit~~  
> Internal Affairs Unit  
> San Diego County Sheriff's Department  
> 9621 Ridgehaven Court  
> San Diego, CA 92123  
> Desk: 858-974-2070  
> [REDACTED]  
> [Kevin.Ralph@sdsheriff.org](mailto:Kevin.Ralph@sdsheriff.org)  
>  
> CONFIDENTIALITY NOTICE: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain information protected by the attorney-client privilege, the attorney work product doctrine or other applicable privileges or confidentiality laws or regulations. If you are not an intended recipient, you may not review, use, copy, disclose or distribute this message or any of the information contained in this message to anyone. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of this message and any attachments. Unintended transmission shall not constitute waiver of the attorney-client or any other privilege.

>  
>  
>  
>  
> -----Original Message-----

> From: Bryant, English  
> Sent: Wednesday, October 03, 2018 4:00 PM  
> To: Bavencoff, Christina; Ralph, Kevin; Bavencoff, Christina;  
> Callewaert, Peter  
> Subject: FW: Wilson Plea

>  
> Hello see below

>  
> -----Original Message-----  
> From: Falgin, Robert  
> Sent: Wednesday, October 03, 2018 3:37 PM  
> To: Bryant, English

**From:** Twyman, Glen [mailto:[Glen.Twyman@sdsheriff.org](mailto:Glen.Twyman@sdsheriff.org)]  
**Sent:** Tuesday, October 09, 2018 3:14 PM  
**To:** Claudia E. Betancourt  
**Subject:** Resignation - Timothy Wilson Jr.

Good afternoon,

Deputy Timothy Wilson's letter of resignation has been received by the Sheriff's Department Personnel Division and his resignation accepted.

If you have any questions or concerns, please contact me.

Regards,



**Glen Twyman, Sergeant**  
SAN DIEGO COUNTY SHERIFF'S  
DEPARTMENT  
Personnel Division – Career Path  
[REDACTED] | (958) 974-2459 office  
[glen.twyman@sdsheriff.org](mailto:glen.twyman@sdsheriff.org)



FROM THE OFFICE OF

**INTERNAL AFFAIRS - CONFIDENTIAL**

September 6, 2018

**Skelly Conference Assignment Notification**

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<b>Captain:</b>	<b>J. Maxim</b>
<b>IA#:</b>	<b>2018-113.1</b>
<b>Employee Name:</b>	<b>Deputy-Det. Timothy Wilson Jr. #7602</b>
<b>Discipline Recommendation:</b>	<b>Termination</b>

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This letter is to notify you of your assignment as Skelly Conference Officer for the above listed employee. Pursuant to Sheriff's Policy & Procedure Section 3.3:

*An employee may request a Skelly Conference for any proposed discipline other than a written reprimand or counseling. The employee shall have five (5) working days in which to request a Skelly Conference. The Skelly Conference must take place within ten (10) working days of the request for the conference. A waiver of the ten (10) working day limit must be mutually agreeable to both the employee and the conference officer.*

*Failure of the employee to request a Skelly Conference within the allotted time, or failure to appear at the designated time and place without just cause, shall constitute a waiver, and the package will be forwarded to the appropriate level for final decision via Internal Affairs.*

Please notify the Internal Affairs Unit and your Command of the date of the Skelly Conference. If there are any issues regarding your assignment as the Skelly Officer for this case/employee, please contact the Internal Affairs Unit (858) 974-2065 as soon as possible.

Thank you.

C: Commander-Detentions F. Clamser  
Assistant Sheriff J. Ingrassia



**San Diego County  
SHERIFF'S DEPARTMENT**

2018-113.1

**NOTICE OF PROPOSED DISCIPLINARY ACTION**

TO: William D Gore, Sheriff		DATE: 08/01/2018	
It is recommended that the following disciplinary action be administered to the below named employee:			
EMPLOYEE'S NAME:	Timothy Wilson, Jr. #7602	TITLE:	Deputy Sheriff - Detentions
DEPARTMENT POLICY AND / OR PROCEDURE SECTION(S) VIOLATED:	2.4 - Unbecoming Conduct	2.15 - Insubordination	
	2.6 - Conformance to Laws X2	2.30 - Failure to Meet Standards	
	2.3 - Violation of Rules	2.46- Truthfulness	
RECOMMENDED DISCIPLINE:	Termination		
SECOND LEVEL SUPERVISOR:	Lena Lovelace, Lieutenant	DATE:	08/01/2018
LIST PRIOR RELATED OFFENSE(S) WITHIN LAST FIVE YEARS WITH DATE & ACTION	2.3 - Violation of Rules X2; 2.24- Reporting for Duty- 08/26/2016- 90 day suspension		
	2.3- Violation of Rules X4; 2 4- Conduct Unbecoming X3; 2.30- Failure to Meet		
	Standards X4- 02/12/2013- 30 day suspension		
I have been advised of the above charges and recommended discipline:			
EMPLOYEE'S SIGNATURE:	<i>Timothy Wilson</i>	DATE:	8/7/2018
2 <sup>nd</sup> LEVEL SUPERVISOR SIGNATURE:	<i>[Signature] #4319</i>	DATE:	8/7/18
3 <sup>rd</sup> LEVEL SUPERVISOR SIGNATURE:	<i>[Signature]</i>	DATE:	8/7/18
COMMENTS:			
REVIEWED BY INTERNAL AFFAIRS:	<i>[Signature]</i>	DATE:	8/14/18
4 <sup>th</sup> LEVEL SUPERVISOR SIGNATURE:		DATE:	
COMMENTS:			
ADDITIONAL REVIEW:		DATE:	
ADDITIONAL REVIEW:		DATE:	
ADDITIONAL REVIEW:		DATE:	
<b>INTERNAL AFFAIRS SECTION</b>			
<input type="checkbox"/> WRITTEN REPRIMAND BY:		DATE:	
<input checked="" type="checkbox"/> NOTICE OF INTENT AND CHARGES:	S. KORCHAK	DATE:	8/28/18
<input type="checkbox"/> ORDER SERVED.		DATE:	
<input type="checkbox"/> CIVIL SERVICE NOTIFIED:		DATE:	
<input type="checkbox"/> PAYROLL NOTIFIED:		DATE:	
FINAL ACTION TAKEN:		RELEASED FROM:	



# San Diego County Sheriff's Department

Post Office Box 939062 • San Diego, California 92193-9062



*William D. Gore, Sheriff*

August 17, 2018

Timothy Wilson  
[REDACTED]  
[REDACTED]

Dear Deputy Sheriff-Detentions Timothy Wilson, Jr.:

## **NOTICE OF INTENT OF TERMINATION AND CHARGES, CASE #2018-113.1**

Please take notice that it is my intention to recommend to the Sheriff that you be terminated from your position as Deputy Sheriff-Detentions (Class #5757) in the Sheriff's Department and the Classified Service of the County of San Diego for each and all of the following causes:

### **CAUSE I**

You are guilty of failure of good behavior as set forth under Section 7.2(r) of Rule VII of the Rules of the Civil Service Commission as it relates to Sheriff's Policy and Procedure Section 2.3 – Violation of Rules, as it relates to Department Policy and Procedure Section 7.6 (Use of CLETS-NCIC-ARJIS and Local Information) in that: Between March 23, 2018, and May 18, 2018, you accessed the NetRMS report writing system approximately 33 times to view the criminal case in which you were the suspect. Your inquiries were outside the purview of your official duties. Employees shall not commit or omit any acts which constitute a violation of any of the rules, regulations, directives, orders or policies of this Department, whether stated in these Rules of Conduct or elsewhere.

### **CAUSE II**

You are guilty of incompetency as set forth under Section 7.2(a) of Rule VII of the Rules of the Civil Service Commission as it relates to Sheriff's Policy and Procedure Section 2.30 – Failure to Meet Standards, in that: As of August 17, 2018, you remain in custody at the San Diego Central Jail and are unable to perform your normal job functions. Furthermore, you are restricted from possessing a firearm, and have limitations when testifying in court due to your placement on the Brady List.

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**CAUSE III**

You are guilty of conduct unbecoming of an officer as set forth under Section 7.2(m) of Rule VII of the Rules of the Civil Service Commission as it relates to Sheriff's Policy and Procedure Section 2.4 – **Unbecoming Conduct**, in that: You brought discredit upon yourself as a member of this department by inappropriately touching a minor. Initially, you denied the allegations to the criminal investigator, but eventually admitted it was you.

**CAUSE IV**

You are guilty of a failure of good behavior, as set forth under Section 7.2(r) of Rule VII of the Rules of the Civil Service Commission as it relates to Sheriff's Policy and Procedure Section 2.6 – **Conformance to Laws**, as it relates to California Penal Code Sections 288 (C) (1) and 502 (C) in that: On May 22, 2018, you were arrested for inappropriately touching the buttocks of a minor at the Panda Express restaurant in the city of Vista, California. You also unlawfully researched the victim's home address in law enforcement databases. Employees of this Department shall obey all laws of the United States, of this state, and of local jurisdictions.

**CAUSE V**

You are guilty of insubordination as set forth under Section 7.2(c) of Rule VII of the Rules of the Civil Service Commission as is relates to Sheriff's Policy and Procedure Section 2.15 – **Insubordination**, in that: On June 6, 2018, you willfully refused to obey direct orders and answer questions during your Internal Affairs interview.

**CAUSE VI**

You are guilty of acts that are incompatible with and/or inimical to the public service as set forth under Section 7.2 (s) of Rule VII of the Rules of the Civil Service Commission of the County of San Diego. You are guilty of acts, which are incompatible with the **San Diego County Sheriff's Department Executive Order and the Mission, Vision, Values and Goals**. Your conduct constituting such acts inimical to the public service is set forth under Causes I through V above.

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[REDACTED]

[REDACTED]

[REDACTED]

You have **five (5)** regular business days to request a Skelly Conference. You may respond either orally, in writing, or both, regarding the above proposed charges and discipline. Your response will be considered by the Sheriff before final action is initiated. Upon receipt of this notice you will be provided with all documents possessed by this department upon which this proposed action is based.

If you have any questions of said documents, please contact Internal Affairs. You have until 4:30 P.M. on September 4, 2018 to contact Internal Affairs at 858-974-2065, if you wish to respond to the above charges and discipline. Internal Affairs will provide you with the name of a Skelly Officer, whom you should contact without delay, as the conference must be held within ten (10) days, unless waived by mutual agreement. If there are extenuating circumstances precluding you from staying within this time limit, contact Internal Affairs immediately.

If you fail to respond, or if your response is unsatisfactory, an Order of Termination and Charges will be served upon you and the discipline initiated.

Sincerely,

WILLIAM D. GORE, SHERIFF



E. Frierson, Captain-Detentions  
Vista Detention Facility

WDG:EF:kcb

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# COUNTY OF SAN DIEGO

## INTER-DEPARTMENTAL CORRESPONDENCE

July 31, 2018

To: William D. Gore, Sheriff  
San Diego County

From: Lena S. Lovelace, Lieutenant  
Vista Detention Facility

Via: Chain of Command

### **Disciplinary Recommendation and Rationale for Deputy Sheriff-Detentions Timothy Wilson, Jr, Internal Affairs Case #2018-113.1**

#### **RECOMMENDATION**

I have read the investigative reports prepared by Sergeant Kyle Bibel #3754 and all the associated attachments. I have also listened to the recorded interviews. Sergeant Bibel found Deputy Sheriff-Detentions Timothy Wilson, Jr. #7602 in violation of Department Policy and Procedure sections:

- 2.6 Conformance to Laws (As it relates to California Penal Code Section 288(c)(1))
- 2.6 Conformance to Laws (As it relates to California Penal Code Section 502(c))
- 2.4 Unbecoming Conduct
- 2.30 Failure to Meet Standards
- 2.15 Insubordination
- 2.3 Violation of Rules (As it relates to Department Policy and Procedure Section 7.6)
- 2.46 Truthfulness

I concur with all of Sergeant Bibel's conclusions and findings. Deputy Wilson ultimately confessed to his involvement in this crime. Although I believe there is merit to the finding on the allegation of Truthfulness, I will not be considering the Truthfulness violation for my disciplinary recommendation.

Based on the nature of all the other conduct involved, and after weighing the factors in aggravation and mitigation, any recommendation other than termination would expose the department to additional disrepute; potentially expose the public to further harm; and subject the County to serious risk of civil liability, as well as negative public press.

Deputy Wilson's actions violated the standards established in the Core Values of the San Diego Sheriff's Department. His inability to carry a firearm precludes him from performing the core functions of a peace officer. Additionally, his actions have eroded the public's confidence and

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compromised his authority and integrity. I believe he would be a liability to the County of San Diego and the Sheriff's Department. I recommend Deputy Wilson be terminated from employment.

### RATIONALE

Sergeant Bibel's investigation was thorough and fair. There was substantial evidence to conclude the misconduct, as described, occurred. The rules regarding employee conduct are clear and understandable. After reviewing the entire investigation, attachments and recordings, I found no evidence of bias or ill motivation by Sergeant Bibel or any of the witnesses noted in this investigation.

On July 24, 2018, at about 1333 hours, I met with Deputy Wilson and his Employee Representative, attorney Amy Margolies, in an interview room on the ninth floor at the San Diego Central Jail. This meeting took place prior to making my disciplinary recommendation. Before our audio-recorded meeting began, I gave Deputy Wilson and Margolies an opportunity to read the entire investigation and its attachments. At approximately 1352 hours, I began the audio-recorded meeting with Deputy Wilson and Margolies. The audio tape is attached to this report.

During our meeting, I informed Deputy Wilson that he would be given the opportunity to provide information which could mitigate the findings of the investigation or have an impact on my disciplinary recommendation.

The facts in this case are clear and not in dispute. Although the criminal case has not been adjudicated, Deputy Wilson ultimately admitted to touching the buttocks of a fourteen year old girl (a violation of California Penal Code Section 288 (C)(1), a felony). Portions of the incident were captured on surveillance video inside the restaurant. Deputy Wilson also admitted to accessing the NetRMS (Records Management System) in an attempt to garner information regarding the victim and incident. It is further revealed through the investigation Deputy Wilson had the victim's home address in his deputy notebook, as well as video and photographs in his personal cellphone, which was all taken directly from NetRMS (violations of California Penal Code Section 502 (C)(2), a felony).

Deputy Wilson initially denied the accusations. Eventually, Deputy Wilson admitted it was him by stating, *"It was a momentary lapse in judgement. It was me, man..."*. Deputy Wilson continued, *"I don't even know why I did it."* Deputy Wilson then attempted to insinuate his actions were due to the stress of the job.

A deputy sheriff is faced with many decisions and situations which are stressful; however, the expectation when hired is that a deputy has the capability to handle and deal with the stress of law enforcement activities. There is a higher standard and higher expectation for a deputy to do the right thing and an expectation for law enforcement to be forthcoming in their interactions with the public at all times.

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Sergeant Bibel cited in his investigation interviews provided to the media by Sheriff Gore and the victim's mother. Both the Sheriff and the victim's mother discuss how Deputy Wilson compromised his authority and discredited himself as a deputy sheriff, as well as the San Diego Sheriff's Department as a whole. It is for all the above mentioned reasons I support the sustained finding on the allegation of Unbecoming Conduct.

Deputy Wilson refused to answer questions for the Internal Affairs investigation, a violation of a direct order. Sergeant Bibel read Deputy Wilson the Miranda, Garrity and Lybarger warnings at the beginning of the interview in the Internal Affairs administrative case and he refused to answer Internal Affairs' questions. His refusal is insubordination.

As previously mentioned in this report, Deputy Wilson cannot possess a firearm as a result of a Criminal Protective Order issued against him to prevent him from going near the victim. This order significantly limits his ability to perform his job. Further, Deputy Wilson has remained in custody at San Diego Central Jail. All of these issues severely impact his ability to perform the core functions of a Deputy Sheriff.

Deputy Wilson was cooperative during my conference with him. Deputy Wilson had no questions regarding the investigation or pertaining to the sustained findings. However, his representative did state that with all the sustained findings they would reserve any statements or arguments until they have more time to thoroughly look over all the materials. Deputy Wilson offered no mitigating factors for me to consider.

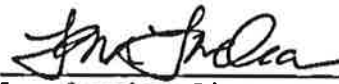
I contacted Internal Affairs [REDACTED]

It should be noted, Deputy Wilson was placed on the Brady List. While placement on the Brady List by itself does not provide a basis for discipline, the underlying conduct which resulted in Deputy Wilson being placed on the list clearly demonstrates a failure to meet the standards expected for employment with the department. The Brady List is only mentioned here as it further solidifies my recommendation that the level of discipline should be termination.

I have considered Deputy Wilson's work history and tenure (ten years) with the Sheriff's Department. A Sheriff's Department employee with Deputy Wilson's tenure and/or experience is expected to conduct himself in a responsible, lawful manner. As a sworn staff member of the San Diego County Sheriff's Department, we are held to a much higher standard. Deputy Wilson has discredited himself and the San Diego County Sheriff's Department. His actions were clearly not

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in line with the department's Mission, Vision and Core Values. Furthermore, Deputy Wilson's actions have the potential to not only erode department credibility and public confidence, but place others in harm's way. Based on the totality of the investigation and the seriousness of these violations, major discipline is warranted. The extent of damage to Deputy Wilson's career and to the public trust leaves no other choice than to terminate his employment.



Lena Lovelace, Lieutenant  
Vista Detention Facility

07/31/18

Date


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**ENDORSEMENTS**

  
Erika Frierson, Captain  
Vista Detention Facility

Approved ( ) Disapproved  
Date: 8/02/18

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

  
Frank Clamser, Commander  
Detention Operations Area 1

Approved ( ) Disapproved  
Date: 8/2/18

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
John Ingrassia, Assistant Sheriff  
Detention Services Bureau

( ) Approved ( ) Disapproved  
Date: \_\_\_\_\_

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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\_\_\_\_\_  
Mike Barnett, Undersheriff  
San Diego County Sheriff's Department

( ) Approved ( ) Disapproved

Date: \_\_\_\_\_

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

\_\_\_\_\_  
William D. Gore, Sheriff  
San Diego County

( ) Approved ( ) Disapproved

Date: \_\_\_\_\_

COMMENTS: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

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TO TW





RECEIPT OF MATERIALS

EMPLOYEE: Timothy Wilson, Jr. #7602 / 041063  
Case # 2018-113.1

DESCRIPTION OF DOCUMENT	EMPLOYEE RECEIVED (DATE & INITIAL)	APPOINTING AUTHORITY (Date & Sign)
Notice of Proposed Disciplinary Action to Timothy Wilson, Jr. dated 08-07-2018	<i>8/18/18</i>	<i>8/28/18</i>
Notice of Intent of Termination and Charges to Timothy Wilson, Jr. dated 08-17-2018		
Discipline Recommendation & Rationale from Lieutenant-Detentions L. Lovelace to Sheriff Gore dated 07-31-2018 and attachment one (1) CD-R of conference	<i>8/18/18</i>	<i>8/28/18</i>
Investigative Reports by Sergeant-Detentions K. Bibel dated 06-29-2018 and attachments		
Copy of Notice of Proposed Disciplinary Action to Timothy Wilson, Jr. signed by Sheriff Gore dated 06-16-2016 (IA#2015-131.2)	<i>Timothy Wilson</i>	<i>8/28/18</i>
Copy of Notice of Proposed Disciplinary Action to Timothy Wilson, Jr. signed by Sheriff Gore dated 02-12-2013 (IA# 2012-091.1)		



**RECEIPT OF MATERIALS**

**EMPLOYEE: Timothy Wilson, Jr. #7602 / 041063  
Case # 2018-113.1**

Skelly Conference Letter to Timothy Wilson, Jr.	<del>Timothy</del>	<del>8/28/18</del>	<del>8/28/18</del>
Order Not to Disclose Materials to Timothy Wilson, Jr.			
Declaration/Acknowledgement of Personal Service			
Two (2) CD-Rs			

FROM THE OFFICE OF

**INTERNAL AFFAIRS – CONFIDENTIAL**

**DECLARATION/ACKNOWLEDGEMENT OF PERSONAL SERVICE**

I, the Undersigned, certify that I am over 18 years of age and a resident of the County of San Diego, California and that I served the

- NOTICE OF INTENT OF PAY-STEP REDUCTION AND CHARGES**
- NOTICE OF INTENT TO SUSPEND AND CHARGES**
- NOTICE OF INTENT TO TERMINATE AND CHARGES**
- NOTICE OF INTENT OF REASSIGNMENT AND CHARGES**
  
- ORDER OF PAY-STEP REDUCTION AND CHARGES**
- ORDER OF SUSPENSION AND CHARGES**
- ORDER OF TERMINATION AND CHARGES**
- ORDER OF DEMOTION AND CHARGES**
- ORDER OF REASSIGNMENT AND CHARGES**

of which a true copy is attached hereto, by delivering a copy thereof to

Timothy Wilson personally at 1173 Front Street on August 28, 2018.

I declare under penalty of perjury of the laws of the State of California that the foregoing is true and correct.

Executed this 28 day of August, 2018, at San Diego, California.

[Signature]  
Signature of person making personal service

**ACKNOWLEDGEMENT OF SERVICE**

I do hereby acknowledge receipt of the above noted document.

Executed this 28 day of August, 2018.

SIGNED [Signature]

IA# 2018-113.1

Released from IA Files

To: TW

From the Office of

**INTERNAL AFFAIRS - CONFIDENTIAL**

**ORDER NOT TO DISCLOSE MATERIALS**

Pursuant to Department Policy, materials are being furnished to you upon which your proposed discipline is based. These materials are reproductions and are a part of the confidential employee personnel records of the San Diego Sheriff's Department. Dissemination of this information is restricted to a need and a right to know.

You are ordered not to disclose, release, or copy these materials to or for anyone, other than your attorney and/or association representative, without the written authorization of the Internal Affairs Lieutenant. Materials include all written documentation, tape recordings, and videotapes.


Any unauthorized release of information contained in these documents compromises the confidentiality of your personnel file, and may impede the Department's ability to protect your confidentiality in future discovery motions. This could subject you and the County to unnecessary liability and criticism, to which the Department may be required to defend in a public forum.

You are strongly encouraged to destroy or return these materials when they no longer serve a useful purpose. Should you desire to review material related to your discipline at a later time, you may make arrangements with the Internal Affairs Unit.

Failure to abide by this order could result in a charge of insubordination, and subject you to disciplinary action up to and including termination.

Do not attempt to contact the complainant regarding the allegations, as this could result in future complaints. *"Retaliation is prohibited by state and federal law. We advise you to refrain from doing anything that may be construed as retaliation against the complainant or any witness involved in this investigation."*

I have received a copy of this order.

  
\_\_\_\_\_  
Timothy Wilson, Jr.

IA# 2018-113.1

Released from IA Files

To:   
\_\_\_\_\_

From the Office of

**INTERNAL AFFAIRS - CONFIDENTIAL**

**Skelly Conference Letter**

**IA# 2018-113.1**


As indicated on the "Notice of Intent" to discipline, which you are receiving, disciplinary action against you is being considered. If you wish to invoke your right to a pre-disciplinary due process hearing on this matter (*Skelly Conference*), you must make the request within five (5) regular business days. The Skelly Conference is a relatively informal hearing, not an adversarial evidentiary trial. The final date to request a hearing is indicated on your "Notice of Intent". Your request should be made by calling the Internal Affairs Unit at (858) 974-2065.

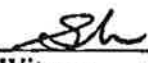
*If you do not request the conference within that time, your right to a Skelly Conference will have been waived, and the recommended discipline may be imposed.*

Your Skelly rights are:

1. To receive a written "Notice of Intent" to discipline, that may be served upon you, either in person or by mail. That notice will include the level of proposed discipline, the charges, and a brief explanation of the reason for the discipline.
2. To receive a copy of the materials upon which the proposed discipline is based, including reports, tape/digital recordings, photographs, etc. Any item certified as confidential and withheld from you by the department cannot be used as a basis for discipline.
3. To have sufficient time to review the supporting materials so that your response can be prepared.
4. To respond orally, in writing, or both to the proposed discipline and charges.
5. To a hearing officer who is not in your chain of command.
6. To have a representative or attorney present at the hearing.
7. To receive copies of all materials prepared as a result of the Skelly Conference.
8. To receive a new Skelly Conference for any new charges or increased discipline, which arise from the Skelly Conference.

I have read and understand my Skelly rights.

  
\_\_\_\_\_  
Timothy Wilson, Jr.

 8/28/18  
\_\_\_\_\_  
Witness Date

Released from IA Files

To: TW



# San Diego County Sheriff's Department

Post Office Box 939062 • San Diego, California 92193-9062



*William D. Gore, Sheriff*

September 4, 2018

Law Offices of Bobbitt, Pinckard & Fields  
A Professional Corporation

[REDACTED]  
[REDACTED]

Re: Deputy Sheriff-Detentions Timothy Wilson, Jr. #7602  
IA# 2018-113.1

Dear Amy R. Margolies:

Your discovery request was received in the Internal Affairs Unit on September 4, 2018.

With regard to your discovery request in the matter of Deputy Wilson, your office was provided copies of all materials upon which the proposed action is based, including copies of all audio recordings.

A copy of Sheriff's Policy and Procedure, Section 2 (Rules of Conduct) is enclosed, containing the policy sections charged in this case.

Sincerely,

WILLIAM D. GORE, SHERIFF

Michael J. Knobbe, Lieutenant  
Internal Affairs Unit

WDG:MJK:ksa

**BOBBITT PINCKARD & FIELDS**  
A Professional Corporation

[REDACTED]

RICHARD L. PINCKARD  
BRADLEY M. FIELDS  
ROBERT W. KRAUSE

AMY R. MARGOLIES  
CHRIS J. KOWALSKI

NORY R. PASCUA, CFLS  
OF COUNSEL

EVERETT L. BOBBITT  
(1946-2007)

TELEPHONE

[REDACTED]

FACSIMILE

[REDACTED]

WWW.COPLAW.ORG

CARI L. SNIDER  
LEGAL ADMINISTRATOR

[REDACTED]

**FAX TRANSMISSION**

**Date:** September 4, 2018  
**To:** SDSO/IA  
**From:** Cari Snider, Legal Administrator  
**Re:** Deputy Timothy Wilson - Request for Skelly Conference

**FAX No. Sending to:** (858) 974-2077

**FAX No. Sending from:** [REDACTED]

**Total number of sheets including this page:** 3

**COMMENTS:**

- Original being mailed via U.S. Mail
- Original **NOT** being mailed
- Please confirm receipt by calling [REDACTED]

**WARNING**

The information contained in this facsimile message is confidential information (and may be a privileged attorney-client communication) intended only for the use of the individual or entity named above. If the reader of this message is not the intended recipient, you are hereby notified that any dissemination or distribution of this communication to anyone other than the intended recipient is strictly prohibited. If you have received this communication in error, please immediately notify us by telephone and return the original message to us at the above address via the U.S. Postal Service. Thank you.

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A Professional Corporation



RICHARD L. PINCKARD  
BRADLEY M. FIELDS  
ROBERT W. KRAUSE

AMY R. MARGOLIES  
CHRIS J. KOWALSKI  
NORY R. PASCUA

EVERETT L. BOBBITT  
(1946-2007)

TELEPHONE  
[REDACTED]  
FACSIMILE  
[REDACTED]  
WWW.COPLAW.ORG

CARL L. SNIDER  
LEGAL ADMINISTRATOR  
[REDACTED]

September 4, 2018

William D. Gore, Sheriff  
San Diego County Sheriff's Department  
P.O. Box 939062  
San Diego, CA 92193-9062

Via Facsimile and U.S. Mail  
(858) 974-2244

Re: Deputy Timothy Wilson - Request for Skelly Conference

Dear Sheriff Gore:

Our office represents Deputy Timothy Wilson regarding the Notice of Intent of Termination and Charges served on him on August 28, 2018. Based on the information available to us at this time, on behalf of our client, we deny the allegations on which this action is based and request an opportunity to respond to the allegations. I will serve as Deputy Wilson's representative in this matter. Please contact me directly regarding the scheduling of this *Skelly* Conference either by phone or email at [REDACTED]

Because our client is a peace officer, he is entitled to the protections afforded under Penal Code § 135.5. Accordingly, prior to any disciplinary proceeding, our client is entitled to any relevant information related to the proposed discipline. Relevant information includes evidence that has any tendency in reason to prove or disprove any disputed fact that is of consequence to the determination of the action, or the truthfulness of a witness's testimony or of a declarant's hearsay statement. (See Evidence Code §§ 210, 780 and 1202.) Penal Code § 135.5<sup>1</sup> has expanded the nature of information that must be provided to a public safety officer during any disciplinary proceeding. It is now unlawful to conceal any relevant evidence during the disciplinary process. Concealment would include knowingly not providing any relevant evidence.

I recognize some information may not be relevant to the appointing authority in order to make a decision regarding discipline of a public safety officer would be relevant to our client to disprove the allegations or mitigate the facts or level of discipline. Therefore, I have provided a list of information that we consider relevant to defending our client from the allegations alleged in the Notice of Intent of Termination and Charges. Relevant evidence also includes evidence which may assist in mitigation of the level of discipline. Please keep in mind the information we are requesting is in addition to that information that must be provided pursuant to *Skelly v. State Personnel Board*, (1975) 15 Cal.3d 194.

On behalf of our client, to the extent not already provided, we request the following information:

<sup>1</sup> Penal Code § 135.5 states: "Any person who knowingly alters, tampers with, conceals, or destroys relevant evidence in any disciplinary proceeding against a public safety officer, for the purpose of harming that public safety officer, is guilty of a misdemeanor."



William D. Gore, Sheriff  
Re: Request for Skelly Conference  
September 4, 2018  
2 | Page

1. A current copy of all policies and procedures alleged to have been violated by our client.
2. All written reports (as defined by *San Diego Police Officers Assn. v. City of San Diego*, (2002) 98 Cal App.4th 779) prepared as a result of the allegations against our client.
3. All Investigator notes.
4. A copy of all radio transmissions related to this investigation.
5. All written or recorded statements of any potential witness.
6. All prior criminal history of any known potential witness related to this investigation.
7. All information that could lead to or tends to mitigate the conclusions as set forth in the proposed notice of discipline. Information includes any information known to members of your agency whether in a written form or merely within the knowledge of members of your staff.
8. All statements or utterances by our client, oral or written, however recorded or preserved, whether or not signed or acknowledged by our client.
9. The names and addresses of any witness who may have knowledge of the events that caused the discipline to be proposed.
10. An opportunity to examine all physical evidence obtained in the investigation against our client.
11. All laboratory, technician, and other reports concerning the testing and examination of any physical evidence.
12. All reports of experts made in conjunction with the case, involving the results of physical or mental examinations, scientific tests, experimental or comparisons which relate to the allegations as set forth in the notice of proposed discipline.
13. All photographs, motion pictures, or videotapes taken during the investigation.
14. Any exculpatory or mitigating evidence in the possession of your agency.
15. Any information relevant to the credibility of any witness.
16. Any potential rebuttal evidence in the possession of your agency.
17. Any and all relevant evidence known or in the possession of your agency.
18. Any recommendations from supervisory or management staff that differ or contradict the current conclusions or recommendation of discipline.
19. All performance evaluations for the past 10 years.
20. Any and all materials reflecting documentation of positive or negative performance maintained in any department files (including Internal Affairs files).
21. Any and all notes, minutes and/or materials from any meetings or discussions involving captains or chiefs in the process of determining the level of discipline to be proposed.
22. Any and all electronically stored data including email and any other computer generated files.
23. Any and all findings of the Citizen's Law Enforcement Review Board relating to this proposed discipline.
24. All discoverable information under Penal Code §1054 as required by *San Diego Police Officers Association v. City of San Diego*, supra, 98 Cal.App.4th 779.

Please treat this request as a continuing request until this matter has been settled or adjudicated. Thank you for your anticipated cooperation.

Sincerely,



Amy R. Margolies

ARM/ceb

cc: Internal Affairs (via facsimile)



FROM THE OFFICE OF

**INTERNAL AFFAIRS - CONFIDENTIAL**

July 11, 2018

TO: Erika Frierson, Captain-Detentions  
Vista Detention Facility (N169)

FROM: Michael Knobbe, Lieutenant  
Internal Affairs Unit (O41)

**INTERNAL AFFAIRS CASE # 2018-113.1**

Please review this investigation and check where appropriate. When all action is completed, please return directly to the Internal Affairs Unit. DO NOT FORWARD THROUGH THE CHAIN OF COMMAND. This will be done by the Internal Affairs Unit. If you have any questions, please call (858) 974-2065.

I concur with the Internal Affairs conclusions. No further formal action is recommended.

I concur with the Internal Affairs conclusions. Discipline recommendation attached.

I disagree with the Internal Affairs findings. See attached report.

A procedural change is being written and an approved copy will be sent to Internal Affairs.

Signed Erika Frierson Date 7.13.18

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# SAN DIEGO COUNTY SHERIFF'S DEPARTMENT

*Internal Affairs Unit*



**INTERNAL AFFAIRS CASE # 2018-113.1**

**ACCUSED EMPLOYEE:** Timothy Wilson Jr, Deputy Sheriff-Detentions

**COMPLAINANT:** SDSO

**INVESTIGATOR:** Sergeant Kyle Bibel

**CONFIDENTIAL**

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# SAN DIEGO COUNTY SHERIFF'S DEPARTMENT

(Internal Affairs Unit)

**CASE NUMBER: 2018-113.1**

**ACCUSED EMPLOYEE:** Timothy Wilson Jr., Deputy Sheriff-Detentions  
**COMPLAINANT:** SDSO  
**INVESTIGATOR:** Sergeant K. Bibel

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- B. Synopsis, Analysis, Conclusions, and Findings by Sergeant K. Bibel
- C. Witness List and Investigation by Sergeant K. Bibel
- D. SDSO Report Number 18115185.1/18115185.2 and Criminal Investigation by SDSO Detective D. Brannan #2061
- E. Compact disc containing photographs, audio interviews, and video footage
- F. NetRMS Audit of Deputy Wilson's account
- G. Emails and pictures from Deputy Wilson to unknown email address
- H. Letter from California Department of Justice and Brady Letter from the San Diego District Attorney's Office regarding Deputy Wilson

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San Diego County Sheriff's Department  
 Post Office Box 939062  
 San Diego, California 92193-9062



William D. Gore, Sheriff

**COMPLAINT FORM**

PLEASE PRINT OR TYPE

2018-113.1

COMPLAINANT'S NAME SDSO		DATE OF BIRTH	HOME PHONE
COMPLAINANT'S ADDRESS		CITY	ZIP CODE
LOCATION OF INCIDENT		CITY	DATE AND TIME OF INCIDENT 5-18-18
NAME(S) OF SHERIFF'S PERSONNEL Deputy Tim Wilson JR 7602			
BRIEF NARRATIVE OF COMPLAINT Deputy Wilson was arrested for lewd acts upon a minor.			
			CONTINUED ON ADDITIONAL SHEETS <input type="checkbox"/>
1. DO YOU BELIEVE YOU WERE STOPPED, ARRESTED, SEARCHED, OR DETAINED BY LAW ENFORCEMENT DUE, AT LEAST IN PART, TO RACIAL OR IDENTITY PROFILING (E.G. BECAUSE OF YOUR RACE, COLOR, NATIONALITY, NATIONAL ORIGIN, GENDER, AGE, RELIGION, GENDER EXPRESSION, SEXUAL ORIENTATION, MENTAL OR PHYSICAL DISABILITY)? <input type="checkbox"/> Yes <input type="checkbox"/> No			
2. IF YES, PLEASE EXPLAIN WHAT SPECIFIC PROFILING YOU BELIEVE OCCURRED AND THE BASIS FOR YOUR BELIEF:			
<p><b>148.6 P.C. ADVISORY STATEMENT:</b> YOU HAVE THE RIGHT TO MAKE A COMPLAINT AGAINST A POLICE OFFICER FOR ANY IMPROPER POLICE CONDUCT. CALIFORNIA LAW REQUIRES THIS AGENCY TO HAVE A PROCEDURE TO INVESTIGATE CIVILIANS' COMPLAINTS. YOU HAVE A RIGHT TO A WRITTEN DESCRIPTION OF THIS PROCEDURE. THIS AGENCY MAY FIND AFTER INVESTIGATION THAT THERE IS NOT ENOUGH EVIDENCE TO WARRANT ACTION ON YOUR COMPLAINT; EVEN IF THAT IS THE CASE, YOU HAVE THE RIGHT TO MAKE THE COMPLAINT AND HAVE IT INVESTIGATED IF YOU BELIEVE AN OFFICER BEHAVED IMPROPERLY. CIVILIANS COMPLAINTS AND ANY REPORTS OR FINDINGS RELATED TO COMPLAINTS MUST BE RETAINED BY THIS AGENCY FOR AT LEAST FIVE YEARS. IT IS AGAINST THE LAW TO MAKE A COMPLAINT THAT YOU KNOW TO BE FALSE. IF YOU MAKE A COMPLAINT AGAINST AN OFFICER KNOWING THAT IT IS FALSE, YOU CAN BE PROSECUTED ON A MISDEMEANOR CHARGE.</p> <p>I have read and understand the above statement.</p>			
SIGNATURE OF COMPLAINANT:		DATE:	
<b>INTERNAL AFFAIRS USE ONLY</b>			
EMPLOYEE RECEIVING COMPLAINT:	Internal Affairs	DATE & TIME:	Received in MAY 18 2018 Sheriff's Internal Affairs
RECEIVED IN I.A. BY:			
<input type="checkbox"/> IN PERSON	NATURE OF COMPLAINT:	Conformance to Law	I.A. CASE # 2018-113.1
<input type="checkbox"/> U.S. MAIL	ASSIGN TO:	IA-Sgt. K. Bibel (DSB-VDF)	
<input type="checkbox"/> MESSENGER MAIL			
<input checked="" type="checkbox"/> OTHER: Email			

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2018-0191

GENERAL INFORMATION

Name: Wilson Jr, Timothy  
Title: DEP SHERIFF - DETENTIONS/CTSVC  
SDSD User ID: TWLS3SH  
PeopleSoft ID: 041063  
ARJIS Number: SH7602  
Desk Phone: (760) 940-4479  
Cell Phone:  
Pager No.:  
Home Phone\*:  
Confidential Phone\*:  
Other:  
Call Sign:  
Sheriff's Email: [Timothy.Wilsonjr@sdssheriff.org](mailto:Timothy.Wilsonjr@sdssheriff.org)  
Other Email:  
Responsibility:



\* Home Phone number and Confidential phone number are viewable just by you and Comm Center Supervisors

CURRENT WORK LOCATION

Dept. Name:  
Vista Detention Facility  
Mail Stop:  
N169  
Location:  
Vista Detention Facility  
Address:  
325 South Melrose Drive Suite  
Vista CA 92081-6696  
Telephone:  
Fax:

HR (PeopleSoft) ASSIGNED LOCATION

Dept. Name:  
Vista Detention Facility  
Mail Stop:  
N169  
Location:  
NCRC Jail Expansion  
Address:  
325 S Melrose Dr  
Vista CA 920816643  
Telephone:  
760/940-4473

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FROM THE OFFICE OF

**INTERNAL AFFAIRS – CONFIDENTIAL**

May 21, 2018

**IA# 2018-113.1**

**Notice of Investigation Assignment to Internal Affairs Investigator**


Commander-Detentions Frank C. Clamser, Jr.

RE: Deputy-Detentions/Ctsvc Timothy Wilson Jr. #7602  
Vista Detention Facility (N169)

The attached complaint is assigned to Sergeant S. Kopchak of the Internal Affairs Unit for investigation. You will be informed of the results upon completion of the investigation.

Should you wish to be briefed at any time, please feel free to call me at (858) 974-2065.

Thank you,



Christina Bavencoff, Lieutenant  
Internal Affairs Unit

CMB:ksa

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FROM THE OFFICE OF

**INTERNAL AFFAIRS – CONFIDENTIAL**

Date: **May 21, 2018**  
Complainant: **SDSO**  
Date of Incident: **05-18-2018**  
Location of Incident: **Vista**  
Allegation: **Conformance to Law**  
Case No: **2018-113.1**

**TO: Deputy-Detentions/Ctsvc Timothy Wilson Jr. #7602**  
**Vista Detention Facility (N169)**

This is to inform you that the Internal Affairs Unit has received a complaint regarding your conduct. The investigation of this complaint will be handled by SERGEANT-DETENTIONS K. BIBEL of the INTERNAL AFFAIRS UNIT. The investigator will contact you to arrange an interview.

As a sworn member of this department, you should be aware of your rights contained in Government Code Sections 3300-3311 (Peace Officer's Bill of Rights) or contact an employee representative or attorney for advice.

The Department Policy and Procedure Manual also details your responsibilities during the investigation. Your attention is specifically directed to Sections 2.15 Insubordination; 2.38 Intervention; 2.41 Departmental Reports, and 2.46 Truthfulness.

You are hereby ordered not to disclose anything regarding this investigation with anyone other than your employee representative or legal counsel.

If you have any questions, please feel free to contact the Internal Affairs unit at (858) 974-2065. Do not attempt to contact the complainant regarding the allegations, as this could result in future complaints. *Retaliation is prohibited by Department policy and County policy in addition to State and Federal law. We advise you to refrain from doing anything that may be construed as retaliation against the complainant or any witness involved in this investigation.*



Christina Bavencoff, Lieutenant  
Internal Affairs Unit

CB:ksa

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**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT**

**INTERNAL AFFAIRS UNIT**

**INVESTIGATION REPORT**

**CONFIDENTIAL**

INTERNAL AFFAIRS CASE NUMBER: 2018-113.1

DATE: June 29, 2018

COMPLAINANT: SDSO

INVESTIGATOR: Sergeant K. Bibel

**SYNOPSIS, ANALYSIS, CONCLUSIONS, AND FINDINGS**

**SYNOPSIS**

On May 22, 2018, Deputy Wilson was arraigned in San Diego Superior Court for California Penal Code Sections 288 (C) (1) (Felony Lewd Acts with a child under 14) and 502 (C) (2) (Felony unauthorized use of computer data). Deputy Wilson waived his Miranda Rights and admitted to inappropriately touching a female minor's buttocks. At the time of this report, Deputy Wilson remains in custody at the San Diego Central Jail (SDCJ).

**ANALYSIS AND CONCLUSIONS**

**It is alleged Deputy Wilson inappropriately touched a female minor's buttocks over the clothing.**

The following Sheriff's Department Policy and Procedure Section is applicable to the above allegation:

**2.6 Conformance to Laws**

*Employees shall obey all laws of the United States, of this state, and of local jurisdictions. The acts of employees giving rise to an indictment, information or complaint, filed against an employee, or a conviction for violating any law, including a conviction following a plea of nolo contendere, may be cause for disciplinary action, temporary or permanent reassignment (excluding minor traffic). Employees shall immediately inform their immediate supervisor of any and all circumstances where non-conformance to laws has been, or may be, alleged by any law enforcement agency. The supervisor receiving such notification shall immediately notify Internal Affairs.*

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***As it relates to California Penal Code Section 288 (C) (1) which states in part:***

***Any person who commits an act described in subdivision (a) with the intent described in that subdivision, and the victim is a child of 14 or 15 years, and that person is at least 10 years older than the child, is guilty of a public offense and shall be punished by imprisonment in the state prison for one, two, or three years, or by imprisonment in a county jail for not more than one year. In determining whether the person is at least 10 years older than the child, the difference in age shall be measured from the birth date of the person to the birth date of the child.***

This allegation is not in dispute for the following three reasons:

**Reason #1-The crime was captured on surveillance footage.**

There is no dispute that on March 21, 2018, at approximately 1906 hours, Deputy Wilson entered the Panda Express restaurant in the city of Vista, California. Surveillance footage recorded Deputy Wilson as he touched the buttocks of a fourteen year old girl. Deputy Esteban Victorio viewed the video and recognized Deputy Wilson because they previously worked together and was familiar with Deputy Wilson's posture and mannerisms.

**Reason #2-Deputy Wilson was arrested by the San Diego County Sheriff's Department.**

There is no dispute Deputy Wilson was arrested on May 18, 2018, at the Vista Detention Facility by San Diego County Sheriff Deputies Kai Bowman #0145 and Peter Myers #7284. Deputy Wilson was arrested for California Penal Code Section 288 (C) (1) a felony. Deputy Wilson was subsequently booked into the San Diego Central Jail where he remains in custody. SDSA Report records along with various law enforcement databases confirmed this.

**Reason #3-Deputy Wilson waived his Miranda Rights and admitted to investigators he inappropriately touched the minor.**

There is no dispute Detective Brannan interviewed Deputy Wilson on May 18, 2018, shortly after his arrest. The interview occurred at the Vista Patrol station and was recorded with both video and audio. Deputy Wilson waived his Miranda Rights, and ultimately admitted to committing the crime by stating: *It was a momentary lapse in judgement. It's me, man...* Deputy Wilson clarified later in the interview with this quote: *...This Panda Express thing, that was me...*

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**It is alleged Deputy Wilson transmitted confidential information from NetRMS to his cellphone and an unknown email address.**

The following Sheriff's Department Policy and Procedure Sections are applicable to the above allegation:

### **2.6 Conformance to Laws**

*Employees shall obey all laws of the United States, of this state, and of local jurisdictions. The acts of employees giving rise to an indictment, information or complaint, filed against an employee, or a conviction for violating any law, including a conviction following a plea of nolo contendere, may be cause for disciplinary action, temporary or permanent reassignment (excluding minor traffic). Employees shall immediately inform their immediate supervisor of any and all circumstances where non-conformance to laws has been, or may be, alleged by any law enforcement agency. The supervisor receiving such notification shall immediately notify Internal Affairs.*

**As it relates to California Penal Code Section 502 (c) which states in part:**

*...Knowingly accesses and without permission takes, copies, or makes use of any data from a computer, computer system, or computer network, or takes or copies any supporting documentation, whether existing or residing internal or external to a computer, computer system, or computer network.*

### **2.3 Violation of Rules**

*Employees shall not commit or omit any acts which constitute a violation of any of the rules, regulations, directives, orders or policies of this Department, whether stated in these Rules of Conduct or elsewhere. Employees shall be responsible for their own acts, and they shall not shift to others the burden, or responsibility, for executing or failing to execute a lawful order or duty. (Reviewed 1-11-2011)*

**As it relates to the following section, which states in part:**

### **7.6 Use of CLETS-NCIC-ARJIS and Local Information**

*No employee of this Department (sworn or professional staff or volunteer) shall use any computerized informational source for anything other than the performance of official duties. This applies but is not limited to, all computerized Departmental Systems, CLETS/NCIC (SDLaw/eSUN), ARJIS, CAD, Local Systems, JIMS, and NetRMS.*

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There is no dispute that on May 22, 2018, the San Diego County District Attorney's Office charged Deputy Wilson with California Penal Code Section 502 (C) a felony. Law enforcement records verified this. Deputy Wilson's criminal investigation and court proceedings are ongoing so my analysis will be made on the evidence obtained thus far.

There is no dispute Deputy Wilson accessed his own criminal case (SDSO Case Number 18115185) approximately 33 times between March 23, 2018, and May 18, 2018 in the NetRMS report writing system. An audit of Deputy Wilson's NetRMS user account confirmed this and also revealed that Deputy Wilson conducted numerous inquiries in the system utilizing his own name, home address, and vehicle license plate number as search parameters. During his interview with Detective Brannan, Deputy Wilson admitted he accessed the case as well. Deputy Wilson not only accessed the NetRMS report writing system to view his own criminal investigation, but he copied digital evidence from the investigation and transmitted it to an unknown email address and his own personal cellphone. Two of the photographs were of the female minor victim.

Deputy Wilson had the victim's home address in his deputy notebook, which was taken directly from the NetRMS report writing system. Deputy Wilson claimed he wanted to drive over to the victim's house to apologize, but stated he never followed through. Deputy Wilson's actions go beyond curiosity and resemble pedophilic behavior. Comparing Deputy Wilson to a pedophile might seem premature considering he has not been convicted of any crimes. However, Deputy Wilson's actions are similar to other people accused of crimes against minors. According to a behavioral analysis report prepared by the National Center for Missing and Exploited Children, *They (child molesters) typically collect...photograph...videotapes and equipment...etc.-all relating to children in a sexual, scientific, or social way.*<sup>1</sup>

**It is alleged Deputy Wilson's actions reflected poorly on the San Diego County Sheriff's Department.**

The following Sheriff's Department Policy and Procedure Section is applicable to the above allegation:

#### **2.4 Unbecoming Conduct**

*Employees shall conduct themselves at all times, both on and off duty, in such a manner as to reflect most favorably on this Department. Unbecoming conduct shall include that which tends to bring this Department into disrepute or reflects discredit upon the employee as a member of this Department, or that which tends to impair the operation and efficiency of this Department or employee. (Reviewed 1-11-2011)*

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<sup>1</sup> Refer to page 25 <https://www.ncjrs.gov/pdffiles1/Digitization/149252NCJRS.pdf>

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There is no dispute that Deputy Wilson's actions tarnished the reputation of the San Diego County Sheriff's Department. This incident was highly publicized over several months and garnered media attention from numerous news outlets. On May 18, 2018, Sheriff Gore held a press conference to announce the San Diego County Sheriff's Department not only had a suspect in custody, but that the suspect was a Deputy Sheriff, a position held by someone the community should trust. Sheriff Gore claimed he was *deeply disappointed in Mr. Wilson's conduct...*

Sheriff Gore was not the only person who used the word disappointed in relation to Deputy Wilson's behavior. NBC 7 NEWS correspondent [REDACTED] interviewed [REDACTED], the victim's mother, shortly after Sheriff Gore's announcement. Ms. [REDACTED] had this to say about Deputy Wilson's conduct:

*It is very disappointing we are still in shock, that someone in his position would betray the community's trust like that<sup>2</sup>.*

**It is alleged Deputy Wilson was not truthful during his interview with Detective Brannan on May 18, 2018.**

The following Sheriff's Department Policy and Procedure Section is applicable to the above allegation:

**2.46 Truthfulness**

*When asked by the Sheriff, the Sheriff's designee or any supervisor, employees will always answer questions, whether orally or in writing, truthfully and to the fullest extent of their knowledge. All written and verbal reports shall be truthful and complete. (Reviewed 1-27-2011)*

In order to determine if Deputy Wilson violated this policy, I need to establish 1) does Detective Brannan qualify as the *Sheriff's designee* and 2) whether Deputy Wilson was untruthful when speaking to Detective Brannan.

**1) Who is the Sheriff's Designee?**

I submit that Detective Dave Brannan qualifies as the *Sheriff's Designee* in this case. Detective Brannan is a Child Abuse Detective for the San Diego County Sheriff's Department. Sheriff Bill Gore designated Detective Brannan to work in the Child Abuse Unit in September 2014. According to the official job description, Child Abuse Detectives conduct investigations regarding physical and sexual abuse of children within the Sheriff's jurisdiction<sup>3</sup>. On May 18, 2018, Detective Brannan interviewed Deputy Wilson as a criminal suspect for allegedly inappropriately touching a minor. Detective Brannan was the primary Detective assigned to the case.

<sup>2</sup> <https://www.nbcsandiego.com/news/local/Deputies-Arrest-Man-Sought-for-Groping-Teen-in-Line-at-Vista-Restaurant-483071351.html>

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**2) Was Deputy Wilson untruthful when speaking to Detective Brannan?**

Deputy Wilson denied approximately five different times that he was responsible for this crime. Deputy Wilson either verbally denied touching the girl or shook his head back and forth indicating he was not the person. An example of Deputy Wilson's untruthful statements is highlighted below:

<sup>4</sup>DB: *Did you see the Panda Express video?*<sup>5</sup>

<sup>6</sup>TW: *Yes.*

DB: *Okay...What do you think about that?*

TW: *...It does look like me. That's why I was looking at the report...*

DB: *...But it's not you?*

TW: *It's not me...*

Finally, after nearly eight (8) minutes of repeatedly denying the accusations, Deputy Wilson changed his story and admitted to committing the crime by proclaiming: *It was a momentary lapse in judgement. It's me, man...* Deputy Wilson's lack of candor is troubling for many reasons especially considering he was on duty and wearing his full Sheriff's uniform. This video recorded interview will possibly be played in a court room where members of the public will see a uniformed Deputy Sheriff lying to detectives.

**It is alleged Deputy Wilson violated a direct order on June 6, 2018, by refusing to answer questions for this Internal Affairs investigation.**

The following Sheriff's Department Policy and Procedure Section is applicable to the above allegation:

**2.15 Insubordination**

*Insubordination is the willful refusal to obey a reasonable and lawful order given and understood. A reasonable and lawful order given to a subordinate shall be followed regardless of the method of conveyance. The willful failure to obey orders constitutes grounds for discipline (including termination). (Reviewed 12-19-2010)*

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<sup>3</sup> Refer to end of Attachment D for job description

<sup>4</sup> DB=Detective Brannan

<sup>5</sup> Begins at 03:53 on CD labeled Attachment D

<sup>6</sup> TW=Timothy Wilson

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This allegation is not in dispute. On June 6, 2018, Sergeant Stefan Kopchak and I arrived at the San Diego Central Jail to interview Deputy Wilson for this investigation. Prior to the interview, I provided Deputy Wilson the Rules of Conduct including Department Policy and Procedure Section 2.15 (Insubordination). During the recorded interview, I read Deputy Wilson the Lybarger Admonishment which states in part: ...*You are required to answer my questions fully and truthfully...I now order you to answer the following questions...* Deputy Wilson willfully disobeyed my orders when he refused to answer my questions.

Deputy Wilson claimed he was advised by his legal counsel to not answer my questions for his interview. Deputy Wilson's reason to not answer my questions is irrelevant because my questioning pertained to an administrative investigation. Therefore, Deputy Wilson was required to cooperate and obey my orders. It is important for employees to follow orders especially during an internal affairs investigation because the public expects law enforcement to be accountable for misconduct.

**It is alleged Deputy Wilson cannot perform his assigned job duties as a Deputy Sheriff.**

The following Sheriff's Department Policy and Procedure Section is applicable to the above allegation:

**2.30 Failure to Meet Standards**

*Employees shall properly perform their duties and assume the responsibilities of their positions. Employees shall perform their duties in a manner which will tend to establish and maintain the highest standards of efficiency in carrying out the mission, functions, and objectives of this Department. Failure to meet standards may be demonstrated by a lack of knowledge of the application of laws required to be enforced; an unwillingness or inability to perform assigned tasks; the failure to conform to work standards established for the employee's position; the failure to take appropriate action on the occasion of a crime, disorder, or other condition deserving police attention; absence without leave; unauthorized absence from the assignment during a tour of duty; the failure to submit complete and accurate reports on a timely basis when required or when directed by a supervisor. (Reviewed 1-27-2011)*

There is no dispute that Deputy Wilson cannot perform his duties as a Deputy Sheriff for the following three reasons:

**Reason #1-Deputy Wilson cannot possess a firearm for five years**

On May 22, 2018, the San Diego County Superior Court issued a Criminal Protective Order against Deputy Wilson. The criminal protective order was issued to prevent Deputy Wilson from going near the victim. On June 21, 2018, the San Diego County

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Sheriff's Department received a document from the California Department of Justice indicating Deputy Wilson was restricted from possessing a firearm until May 21, 2021. Law enforcement databases confirmed this information. Deputy Wilson's firearm restriction significantly limits his ability to perform his job duties. As a peace officer, Deputy Wilson is required to possess a firearm for the purposes of transporting prisoners and providing security to any perimeter of a jail<sup>7</sup>.

**Reason #2-Deputy Wilson is on the Brady List for an indefinite amount of time**

On approximately June 1, 2018, the Sheriff's Department also received a letter from the San Diego County District Attorney's office indicating Deputy Wilson was on the Brady List as a result of the criminal complaints against him. The Brady List is a confidential file maintained by the Special Operations Division within the District Attorney's Office (*Brady v. Maryland* (1963) 373 U.S. 83). Deputy Wilson's name on the Brady List by itself does not automatically preclude him from testifying in court or submitting criminal reports. However, Deputy Wilson's name is now stigmatized and a prosecutor will have to carefully consider whether he can be called to testify<sup>8</sup>.

**Reason #3-Deputy Wilson remains in custody at SDCJ**

At the time of this report, Deputy Wilson remains in custody at the San Diego Central Jail, which prevents him from returning to work if required to do so.

The burden of proof for an administrative case is a "preponderance of evidence" which is defined as "*such evidence, when weighed with that opposed to it, has more convincing force and greater probability of truth.*" In weighing the facts of this case, there is a preponderance of evidence to show Deputy Wilson broke the law on March 21, 2018, when he inappropriately touched the buttocks of a young girl. Deputy Wilson initially denied he touched the girl but ultimately admitted to doing so. Deputy Wilson was subsequently arraigned in San Diego Superior Court for 288 (C) (1) and 502 (C) (2) for unlawfully transmitting digital evidence to his cellphone and an unknown email address.

Deputy Wilson undoubtedly tarnished the reputation of the Department because various news outlets reported that a San Diego County Sheriff's Deputy was responsible for this crime against a minor. Deputy Wilson is restricted from possessing a firearm and testifying in court for the next several years. Additionally, Deputy Wilson willfully disobeyed my direct order to answer questions for this internal affairs investigation. For these reasons, Deputy Wilson can no longer be an effective law enforcement officer.

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<sup>7</sup> See <http://law.onecle.com/california/penal/830.31.html>

<sup>8</sup> See page 4 of <http://www.sdsheriff.net/legalupdates/docs/bradytrainingbulletin.pdf>

**FINDINGS**

This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

- 2.6 Conformance to Laws** (As it relates to California Penal Code Section 288 (C) (1)) in that: On May 22, 2018, Deputy Wilson admitted to committing the crime and was ultimately arraigned in San Diego Superior Court

is **SUSTAINED**

This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

- 2.6 Conformance to Laws** (As it relates to California Penal Code Section 502 (C)) in that: On May 22, 2018, Deputy Wilson was found to be in possession of the victim's home address and was subsequently arraigned in San Diego Superior Court

is **SUSTAINED**

This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

- 2.4 Unbecoming Conduct** in that: Deputy Wilson brought discredit upon himself and as a member of this department when he was arrested for inappropriately touching a female minor in public and then lying to investigators during questioning

is **SUSTAINED**

This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

- 2.30 Failure to Meet Standards** in that: Deputy Timothy Wilson, Jr. cannot perform his job duties as a Deputy Sheriff. Deputy Wilson is on the Brady List, has a firearms restriction, and is currently in custody at the San Diego Central Jail

is **SUSTAINED.**

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This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

**2.15 Insubordination** in that: On June 6, 2018, Deputy Wilson willfully disobeyed my direct orders to answer questions during his Internal Affairs interview

is **SUSTAINED**.

This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

**2.3 Violation of Rules (As it relates to Department Policy and Procedure Section 7.6 Use of CLETS-NCIC-ARJIS and Local Information)** in that: Deputy Wilson accessed the NetRMS report writing system and viewed his own criminal investigation multiple times without permission

is **SUSTAINED**.

This complaint against Deputy-Detentions/Ctsvc Timothy Wilson, Jr. as it relates to Sheriff's Policy and Procedures, Section:

**2.46 Truthfulness** in that: On May 18, 2018, Deputy Wilson was untruthful when speaking to Detective Brannan

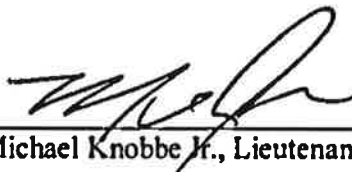
is **SUSTAINED**.

Submitted by:

  
\_\_\_\_\_  
Kyle Bibol, Sergeant

7-11-18  
\_\_\_\_\_  
Date

Approved by:

  
\_\_\_\_\_  
Michael Knobbe Jr., Lieutenant

7/11/18  
\_\_\_\_\_  
Date

KCB:kcb

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TO TW

WITNESS LIST

Case #2018-113.1

<u>NAME</u>	<u>ADDRESS</u>	<u>TELEPHONE</u>
Dave Brannan Detective	9621 Ridgehaven Ct San Diego, CA 92123	O: (858) 974-2374 [REDACTED]
Rich Poulin Deputy Sheriff	5560 Overland Avenue San Diego, CA 92123	O: (858) 495-5142 [REDACTED]

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**SAN DIEGO COUNTY SHERIFF'S DEPARTMENT**

**INTERNAL AFFAIRS UNIT**

**INVESTIGATION REPORT**

**CONFIDENTIAL**

**INTERNAL AFFAIRS CASE NUMBER: 2018-113.1**

**DATE: June 29, 2018**

**COMPLAINANT: S.D.S.O.**

**INVESTIGATOR: Sergeant Kyle Bibel**

**INVESTIGATION**

On May 14, 2018, at approximately 1300 hours, Lieutenant Christina Bavencoff of the Internal Affairs Unit, informed me Detectives with the San Diego County Sheriff's Department, Child Abuse Unit, had probable cause to arrest Deputy Timothy Wilson Jr., a Detentions Deputy assigned to the Vista Detention Facility (VDF), for California Penal Code Section 288 (C) (1) a felony. Deputy Wilson allegedly inappropriately touched a female minor at a Panda Express Restaurant in the city of Vista, California.

On May 16, 2018, at approximately 0700 hours, Detective Brannan and I met in the office of Internal Affairs to go over logistics for the date, time, and place of arrest of Deputy Wilson. The plan called for Deputy Wilson to be arrested on duty at VDF on May 18, 2018.

On May 18, 2018, at approximately 1130 hours, Detective Brannan and I met with Internal Affairs Sergeants Denese Deal #4317, Juan Lopez #1228, and Stefan Kopchak #3635 at the Vista Patrol Station. At approximately 1200 hours, VDF Administrative Sergeant Jesse Johns #7170 escorted Sergeants Deal, Lopez, Kopchak and I into the VDF Intake Area. I contacted Deputy Wilson, who was at his workstation, and informed him to gather his belongings and come with us. Deputy Wilson agreed and together we walked outside to the vehicle sallyport.

On May 18, 2018, at approximately 1205 hours, San Diego County Sheriff Deputies Kai Bowman #0145 and Peter Myers #7284 arrested Deputy Wilson inside the sallyport without incident and placed him in the back of a patrol car. Deputies Myers and Bowman drove Deputy Wilson to the Detective Bureau within the Vista Patrol Station for an interview. Afterwards, Deputy Wilson was dressed out in jail issued blue clothing and booked into the San Diego Central Jail (SDCJ) for 288 (C) (1). On May 18, 2018, at approximately 1810 hours, Deputy Wilson's bail was enhanced to \$200,000.

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On May 18, 2018, at approximately 1600 hours, Lieutenant Bavencoff assigned this department generated complaint to me for investigation. The complaint form read: *Deputy Wilson was arrested for lewd acts on a minor*. A review of Sheriff's records revealed that Deputy Wilson was arraigned on May 22, 2018, for 288 (C) (1) and 502 (C) (2) (Felony unauthorized use of computer data). At the time of this report, Deputy Wilson is still in custody at SDCJ and has not bailed out.

On May 21, 2018, at approximately 1100 hours, I met with Lieutenant Michael Blevins #2302 with the San Diego County Sheriff's Department, Family Protection Detail, to obtain Detective Brannan's investigation. Lieutenant Blevins transferred Detective Brannan's investigation from his computer to my external hard drive<sup>1</sup>. Detective Brannan's investigation contained the following:

- Audio interviews of Deputy Esteban Victorio #5704 and [REDACTED]
- Photographs of Deputy Wilson's locker and tattoos
- Folder entitled Similar Cases
- Video footage of Panda Express dated March 21, 2018
- Photographs of victim and screen shots of video footage
- VDF Shift Deployment for March 21, 2018
- Case Number 18115185.1 and 18115185.2
- Be on the Lookout (BOL) Bulletin for Panda Express incident
- NetRMS Case Audit
- Deputy Wilson's KRONOS account reports
- Corporate Directory photographs for Deputies Victorio and Wilson
- SDLaw vehicle report
- Biography of Deputy Wilson by SDCSO Threat Assessment Group (TAG)
- 2018 License Plate Reader Report (LPR)
- Vehicle and Residence Photos
- Follow up report by Detective Mike Silva #2654
- Investigative Reports by Detective D. Brannan

The following is a summary of Detective Brannan's investigation: On March 21, 2018, at approximately 1906 hours, a 14-year-old minor female named [REDACTED] and her female friend, [REDACTED], were inside the Panda Express restaurant located at 20 Main Street in the city of Vista, California. A black male adult, later identified as Timothy Wilson Jr. (age 32), entered the business and used his hands to grope [REDACTED] buttocks over her clothing. Deputy Wilson left the scene on foot and entered a black colored sedan before driving away. Portions of the incident were captured on surveillance footage inside the Panda Express restaurant. [REDACTED] and her mother eventually called 911 and deputies with the San Diego County Sheriff's Department

<sup>1</sup> Files were eventually transferred to SDCSO IA folder and deleted from my external hard drive

<sup>2</sup> Last name redacted for privacy of victim

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responded to take a report. The case was initially assigned to Detective A. Julian with the Vista Patrol Station for a follow up. On March 27, 2018, Detective Julian distributed a BOL (Be on the Lookout) flyer containing a photograph to local law enforcement agencies, which included sworn members of the San Diego County Sheriff's Department. On April 9, 2018, Detective Julian released video footage of the incident to the news media in hopes someone would come forward with information.

On May 9, 2018, Deputy Esteban Victorio #5704, a Detentions Deputy assigned to the East Mesa Reentry Facility, viewed the video footage on the news and believed the suspect was Deputy Wilson. Deputy Victorio reported his suspicions to Detective James Stathes #1630 with the Detentions Investigation Unit (DIU). Detective Stathes shared this information with Detective Mike Silva #2654 with the Threat Assessment Group (TAG). Detective Silva conducted an investigation, and discovered Deputy Wilson owns a black colored sedan and worked at VDF on March 21, 2018 from 0600 until 1830<sup>3</sup>. Detective Silva requested an audit of Deputy Wilson's NetRMS activity and discovered Deputy Wilson accessed Detective Julian's investigation (NetRMS case Number 18115185) approximately 31 times between March 23, 2018, and May 9, 2018. Deputy Wilson also conducted numerous inquiries in the system utilizing his own name, home address, and vehicle license plate number as search parameters.

On May 10, 2018, Detective Brannan took over the investigation and compared Deputy Wilson's corporate directory photograph to the person in the Panda Express video footage. Detective Brannan believed the suspect in the video was more than likely Deputy Wilson. On May 16, 2018, Detective Brannan obtained a search warrant to search Deputy Wilson's employee locker along with his vehicle, person and residence in [REDACTED]

On May 18, 2018, Deputy Wilson was arrested at VDF and questioned shortly afterwards. Detective Brannan's investigation contained an audio and video-recorded statement from Deputy Wilson's<sup>4</sup> interview. The interview occurred in the Detective Bureau at the Vista Patrol Station. Deputy Wilson waived his Miranda Rights and initially denied he touched the girl. However, when pressed for details, Deputy Wilson ultimately admitted to inappropriately touching the minor and then looking up details of the case in the NetRMS report writing system. Detective Brannan also discovered the victim's home address written down in Deputy Wilson's notebook. The following is a brief summary of key parts of the interview. The reader of this report is encouraged to play the video-recorded interview and watch as Deputy Wilson repeatedly denied he was responsible for this crime, but then confessed to inappropriately touching the girl. I will summarize key portions of the interview for the reader. These initials will represent the following people:

<sup>3</sup> The Panda Express incident happened on March 21, 2018 around 1906 hours

<sup>4</sup> Refer to CD labeled Attachment D

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TW: Timothy Wilson (Suspect)

DB: Detective Dave Brannan (Investigator)

Deputy Wilson agreed to speak with Detective Brannan but was unsure why he was in the interview room. Detective Brannan informed Deputy Wilson the purpose of the interview was to discuss the Panda Express incident. Deputy Wilson was familiar with the incident because many people had told Deputy Wilson he looked like the guy in the video. Deputy Wilson denied he was the suspect during this exchange with Detective Brannan.

<sup>5</sup>DB: *Did you see the Panda Express video?*<sup>6</sup>

<sup>7</sup>TW: *Yes.*

DB: *Okay...What do you think about that?*

TW: *...It does look like me. That's why I was looking at the report...*

DB: *...But it's not you?*

TW: *It's not me...*

Deputy Wilson denied approximately five different times that he was responsible for this crime. Deputy Wilson either verbally denied touching the girl or shook his head back and forth indicating he was not the person. Detective Brannan advised Deputy Wilson that it was in his best interest to tell the truth especially considering so many people recognized him on the video footage. Detective Brannan expressed to Deputy Wilson this incident would make Deputy Wilson look like a pedophile if they were unable to come up with a reason as to why he touched the girl. Finally, after almost eight minutes of repeatedly denying the allegations, Deputy Wilson changed his story and admitted to touching the girl's buttocks.

<sup>8</sup>TW: *...It was a momentary lapse in judgement. It's me, man...*

DB: *So it was a momentary lapse in judgement.*

TW: *I don't even know why I did it.*

DB: *Did you know how old she was?*

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<sup>5</sup> DB=Detective Brannan

<sup>6</sup> Begins at 03:53 on CD labeled Attachment D

<sup>7</sup> TW=Timothy Wilson

<sup>8</sup> Begins at 08:00 minute mark on CD labeled Attachment D

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TW: *No, I didn't sir.*

DB: *...How old did you think she was?*

TW: *At least 18. She had tight white pants on...*

DB: *You...don't know why you did it?*

TW: *No. I just got off work...Every time I get off work from this place...It's a stressful place to work...I was heading home...Saw a pretty woman...I went in there...I don't even know why I did that.*

Deputy Wilson acknowledged he made a mistake and would like to apologize to the victim because he has a 12-year-old daughter. Deputy Wilson would not want anyone touching his daughter the way he touched the young girl in Panda Express. Detective Brannan expounded that there were reports of similar incidents in the city of Carlsbad from over a year ago where a unidentified black male inappropriately touched two adult females and then drove away in a black car. Detective Brannan reminded Deputy Wilson that he also drives a black car. Deputy Wilson decried he has never done anything like this before and had nothing to do with the sexual batteries in Carlsbad. Deputy Wilson elaborated: *that's not me...this Panda Express thing, that was me...*

Deputy Wilson advised Detective Brannan the clothes he was wearing on March 21, 2018, were still in his vehicle and at home. Deputy Wilson also verified the black shirt he was wearing was the same shirt he wore underneath his uniform shirt earlier that day. Detective Brannan paused the interview and gave Deputy Wilson the opportunity to review search warrants for his vehicle and work locker. Detective Brannan stepped outside of the interview room. Several minutes later, Detective Brannan entered the interview room again to inform Deputy Wilson he found the victim's home address in Deputy Wilson's deputy notebook<sup>9</sup>. Deputy Wilson acknowledged he looked up the victim's address but that he was not going to do anything with it. According to Deputy Wilson, he just wanted to go over there and apologize to the victim. Deputy Wilson never followed through and stated he never went to her home.

After the interview, Sergeant Deal and I provided Deputy Wilson two letters indicating he was to be placed on immediate leave without pay. I also provided Deputy Wilson a Peer Support pamphlet. The interview ultimately ended and Deputy Wilson was dressed out into blue jail issued clothing and transported to the San Diego Central Jail for booking.

<sup>9</sup> Refer to 30:20 minute mark on CD labeled Attachment E

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On May 16, 2018, San Diego County Sheriff's Department IT Engineer Mark Tudor #7666 provided me Deputy Wilson's department email and U-drive accounts. A review of Deputy Wilson's archived emails revealed two relevant emails. The first email was dated March 25, 2018, at 1300 hours and sent to an unknown email address titled: [REDACTED]. The outgoing email contained six (6) digital images. The reader is encouraged to refer to Attachment G for the email along with printouts of the photographs. The following is a brief summary of each photograph contained in the email:

- 1) IMG\_0137.JPG. Picture of Deputy Wilson standing inside the Panda Express.
- 2) IMG\_0138.JPG. Picture of Deputy Wilson entering the Panda Express.
- 3) IMG\_0136.JPG. Picture of Deputy Wilson entering the Panda Express.
- 4) IMG\_0135.JPG. Picture of minor victim.
- 5) IMG\_0134.JPG. Picture of minor victim.
- 6) IMG\_0139.JPG. Picture of Deputy Wilson entering the Panda Express.

The second email dated March 25, 2018, at 1302, was sent from Deputy Wilson's Department email account to [REDACTED]. The email contained the same photographs. A comparison revealed the photographs matched the same pictures from the U-drive of SDSO Case Number 18115185. The image numbers were also the same. Detective Brannan's investigation revealed Deputy Wilson had these same images on his personal cellphone at the time of his arrest.

On May 21, 2018, I requested an updated audit of SDSO Case Number 18115185 from Deputy Rich Poulin #1634 with the NetRMS Report Writing Unit. Deputy Poulin provided me the audit, which is attached in this investigation under Attachment F. The audit revealed Deputy Wilson viewed Case Number 18115185 two additional times on March 25, 2018, at approximately 1723 hours.

On May 23, 2018, Sergeant Kopchak and I arrived to the San Diego Central Jail to provide Deputy Wilson his "accused letter"<sup>10</sup>. Deputy Wilson indicated he wanted to have an interview at a later date and time with an attorney. On May 29, 2018, at approximately 0730 hours, I emailed Deputy Wilson's criminal defense attorney, Mr. Marcus E. Debose, to coordinate an interview. I also reached out to Attorney Amy Margolies with the Deputy Sheriff's Association so she could be present for the interview as well.

On June 1, 2018, the Personnel Division of San Diego County Sheriff's Department received a letter from the California Department of Justice indicating Deputy Wilson was prohibited from carrying a firearm until May 21, 2021<sup>11</sup>. The firearm restriction was a result of the Criminal Protective Order filed against Deputy Wilson in San Diego Superior Court. The order was made to prevent Deputy Wilson from going near the victim.

<sup>10</sup> IA form letter indicating employees are under administrative investigation

<sup>11</sup> Refer to attachment E

On June 1, 2018, the San Diego County Sheriff's Department also received a letter from the San Diego County District Attorney's Office indicating Deputy Wilson was to be placed on the Brady List which is a confidential list maintained by the Special Operations Division of the District Attorney's Office. A person on the Brady List has significant restrictions in the event it is necessary for him or her to testify or if their reports are used in any criminal legal proceeding. I provided copies of both documents to Ms. Margolies. On June 1, 2018, I coordinated an interview with Deputy Wilson and his attorney, Ms. Margolies, set for June 6, 2018.

On June 6, 2018, at approximately 1137 hours, Sergeant Kopchak and I met Deputy Wilson for his interview in a private room located on the 9<sup>th</sup> Floor of the San Diego Central Jail. Deputy Wilson was dressed in his green jail issued attire and was wearing leg and waist chain restraints as required by jail policy and procedures. Also present was Ms. Margolies who started the interview by offering me a resignation letter on behalf of Deputy Wilson with a stipulation that Deputy Wilson's resignation be effective ten days later. The letter addressed to Sheriff Gore, was signed by Deputy Wilson. I explained to Ms. Margolies that I was not here to negotiate the terms of his resignation but would be willing to step out of the room and call Sheriff's Legal Affairs for clarification. Sheriff's Legal Affairs ultimately decided the Sheriff's Department would only accept Deputy Wilson's resignation if it were effective immediately. Ms. Margolies would not change the terms of the resignation and informed me the interview would proceed as planned. However, Ms. Margolies informed me she instructed Deputy Wilson not to answer my questions when ordered to do so. Ms. Margolies claimed she understood the ramifications of Deputy Wilson disobeying a direct order.

Deputy Wilson refused to answer my questions so the interview ended. The reader of this report is encouraged to listen to the audio recording to hear Deputy Wilson's refusal to answer my questions. I will summarize key points of the interview below for the convenience of the reader. Throughout this interview, the following initials will represent the following individuals.

KB: Kyle Bibel (Investigator)

TW: Timothy Wilson (Accused Employee)

Prior to the interview starting, I provided Deputy Wilson copies of the following documents:

- Department originated complaint form
- Accused letter addressed to Deputy Wilson
- San Diego County Sheriff's Department Rules of Conduct

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STATEMENT OF ACCUSED EMPLOYEE DEPUTY-DETENTIONS/CTSVC TIMOTHY WILSON

I began the interview by explaining the nature of the complaint and asking Deputy Wilson if he had adequate time to speak with Ms. Margolies. Deputy Wilson confirmed he had adequate time to speak with Ms. Margolies. I read Deputy Wilson the Miranda Warning and asked if he was willing to speak with me. Deputy Wilson refused so I then read the Lybarger Admonishment which states in part: ...*You are required to answer my questions fully and truthfully. If you refuse to answer my questions, this in itself is a violation of the rules of the Department, and you will be subject to disciplinary action, up to and including termination...I now order you to answer the following questions...*<sup>12</sup>

KB: *Deputy Wilson before the interview did you have enough time to read the four sections of the Rules of Conduct as it relates to Insubordination, Intervention, Departmental Reports, and Truthfulness?*

TW: *Yes.*

KB: *...Do you understand it's your obligation as an employee of the Sheriff's Department to adhere to these procedures?*

TW: *Yes, I understand.*

KB: *...Why don't you start off by giving your name, rank, and ARJIS number...*

TW: *...Under the advice of counsel, I refuse to speak with you.*

I reminded Deputy Wilson he was still a member of the Sheriff's Department and required to follow the Rules of Conduct specifically Department Policy and Procedure Section 2.15 (Insubordination). Deputy Wilson recognized I gave him a direct order to answer my questions truthfully and to the fullest extent of his knowledge. I read Department Policy Section 2.15 verbatim, aloud, and together we had the following brief discussion.

KB: *Do you understand what I have just read to you?*

TW: *I understand what you read sir.*

KB: *Having in mind what I have just read to you, are you refusing to answer my questions?*

TW: *Under the advice of counsel, I refuse to answer your questions.*

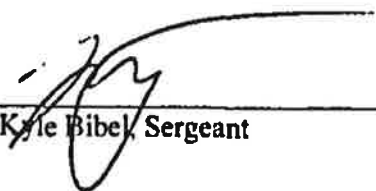
<sup>12</sup> See <http://www.coplax.org/html/faq.htm#admon> for Garrity definition

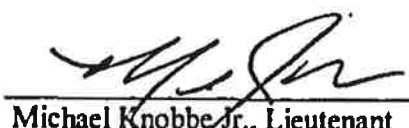
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Internal Affairs Case #2018-113.1  
Investigation  
June 29, 2018

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Due to Deputy Wilson's refusal to answer my questions, I ended the interview with an order not to disclose at 1142 hours. At the time of this report, Detective Brannan's criminal investigation is ongoing and Deputy Wilson remains in custody at the San Diego Central Jail for further court proceedings.

Submitted by:  7-11-18  
Kyle Bibel, Sergeant Date

Approved by:  7/11/18  
Michael Knobbe Jr., Lieutenant Date

KCB:kcb

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# San Diego County Sheriff's Department Crime/Incident Report

Case No **18115185**

CAD Event No: **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No **18115185.1**

1

Page 1 of 5

### GENERAL CASE INFORMATION

Primary Charge <b>288 (C)(1) - PC - LEWD &amp; LASCIVIOUS ACT W/CHILD 14/15:DEFENDANT 10 YRS OLDER 11D (F)</b>			
Special Studies		Related Cases	
Location, City, State, ZIP <b>20 Main Street, Vista, CA 92083</b>		Occurred On <b>03/21/2018 19:54:00 (Wednesday)</b> (and Between)	
Jurisdiction <b>City of Vista - VISTA</b>	Beat <b>310</b>	Call Source <b>ADMIN</b>	
Means <b>05 - Child Molest</b>	Motive <b>07 - To satisfy personal need or desire</b>		

### VICTIM/S

**Victim #1**

Person Code  Secured Premise  Discovers Crime  Reporting Party  Law Enforcement Officer

Name: [REDACTED] Victim Type: **I - Individual** Interpreter Language:

ALIAS / AKA / NICKNAME / MONIKER

Name Type	First	Middle	Last	Suffix
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Victim Of **288 (C)(1) - PC - LEWD & LASCIVIOUS ACT W/CHILD 14/15:DEFENDANT 10 YRS OLDER 11D (F)**

Home Address, City, State, ZIP: [REDACTED] Res. Country: **US** Place of Birth: [REDACTED] County Residence: **R - Resident**

Race: [REDACTED] Sex: [REDACTED] Date of Birth / Age: [REDACTED] Height: [REDACTED] Weight: [REDACTED] Hair Color: [REDACTED] Eye Color: [REDACTED] Facial Hair: [REDACTED] Complexion: [REDACTED]

Employment Status: [REDACTED] Occupation/Grade: [REDACTED] Employer/School: [REDACTED] Employer Address, City, State, ZIP: [REDACTED]

CONTACT INFORMATION

Type: [REDACTED] Number/Address: [REDACTED]

IDENTIFICATION

Type: [REDACTED] Number: [REDACTED] State: [REDACTED] Country: [REDACTED]

Abuse: [REDACTED] Injury: **N - None** Extent of Treatment: **01 - None** Violent Crime Circumstances:

LAW ENFORCEMENT OFFICER KILLED OR ASSAULTED INFORMATION: Type: [REDACTED] Type Activity: [REDACTED] Type Assignment: [REDACTED]

VICTIM OFFENDER RELATIONSHIPS

Offender: **SUSPECT, UNKNOWN** Relationship: **ST - Victim Was Stranger**

### IBR/UCR OFFENSE/S

Offense Description <b>288 (C)(1) - PC - LEWD &amp; LASCIVIOUS ACT W/CHILD 14/15:DEFENDANT 10 YRS OLDER 11D (F)</b>	Level <b>F</b>	Against <b>PE</b>	Completed? <b>Yes</b>	Counts	Lang
Location Type <b>21 - Restaurant</b>	Hate/Bias <b>88 - None (No Bias)</b>	Domestic Violence <b>No</b>			
Criminal Activity	Type Security	Gang Related <b>No</b>	Entry	Point of Entry	
Weapons/Force <b>40 - Personal Weapons (Threats, Hands, Fists, Feet, etc.)</b>	Tools	Targets <b>COM5 - Person</b>			

### ARRESTEE/S

### SUSPECT/S (Not Yet Arrested)

**Suspect #1**

Name: **SUSPECT, UNKNOWN** County Residence: **U - Unknown**

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TO [Signature]

Reporting Officer <b>SH7185 - STORRS, HEATHER</b>	Division / Organization <b>Vista Station VISTA PATROL</b>	Reviewed By <b>SH4026 - WHALEN, LAURA</b>
Report Date <b>3/22/2018 1:31:09 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>03/23/2018 00:02:17</b>



# San Diego County Sheriff's Department Crime/Incident Report

Case No **18115185**

CAD Event No **E4837549**

Case Disposition **Active**

Primary Victim **[REDACTED]**

Report No. **18115185.1**

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ALIAS / AKA / NICKNAME / MONIKER										
Name Type:		First:		Middle:			Last:		Suffix:	
Home Address, City, State, ZIP					Res. Country		Place of Birth		Undocumented	
Race <b>B</b>	Sex <b>M</b>	Date of Birth / Age <b>25-35</b>	Height <b>5' 9"</b>	Weight <b>200</b>	Hair Color <b>BLK</b>	Eye Color	Facial Hair		Complexion <b>DRK - Dark</b>	
Hair Style <b>O - Other</b>		Hair Length <b>S - Short</b>		Build <b>FAT - Heavy</b>			Teeth		Suspected User	
Employment Status		Occupation/Grade		Employer/School			Employer Address, City, State, ZIP			
CONTACT INFORMATION:										
Type					Number/Address					
IDENTIFICATION:										
Type			Number			State		Country		
SCARS, MARKS, TATTOOS, ODORITIES										
Airs. <b>Dark shirt and pants</b>					Suspect Actions <b>999 - Others Not Listed Above,</b>					

**WITNESSES**

**OTHER ENTITIES**

**Other Entity #1**

Person Code	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input checked="" type="checkbox"/> Reporting Party	<input type="checkbox"/> Law Enforcement Officer
Name	Entity Type		Person Code	County Residence
[REDACTED]	[REDACTED]		<b>RP - Reporting Party</b>	<b>R - Resident</b>

ALIAS / AKA / NICKNAME / MONIKER										
Name Type		First		Middle			Last		Suffix	
Home Address, City, State, ZIP					Res. Country <b>US</b>		Place of Birth		Undocumented	
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair		Complexion	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		[REDACTED]	
Employment Status <b>E - Employed</b>		Occupation/Grade		Employer/School			Employer Address, City, State, ZIP			
CONTACT INFORMATION:										
Type					Number/Address					
IDENTIFICATION:										
Type			Number			State <b>CA</b>		Country <b>US</b>		
Injury <b>N - None</b>					Extent of Treatment <b>01 - None</b>					

**Other Entity #2**

Person Code	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input type="checkbox"/> Reporting Party	<input type="checkbox"/> Law Enforcement Officer
Name	Entity Type		Person Code	County Residence
[REDACTED]	<b>OT - Other (Person)</b>		<b>06 - Other Lay Witness</b>	<b>R - Resident</b>

ALIAS / AKA / NICKNAME / MONIKER										
Name Type		First		Middle			Last		Suffix	
Home Address, City, State, ZIP					Res. Country <b>US</b>		Place of Birth		Undocumented	
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair		Complexion	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	<b>12 - None/Fuzz</b>		[REDACTED]	
Employment Status		Occupation/Grade		Employer/School			Employer Address, City, State, ZIP			

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TOTW**

Reporting Officer <b>SH7185 - STORRS, HEATHER</b>	Division / Organization <b>Vista Station VISTA PATROL</b>	Reviewed By <b>SH4026 - WHALEN, LAURA</b>
Report Date <b>3/22/2018 1:31:09 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>03/23/2018 00:02:17</b>



# San Diego County Sheriff's Department Crime/Incident Report

Case No **18115185**

CAD Event No. **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No. **18115185.1**

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CONTACT INFORMATION			
Type [REDACTED]	Number/Address [REDACTED]		
IDENTIFICATION			
Type [REDACTED]	Number [REDACTED]	State <b>CA</b>	Country <b>US</b>
Injury <b>N - None</b>		Extent of Treatment <b>01 - None</b>	

PROPERTY			
<b>Property Item #1.000 - Body Worn Camera Videos</b>			
Derivative No. <b>0</b>	Property Category <b>1306 - Body Camera Video</b>		
Status <b>ES - Evidence (Seized)</b>	Count <b>2</b>	Value	
Manufacturer	Model		
Serial No.	Model Year	OAN	
Color	Caliber		
Body Style	Recovered/ Seized Date <b>03/21/2018</b>		
Owner	Disposition		
Evidence Tag	Alert(s)		
Drug Type	Drug Quantity		
Search Warrant			
Notes <b>Deputy Storrs 1 Video Deputy Minami 1 Video</b>			

<b>Property Item #2.000 - CD with photos</b>			
Derivative No. <b>0</b>	Property Category <b>1311 - Recording - Interview or Case related - Video/Photo CD, DVD, Tape, Film, Digital storage, Negative</b>		
Status <b>ES - Evidence (Seized)</b>	Count <b>1</b>	Value	
Manufacturer	Model		
Serial No.	Model Year	OAN	
Color	Caliber		
Body Style	Recovered/ Seized Date <b>03/21/2018</b>		
Owner	Disposition <b>VPS Evidence</b>		
Evidence Tag	Alert(s)		
Drug Type	Drug Quantity		
Search Warrant			
Notes			

## REPORT NARRATIVE

**SYNOPSIS:**

On 03/21/18, [REDACTED] (11-01-03) reported an unknown black adult male grabbed her buttocks at Panda Express, 20 Main Street in the city of Vista. [REDACTED] told her mother, [REDACTED], about the incident who called Sheriff Dispatch.

[REDACTED] was standing in line to order food when the adult male grabbed the right side of her buttocks with his right hand and left the restaurant. The suspect left the scene in a black sedan.

There is body worn video in evidence for this case.

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Reporting Officer <b>SH7185 - STORRS, HEATHER</b>	Division / Organization <b>Vista Station VISTA PATROL</b>	Reviewed By <b>SH4026 - WHALEN, LAURA</b>
Report Date <b>3/22/2018 1:31:09 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>03/23/2018 00:02:17</b>





San Diego County Sheriff's Department  
Crime/Incident Report

Case No 18115185

CAD Event No. E4837549

Case Disposition Active

Primary Victim

Report No 18115185.1

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Page 4 of 5

ORIGIN:

On 03/21/18, at 2011 hours, Deputy Roberts and I were dispatched to investigate a report of a sex crime against a child which occurred at 20 Main Street in the city of Vista within the county of San Diego (CAD# E4837549).

BACKGROUND:

None.

INVESTIGATION:

Deputy Roberts and I arrived at 20 Main Street and contacted Deputy Minami who was on scene speaking with [REDACTED] about the incident. I obtained the following statements from [REDACTED] and [REDACTED].

STATEMENTS:

Statement of [REDACTED] (Reporting Party):

[REDACTED] told me her daughter [REDACTED] called her and said a man grabbed her butt while she was in line, at Panda Express, getting food with her friends. [REDACTED] immediately went down to the Panda Express to be with her daughter and talk to her about the incident. [REDACTED] then called Sheriff's Dispatch to report the incident because Panda Express did not call 911 per their policies.

Statement of [REDACTED] (Victim):

[REDACTED] told me that she was inside Panda Express and an adult male grabbed her buttocks. [REDACTED] said the man grabbed the left side of her buttocks with his left hand and the man ran out of the restaurant. [REDACTED] stated the suspect did not say anything to her before or after the incident. [REDACTED] gave me the following description of the suspect, black male adult, approximately 40 years old, 5'9" wearing a black shirt and dark jeans. [REDACTED] said she thought the suspect got into a black sedan and drove out of the parking lot, heading eastbound.

INVESTIGATION CONTINUED:

I provided [REDACTED] with a Sheriff's case number and Victim Resource Guide. I took digital images of her at the scene.

I spoke to [REDACTED], the manager of Panda Express. [REDACTED] had video surveillance footage of the incident. Deputy Roberts and I watched the footage and I saw a black male enter the restaurant

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Reporting Officer SH7185 - STORRS, HEATHER	Division / Organization Vista Station VISTA PATROL	Reviewed By SH4026 - WHALEN, LAURA
Report Date 3/22/2018 1:31:09 AM	Detective Assigned SH5362 - JULIAN, ANDY	Reviewed Date 03/23/2018 00:02:17



**San Diego County Sheriff's Department  
Crime/Incident Report**

Case No **18115185**

CAD Event No: **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No. **18115185.1**

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and stand near the entrance. I saw [REDACTED] walk past the suspect and stop a few steps in front of him. Viewing the suspect and [REDACTED] in the window reflection, I could see the suspect use his right hand to reach out towards [REDACTED] buttocks. The suspect then left the restaurant on foot. The video surveillance does not show an angle of the parking lot for a vehicle description.

We were unable to obtain a digital copy of the video, but obtained still images of the suspect inside and outside the restaurant. All images were copied onto a CD as evidence. The restaurant owner may be able to supply video to detectives.

I submitted the CD into evidence at the Vista Patrol Station and concluded my investigation.

**EVIDENCE:**

See Property and Evidence tab.

**INJURIES:**

None.

**PROPERTY DAMAGE:**

None.

**FOLLOW UP:**

None.

**RELATED REPORTS:**

None.

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Reporting Officer <b>SH7185 - STORRS, HEATHER</b>	Division / Organization <b>Vista Station VISTA PATROL</b>	Reviewed By <b>SH4028 - WHALEN, LAURA</b>
Report Date <b>3/22/2018 1:31:09 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>03/23/2018 00:02:17</b>



# San Diego County Sheriff's Department Follow-Up Report

Case No **18115185**

CAD Event No **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No **18115185.2**

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### GENERAL CASE INFORMATION

Primary Charge <b>288 (CX1) - PC - LEWD &amp; LASCIVIOUS ACT W/CHILD 14/15:DEFENDANT 10 YRS OLDER 11D (F)</b>			
Special Studies		Related Cases	
Location, City, State, ZIP <b>20 Main Street, Vista, CA 92083</b>		Occurred On <b>03/21/2018 19:54:00 (Wednesday)</b> (and Between)	
Jurisdiction <b>City of Vista - VISTA</b>	Beat <b>310</b>	Call Source <b>ADMIN</b>	
Means <b>05 - Child Molest</b>	Motive <b>07 - To satisfy personal need or desire</b>		

### VICTIMS

**Victim #1**



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Person Code <input type="checkbox"/>	Secured Premise <input type="checkbox"/>	Discovered Crime <input type="checkbox"/>	Reporting Party <input type="checkbox"/>	Law Enforcement Officer <input type="checkbox"/>
Name <span style="background-color: black; color: black;">[REDACTED]</span>		Victim Type <b>I - Individual</b>		Interpreter Language

ALIAS / AKA / NICKNAME / MONIKER				
Name Type	First	Middle	Last	Suffix

Victim Of <b>288 (CX1) - PC - LEWD &amp; LASCIVIOUS ACT W/CHILD 14/15:DEFENDANT 10 YRS OLDER 11D (F)</b>				County Residence <b>R - Resident</b>	
Home Address, City, State, ZIP <span style="background-color: black; color: black;">[REDACTED]</span>			Res. Country <b>US</b>	Place of Birth <b>Undocumented</b>	
Race	Sex	Date of Birth / Age	Height	Weight	Complexion
<span style="background-color: black; color: black;">[REDACTED]</span>	<span style="background-color: black; color: black;">[REDACTED]</span>	<span style="background-color: black; color: black;">[REDACTED]</span>	<span style="background-color: black; color: black;">[REDACTED]</span>	<span style="background-color: black; color: black;">[REDACTED]</span>	<span style="background-color: black; color: black;">[REDACTED]</span>
Employment Status	Occupation/Grade	Employer/School	Employer Address, City, State, ZIP <span style="background-color: black; color: black;">[REDACTED]</span>		

CONTACT INFORMATION	
Type <span style="background-color: black; color: black;">[REDACTED]</span>	Number/Address <span style="background-color: black; color: black;">[REDACTED]</span>

IDENTIFICATION			
Type	Number	State	Country
Abra <span style="background-color: black; color: black;">[REDACTED]</span>	Injury <b>N - None</b>	Extent of Treatment <b>01 - None</b>	Violent Crime Circumstances
LAW ENFORCEMENT OFFICER KILLED OR ASSAULTED INFORMATION	Type	Type Activity	Type Assignment
VICTIM OFFENDER RELATIONSHIPS	Offender <b>SUSPECT, UNKNOWN</b>	Relationship <b>ST - Victim Was Stranger</b>	

### IBR/UCR OFFENSE/S

Offense Description <b>288 (CX1) - PC - LEWD &amp; LASCIVIOUS ACT W/CHILD 14/15:DEFENDANT 10 YRS OLDER 11D (F)</b>	Level <b>F</b>	Against <b>PE</b>	Completed? <b>Yes</b>	Counts	Using
---	-------------------	----------------------	--------------------------	--------	-------

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



# San Diego County Sheriff's Department Follow-Up Report

Case No. **18115185**

CAD Event No. **E4837549**

Case Disposition: **Active**

Primary Victim: **[REDACTED]**

Report No. **18115185.2**

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Page 2 of 12

Location Type <b>21 - Restaurant</b>		Hate/Bias <b>88 - None (No Bias)</b>		Domestic Violence <b>No</b>	
Criminal Activity	Type Security	Gang Related <b>No</b>	Entry	Point of Entry	
Weapons/Force <b>40 - Personal Weapons (Threats, Hands, Fists, Feet, etc.)</b>		Tools	Targets <b>COM5 - Person</b>		
<b>ARRESTEE/S</b>					

SUSPECT/S (Not Yet Arrested)

Suspect #1



Name <b>SUSPECT, UNKNOWN</b>			County Residence <b>U - Unknown</b>			Interpreter Language		
ALIAS / AKA / NICKNAME / MONIKER								
Name Type		First		Middle		Last		Suffix
Home Address, City, State, ZIP				Res. Country		Place of Birth		Undocumented
Race <b>B</b>	Sex <b>M</b>	Date of Birth / Age <b>35-45</b>	Height <b>5' 9"</b>	Weight <b>200</b>	Hair Color <b>BLK</b>	Eye Color	Facial Hair <b>12 - None/Fuzz</b>	Complexion <b>DRK - Dark</b>
Hair Style <b>O - Other</b>		Hair Length <b>S - Short</b>		Build <b>FAT - Heavy</b>		Teeth		Suspected User
Employment Status		Occupation/Grade		Employer/School		Employer Address, City, State, ZIP		
CONTACT INFORMATION								
Type				Number/Address				
IDENTIFICATION								
Type			Number			State		Country
SCARS MARKS TATTOOS, ODITIES								
Atribe <b>Black t-shirt, black pants, gray shoes with white trim.</b>				Suspect Actions <b>999 - Others Not Listed Above,</b>				

WITNESSES

Witness #1

Person Code	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input type="checkbox"/> Reporting Party	<input type="checkbox"/> Law Enforcement Officer		
Witness Type Code	<input type="checkbox"/> 01-Arresting Officer	<input checked="" type="checkbox"/> 06-Other Lay Witness	<input type="checkbox"/> 07-Narc Chemist	<input type="checkbox"/> 12-Other Expert	<input type="checkbox"/> 13-Investigator	<input type="checkbox"/> 14-Other
Name <b>[REDACTED]</b>			Person Code <b>06 - Other Lay Witness</b>		County Residence <b>[REDACTED]</b>	

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Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



# San Diego County Sheriff's Department Follow-Up Report

Case No **18115185**

CAD Event No: **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No **18115185.2**

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ALIAS / AKA / NICKNAME / MONIKER									
Name Type		First		Middle		Last		Suffix	
Home Address, City, State, ZIP				Res. Country		Place of Birth		Undocumented	
[REDACTED]				US		[REDACTED]		[REDACTED]	
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair	Complexion	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
Employment Status		Occupation/Grade		Employer/School		Employer Address, City, State, ZIP			
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]			
CONTACT INFORMATION									
Type					Number/Address				
[REDACTED]					[REDACTED]				
IDENTIFICATION									
Type			Number		State		Country		
[REDACTED]			[REDACTED]		CA		US		
Injury					Extent of Treatment				
N - None					01 - None				

**Witness #2**

Person Code	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input type="checkbox"/> Reporting Party	<input type="checkbox"/> Law Enforcement Officer		
Witness Type Code	<input type="checkbox"/> 01-Arresting Officer	<input checked="" type="checkbox"/> 06-Other Lay Witness	<input type="checkbox"/> 07-Narc Chemist	<input type="checkbox"/> 12-Other Expert	<input type="checkbox"/> 13-Investigator	<input type="checkbox"/> 14-Other
Name				Person Code	County Residence	
[REDACTED]				06 - Other Lay Witness	[REDACTED]	

ALIAS / AKA / NICKNAME / MONIKER									
Name Type		First		Middle		Last		Suffix	
Home Address, City, State, ZIP				Res. Country		Place of Birth		Undocumented	
[REDACTED]				US		[REDACTED]		[REDACTED]	
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair	Complexion	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	
Employment Status		Occupation/Grade		Employer/School		Employer Address, City, State, ZIP			
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]			
CONTACT INFORMATION									
Type					Number/Address				
[REDACTED]					[REDACTED]				
IDENTIFICATION									
Type			Number		State		Country		
[REDACTED]			[REDACTED]		[REDACTED]		[REDACTED]		
Injury					Extent of Treatment				
[REDACTED]					[REDACTED]				

**OTHER ENTITIES**

**Other Entity #1**

Person Code	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input checked="" type="checkbox"/> Reporting Party	<input type="checkbox"/> Law Enforcement Officer
Name	Entity Type	Person Code	County Residence	
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	

ALIAS / AKA / NICKNAME / MONIKER										
Name Type		First		Middle		Last		Suffix		
Home Address, City, State, ZIP				Res. Country		Place of Birth		Undocumented		Interpreter Language
[REDACTED]				US		[REDACTED]		[REDACTED]		[REDACTED]
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair	Complexion		
[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]	[REDACTED]		
Employment Status		Occupation/Grade		Employer/School		Employer Address, City, State, ZIP				
[REDACTED]		[REDACTED]		[REDACTED]		[REDACTED]				
CONTACT INFORMATION										
Type					Number/Address					
[REDACTED]					[REDACTED]					

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TO *[Signature]*

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



# San Diego County Sheriff's Department Follow-Up Report

Case No. **18115185**

CAD Event No: **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No **18115185.2**

4

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Type [REDACTED]		Number/Address [REDACTED]	
IDENTIFICATION			
Type [REDACTED]	Number [REDACTED]	State <b>CA</b>	Country <b>US</b>
Injury <b>N - None</b>		Extent of Treatment <b>01 - None</b>	

**Other Entity #2**

Person Code <input type="checkbox"/> Secured Premise <input type="checkbox"/> Discovered Crime <input type="checkbox"/> Reporting Party <input type="checkbox"/> Law Enforcement Officer <input type="checkbox"/>			
Name [REDACTED]		Entity Type <b>OT - Other (Person)</b>	Person Code <b>06 - Other Lay Witness</b>
		County Residence [REDACTED]	

ALIAS / AKA / NICKNAME / MONIKER					
Name Type [REDACTED]		First [REDACTED]	Middle [REDACTED]	Last [REDACTED]	Suffix [REDACTED]
Home Address, City, State, ZIP [REDACTED] <b>92108</b>		Res. Country <b>US</b>	Place of Birth	Undocumented	Interpreter Language
Race [REDACTED]	Sex [REDACTED]	Date of Birth / Age [REDACTED]	Height [REDACTED]	Weight [REDACTED]	Complexion [REDACTED]
Employment Status [REDACTED]	Occupation/Grade [REDACTED]	Employer/School [REDACTED]	Employer Address, City, State, ZIP [REDACTED]		

Type [REDACTED]		Number/Address [REDACTED]	
IDENTIFICATION			
Type [REDACTED]	Number [REDACTED]	State [REDACTED]	Country <b>US</b>
Injury <b>N - None</b>		Extent of Treatment <b>01 - None</b>	

**Other Entity #3**

Person Code <input type="checkbox"/> Secured Premise <input type="checkbox"/> Discovered Crime <input type="checkbox"/> Reporting Party <input type="checkbox"/> Law Enforcement Officer <input type="checkbox"/>			
Name [REDACTED]		Entity Type <b>OT - Other (Person)</b>	Person Code <b>06 - Other Lay Witness</b>
		County Residence [REDACTED]	

ALIAS / AKA / NICKNAME / MONIKER					
Name Type <b>Alias/AKA</b>		First [REDACTED]	Middle [REDACTED]	Last [REDACTED]	Suffix [REDACTED]
Home Address, City, State, ZIP [REDACTED]		Res. Country	Place of Birth	Undocumented	Interpreter Language
Race [REDACTED]	Sex [REDACTED]	Date of Birth / Age [REDACTED]	Height [REDACTED]	Weight [REDACTED]	Complexion [REDACTED]
Employment Status [REDACTED]	Occupation/Grade [REDACTED]	Employer/School [REDACTED]	Employer Address, City, State, ZIP [REDACTED]		

Type [REDACTED]		Number/Address [REDACTED]	
IDENTIFICATION			
Type [REDACTED]	Number [REDACTED]	State [REDACTED]	Country <b>US</b>
Injury [REDACTED]		Extent of Treatment [REDACTED]	

RELEASED FROM  
I.A. FILES  
*[Signature]*

**Other Entity #4**

Person Code <input type="checkbox"/> Secured Premise <input type="checkbox"/> Discovered Crime <input type="checkbox"/> Reporting Party <input type="checkbox"/> Law Enforcement Officer <input type="checkbox"/>			
Name [REDACTED]		Entity Type [REDACTED]	Person Code [REDACTED]
		County Residence [REDACTED]	

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



# San Diego County Sheriff's Department Follow-Up Report

Case No **18115185**

CAD Event No: **E4837549**

Case Disposition: **Active**

Primary Victim: [REDACTED]

Report No **18115185.2**

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ALIAS / AKA / NICKNAME / MONIKER										
Name Type		First		Middle			Last		Suffix	
Home Address, City, State, ZIP					Res. Country		Place of Birth		Undocumented	Interpreter Language
Race	Sex	Date of Birth / Age		Height	Weight	Hair Color	Eye Color	Facial Hair		Complexion
Employment Status		Occupation/Grade		Employer/School			Employer Address, City, State, ZIP			
CONTACT INFORMATION										
Type					Number/Address					
IDENTIFICATION										
Type			Number			State		Country		
Injury					Extent of Treatment					

**Other Entity #5**

Person Code	<input type="checkbox"/> Secured Premise	<input type="checkbox"/> Discovered Crime	<input type="checkbox"/> Reporting Party	<input type="checkbox"/> Law Enforcement Officer	
Name			Entity Type	Person Code	County Residence
[REDACTED]			OT - Other (Person)	[REDACTED]	[REDACTED]

ALIAS / AKA / NICKNAME / MONIKER										
Name Type		First		Middle			Last		Suffix	
Home Address, City, State, ZIP					Res. Country		Place of Birth		Undocumented	Interpreter Language
Race	Sex	Date of Birth / Age		Height	Weight	Hair Color	Eye Color	Facial Hair		Complexion
Employment Status		Occupation/Grade		Employer/School			Employer Address, City, State, ZIP			
CONTACT INFORMATION										
Type					Number/Address					
IDENTIFICATION										
Type			Number			State		Country		
Injury					Extent of Treatment					

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TO: AW

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



# San Diego County Sheriff's Department Follow-Up Report

CAD Event No: **E4837549**

Case No: **18115185**

Case Disposition: **Active**

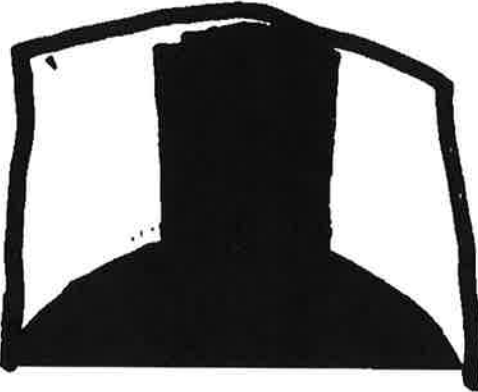
Primary Victim: **[REDACTED]**

Report No: **18115185.2**

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## Other Entity #6



<input type="checkbox"/> Person Code <input type="checkbox"/> Secured Premise <input type="checkbox"/> Discovered Crime <input type="checkbox"/> Reporting Party <input type="checkbox"/> Law Enforcement Officer									
Name: [REDACTED]				Entity Type <b>OT - Other (Person)</b>		Person Code		County Residence [REDACTED]	
Name Type		First		Middle		Last		Suffix	
Home Address, City, State, ZIP [REDACTED]				Res. Country [REDACTED]		Place of Birth		Undocumented	Interpreter Language
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair		Complexion
Employment Status		Occupation/Grade		Employer/School		Employer Address, City, State, ZIP [REDACTED]			
CONTACT INFORMATION									
Type [REDACTED]					Number/Address [REDACTED]				
IDENTIFICATION									
Type [REDACTED]			Number [REDACTED]			State [REDACTED]		Country [REDACTED]	
Number [REDACTED]					Extent of Treatment [REDACTED]				

## Other Entity #7

<input type="checkbox"/> Person Code <input type="checkbox"/> Secured Premise <input type="checkbox"/> Discovered Crime <input type="checkbox"/> Reporting Party <input type="checkbox"/> Law Enforcement Officer									
Name: [REDACTED]				Entity Type <b>OT - Other (Person)</b>		Person Code		County Residence [REDACTED]	
Name Type		First		Middle		Last		Suffix	
Home Address, City, State, ZIP [REDACTED]				Res. Country [REDACTED]		Place of Birth		Undocumented	Interpreter Language
Race	Sex	Date of Birth / Age	Height	Weight	Hair Color	Eye Color	Facial Hair		Complexion

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>		Division / Organization <b>Vista Station VISTA DETECTIVES</b>		Reviewed By <b>SH4942 - MAYS, MATTHEW</b>	
Report Date <b>3/27/2018 9:25:53 AM</b>		Detective Assigned <b>SH5362 - JULIAN, ANDY</b>		Reviewed Date <b>04/12/2018 15:18:20</b>	





# San Diego County Sheriff's Department Follow-Up Report

Case No **18115185**

CAD Event No. **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No **18115185.2**

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Employment Status	Occupation/Grade	Employer/School	Employer Address, City, State, ZIP
<b>CONTACT INFORMATION</b>			
Type <b>SN</b>	Number/Address		
<b>IDENTIFICATION</b>			
Type	Number	State	Country
<b>Number</b>			<b>US</b>
Injury	Extent of Treatment		

**PROPERTY**

**Property Item #3.000 - CD with video and photos**

Derivative No. <b>0</b>	Property Category <b>1311 - Recording - interview or Case related - Video/Photo CD, DVD, Tape, Film, Digital storage, Negative</b>
Status <b>ES - Evidence (Seized)</b>	Count <b>1</b> Value
Manufacturer	Model
Serial No.	Model Year OAR
Color	Caliber
Body Style	Recovered/ Seized Date <b>04/05/2018</b>
Owner	Disposition <b>VPS evidence locker</b>
Evidence Tag	Alert(s)
Drug Type	Drug Quantity
Search Warrant	
Notes	

**Property Item #4.000 - Panda Express flash drive**

Derivative No. <b>0</b>	Property Category <b>1607 - Disk Drive</b>
Status <b>ES - Evidence (Seized)</b>	Count <b>1</b> Value
Manufacturer <b>Asus 2GB</b>	Model
Serial No.	Model Year OAR
Color	Caliber
Body Style	Recovered/ Seized Date <b>04/12/2018</b>
Owner	Disposition <b>VPS evidence locker</b>
Evidence Tag	Alert(s)
Drug Type	Drug Quantity
Search Warrant	
Notes	

**REPORT NARRATIVE**

Disposition:  
Suspended.

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TO *[Signature]*

**Synopsis:**

On 3-21-18, at about 1906 hours, an unknown black male adult grabbed the buttocks of 14-year-old [REDACTED] while she waited in line to order food inside the Panda Express restaurant at 20 Main Street, Vista. The suspect never said anything and he quickly exited the restaurant after the incident. The suspect fled in a black sedan.

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



**San Diego County Sheriff's Department  
Follow-Up Report**

CAD Event No.: **E4837549**

Case No. **18115185**

Case Disposition **Active**

Primary Victim: [REDACTED]

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During a follow-up, I obtained surveillance video from Panda Express. I used the surveillance video to snip images of the suspect and create a special bulletin BOL for distribution to the sheriff's e-Briefing and [REDACTED]. I allowed our media relations unit to release video of the incident to local news stations. I also looked at sex registrants within the general area of the incident with negative results. This case will be suspended until further leads develop or the suspect is identified.

**Investigative Follow-Up:**

On 3-26-18, I received this case for follow-up. I read the preliminary investigation report prepared by Deputy H. Storrs #7185. I reviewed six photographs attached to the case report. Two photographs showed the teenage victim. The other four photographs were screenshots of the black male adult suspect entering Panda Express. The photographs did not show the incident. The video still needed to be collected as evidence.

I received a message from the victim's mother, [REDACTED]. She asked if there was any additional information I needed from them.

I called two phone numbers I had listed for [REDACTED] and she did not answer.

I called the Panda Express [REDACTED]. He said he was familiar with the incident and he did not recognize the suspect from watching the video. He said I could come by the store after 1200 hours to review the video.

A short time later, [REDACTED] called me back and recommended I call their legal team to get the video.

I called the Panda Express corporate phone number and was transferred to their Asset Protection (AP) employee [REDACTED]. I provided him with my contact information and the details about the incident. He said he would review the video and get authorization to release the video to me via an e-mail link within 24 hours.

RELEASED  
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TO *[Signature]*

At about 1300 hours, I called [REDACTED] again. I obtained her statement.

**Statement of Reporting Party, [REDACTED]**

[REDACTED] said her daughter was on Spring break but she was not home. I told [REDACTED] I had some questions for her daughter but if [REDACTED] knew the answers I preferred that her daughter not have to re-live the case again. [REDACTED] agreed. [REDACTED] confirmed [REDACTED] did not know the black male suspect and she would not be able to identify the suspect's face if she saw him again. [REDACTED] goes to Panda Express or that general area a few times per month.

She said her daughter did not get a good look at the suspect's face because he was behind her. [REDACTED] believed [REDACTED] friend was first in line and then followed by [REDACTED] and then the suspect. The suspect got close to [REDACTED] friend even noticed and made a comment. Right after that the suspect grabbed [REDACTED] buttocks and ran out of the restaurant. [REDACTED] saw the suspect drive away

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
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**San Diego County Sheriff's Department  
Follow-Up Report**

Case No **18115185**

CAD Event No: **E4837549**

Case Disposition **Active**

Primary Victim: [REDACTED]

Report No **18115185.2**

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in a black sedan. She did not know the make or model. [REDACTED] said Massage Envy may have video the vehicle was parked right under the Massage Envy doors where there was a surveillance camera. I asked [REDACTED] if [REDACTED] told her what age the suspect was. [REDACTED] said [REDACTED] told her, "He's old like my dad." [REDACTED] said her husband was in his mid-40's.

[REDACTED] expressed disappointment that Panda Express did not call 911 for her daughter. The manager said he called up the corporate ladder and was told he could not call for a minor without a parent present. [REDACTED] got a call from [REDACTED] [REDACTED] went to Panda Express and called 911 herself when she saw law enforcement was not present.

[REDACTED] said NBC news did a story about this after they read about the incident on Facebook crime and news. A family member of [REDACTED] posted something about the incident. [REDACTED] and [REDACTED] did an anonymous on-camera interview about the incident.

I informed [REDACTED] I would be working with Panda Express and Massage Envy. I provided [REDACTED] with my name and phone number.

At about 1400 hours, Detective J. Balderson #9490 and I drove to Panda Express to see the location of the incident and look for video cameras outside the restaurant that may have captured the suspect entering a vehicle.

I asked Detective Balderson to go to Massage Envy while I went to Panda Express. Massage Envy was the only business between Panda Express and the parking lot that had a surveillance camera outside.

I met with the Manager, [REDACTED]. He agreed to show me the surveillance video. The date stamp showed 3-21-18.

At 1905 hours, I observed [REDACTED] [REDACTED] and her female companion enter Panda Express through the front entrance that faces the parking lot.

At 1906 and 17 seconds, the black male suspect entered the same door.

At 1906 and 36 seconds, the suspect looked around and then leaned forward to extend his left arm and hand forward toward the direction of where [REDACTED] was waiting in line. He then fast walked out the door to the parking lot.

The video does not show [REDACTED] or her friend when the incident occurred. They were just out of camera range. I could however see [REDACTED] reflection in the window by the front door right before the incident. It was clear [REDACTED] was standing right in the area where the suspect reached his left arm and hand forward.

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TO *[Signature]*

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



**San Diego County Sheriff's Department  
Follow-Up Report**

CAD Event No: E4837549

Case No: 18115185

Case Disposition: Active

Primary Victim: [REDACTED]

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[REDACTED] said he wanted to play the video forward. The two girls stayed in line after the incident. [REDACTED] pointed out both girls were laughing after the incident. It was not until they reached the register at about 1910 hours did [REDACTED] friend inform the cashier, [REDACTED], about the incident. Within one minute, [REDACTED] arrived to the register to address their concerns. It was clear [REDACTED] was trying to fend off a possible complaint by the family because nobody at Panda Express called 911. [REDACTED] said both of the girls had a cellular phone in their hands and could have called 911 themselves.

[REDACTED] allowed me to take screenshots of the surveillance video.

[REDACTED] said [REDACTED] filled out a guest incident report. It was dated and timed 3-21-18 at 1920 hours. [REDACTED] stated, "I was in line waiting to order and a man around 40 or something grabbed my whole butt and ran out to a car and drove away." I took photographs of the incident report.

Detective Balderson informed me Massage Envy only has three interior surveillance cameras. The receptionist said the rear exterior camera most likely is run by the property manager. Detective Balderson provided me a piece of paper with the name [REDACTED] and phone number [REDACTED] to call. I noticed the door at Massage Envy had "H-130" labeled above it.

I called [REDACTED] in Long Beach. She works for the property management company [REDACTED]. She stated she did not believe they had any active surveillance cameras at 20 Main Street, Vista. [REDACTED] said she would check with her security manager and call me back.

At about 1635 hours, [REDACTED] called back and said she confirmed they do not operate any cameras at 20 Main Street, Vista.

On 3-27-18, I snipped images of the suspect from the video screenshots to create a special bulletin BOL in an attempt to identify the suspect. I saved the BOL on the sheriff's e-Briefing and e-mailed it to [REDACTED].

I called [REDACTED] and confirmed his building is leased from [REDACTED] property management. [REDACTED] did not know if the camera outside Massage Envy was active or not. He said the camera outside Panda Express was owned by Panda Express; not DDR.

On 3-28-18, at about 1420 hours, [REDACTED] called me. He is the Vice President of [REDACTED]. He works for the property management company [REDACTED]. [REDACTED] said he went to Massage Envy and confirmed that is a fake surveillance camera. [REDACTED] said it is a violation for them to have fake cameras and the one there now will be removed. [REDACTED] said the only exterior camera at the location is the one at Panda Express. I told [REDACTED] I already reviewed that video.

At 1430 hours, I called Panda Express AP [REDACTED]. He said another AP named [REDACTED] will be in touch with me about the original video.

RELEASED FROM  
TO [REDACTED]

Reporting Officer <b>SH5362 - JULIAN, ANDY</b>	Division / Organization <b>Vista Station VISTA DETECTIVES</b>	Reviewed By <b>SH4942 - MAYS, MATTHEW</b>
Report Date <b>3/27/2018 9:25:53 AM</b>	Detective Assigned <b>SH5362 - JULIAN, ANDY</b>	Reviewed Date <b>04/12/2018 15:18:20</b>



# San Diego County Sheriff's Department Follow-Up Report

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Case Disposition: Active

Primary Victim: [REDACTED]

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I asked our crime analyst D. Brown to look up 290 sex registrants in the area that match the suspect description.

On 3-29-18, Brown sent me a short list of possible matches.

On 4-2-18, at about 1000 hours, I called Panda Express AP [REDACTED] and left a voice message about the original surveillance video.

I looked at the list of three people on probation that Brown sent to me. Only one of them remotely resembled the suspect. It was [REDACTED] ([REDACTED]). [REDACTED] is only [REDACTED] years old and the victim was sure the suspect was in his 40's.

I sent a copy of my BOL to [REDACTED] probation officer Michelle Garner. Garner agreed [REDACTED] he appeared similar, but she had not seen [REDACTED] in some time. Garner said he was scheduled to come to her office on 4-4-18. I asked her to call me if he showed up.

On 4-4-18, at about 0920 hours, Garner called me. She said [REDACTED] was in the waiting room. I walked over to the probation office and met with [REDACTED] at about 0940 hours. At first appearance, I did not believe this was the suspect. He looked much different than his old booking photograph. [REDACTED] had a mustache and beard and he was much thinner than the suspect. [REDACTED] said he was working at [REDACTED] in Encinitas on the date and time of the incident. He said he never went to the Panda Express in Vista. I used my digital camera to take three photographs of [REDACTED]. I ruled out [REDACTED] as a person-of-interest.

At about 1830 hours, I called Panda Express AP [REDACTED] again and left a voice message about the original surveillance video. I also left a voice message for AP [REDACTED]

On 4-5-18, I asked our Crime Analyst to allow our media relations unit to release a photograph of the suspect to NBC news at the request of Assignment Editor, [REDACTED]

On 4-9-18, at about 1400 hours, AP [REDACTED] called me. He asked for my station address so he could mail me a flash drive containing all the surveillance video.

I called the victim's mother to make her aware that the surveillance video of the incident would be released to the local media and she may see it on the news today or tomorrow. She thanked me for working the case and giving her a heads up.

The Sheriff's Media Relations unit released surveillance video and a Crime Stoppers bulletin to the local news stations to help us identify the suspect.

On 4-10-18, at 1500 hours, sheriff's dispatch informed me a man named [REDACTED] called in to report he knows a man in similar appearance to the suspect.

RELEASED FROM

TO [REDACTED]

Reporting Officer SH5362 - JULIAN, ANDY	Division / Organization Vista Station VISTA DETECTIVES	Reviewed By SH4942 - MAYS, MATTHEW
Report Date 3/27/2018 9:25:53 AM	Detective Assigned SH5362 - JULIAN, ANDY	Reviewed Date 04/12/2018 15:18:20



San Diego County Sheriff's Department  
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Case Disposition Active

Primary Victim

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I did some research on [REDACTED] (A-0) before calling him at [REDACTED]. He has no criminal history and no history in RMS. I called [REDACTED] and obtained his statement.

Statement of Witness, [REDACTED]

[REDACTED] said he watched the news story about the 14-year-old girl getting groped in Vista. He said an acquaintance of eight years named [REDACTED] looks similar to the suspect and he drives a deep burgundy Lexus. [REDACTED] said [REDACTED] hangs out at [REDACTED] frequently in [REDACTED]. [REDACTED] said [REDACTED] was a good guy and he did not suspect [REDACTED] would do something like this, but he felt it was his civic duty to at least let me know about him. [REDACTED] provided me [REDACTED] Facebook name. I told [REDACTED] I would inform Crime Stoppers if this information led to an arrest.

I looked up [REDACTED] Facebook account and saw numerous photographs of him. One photograph was a happy [REDACTED] birthday photograph. [REDACTED] appears much older than the suspect. I looked up his DMV information. [REDACTED] date of birth is [REDACTED]. He is [REDACTED] years old. This is much older than the suspect's 35-45 range. [REDACTED] is a convicted felon, but he has no arrests on file since 1995. His arrests were related to domestic violence, fraud and drug possession. He has no history of sex crimes. Based on the obvious age and appearance difference I am not going to interview [REDACTED].

On 4-12-18, I received a 2GB flash drive from Panda Express AP [REDACTED]. The flash drive contained all the original video footage that I had already viewed at the restaurant. I submitted this flash drive and a CD with all the screenshots and photographs that I had taken at Panda Express.

As of 4-12-18, nobody has identified the suspect or sent me information about similar cases involving the same suspect. This case will be suspended until further leads develop or the suspect is identified.

Disposition:  
Suspended.

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TO [Signature]

Reporting Officer SH5362 - JULIAN, ANDY	Division / Organization Vista Station VISTA DETECTIVES	Reviewed By SH4942 - MAYS, MATTHEW
Report Date 3/27/2018 9:25:53 AM	Detective Assigned SH5362 - JULIAN, ANDY	Reviewed Date 04/12/2018 15:18:20

**SAN DIEGO SHERIFF'S DEPARTMENT**  
**Follow-up Investigative Report**

Crime: 288(c)(1) PC Case Number: 15115185  
Victim: ██████████  
Location: 20 Main Street City: Vista  
Date Occurred: 3/21/18 Page: 1 of 12

**\*\*\*\*\*PER 293(A) PC, THE VICTIM'S PARENTS REQUEST THE VICTIM'S NAME NOT  
BECOME A MATTER OF PUBLIC RECORD. THE VICTIM'S NAME AND IDENTIFYING  
INFORMATION SHOULD BE REDACTED PRIOR TO DISTRIBUTION\*\*\*\*\***

**CASE DISPOSITION:**

**CLOSED BY ARREST**

**SUSPECT INFORMATION:**

Name: Wilson, Jr., Timothy Nathaniel  
DOB: ██████████  
Address: ██████████  
██████████  
Identification: ██████████  
██████████  
Phone: ██████████  
Employer: San Diego Sheriff's Department  
9621 Ridgehaven Court  
San Diego, CA 92123  
Rate/Rank: Deputy Sheriff - Corrections  
Phone: 858-974-2001

**CHARGES:**

288(c)(1) PC - Lewd/Lascivious Acts upon 14/15 year old Minor

RELEASE  
I.A. FILE  
TO     

**SYNOPSIS:**

On 3/21/18 at about 1906 hours, a 14 year old minor female, ██████████, and a minor female friend, ██████████, were inside the Panda Express restaurant located at 20 Main Street in the City of Vista in the County of San Diego. A black male adult, later identified as Timothy Nathaniel Wilson, Jr. (age 32), entered the business and groped the victim's buttocks over the clothing with his hand. Wilson fled the business on foot and got into a black colored sedan before driving away. Portions of the incident were captured on video surveillance footage.

Reporting Officer: D. Brannan *DB 2061* ID# 2061 CID CAU  
Approved By: J. Emig *JE 2420* ID# 2420 5/21/2018

**SAN DIEGO SHERIFF'S DEPARTMENT**  
**Follow-up Investigative Report**

**Crime:** 288(c)(1) PC  
**Victim:** [REDACTED]  
**Location:** 20 Main Street  
**Date Occurred:** 3/21/18

**Case Number:** 15115185  
**City:** Vista  
**Page:** 2 of 12

The case was initially investigated by Det. A. Julian of the Sheriff's Vista Patrol Station. Det. Julian published a wanted person flyer (BOL – Be on the Lookout) and distributed it to local area law enforcement agencies, which included sworn members of the San Diego Sheriff's Department on 3/27/18. Det. Julian subsequently released video footage of the incident to the news media on 4/09/18.

On 5/09/18 a Sheriff's employee reported he had viewed the video and he believed the suspect was also a Sheriff's employee, Timothy Nathaniel Wilson, Jr. Sheriff's Det. M. Silva conducted additional follow-up investigation with the assistance of Sheriff's Crime Analyst W. Buckingham. Det. Silva compared the suspect in the video footage against the employee identification photograph of Wilson. Det. Silva believed the suspect in the video was probably Wilson based on his comparison. Det. Silva also found that Wilson owns a black colored Kia sedan bearing CA license plate number [REDACTED]. Det. Silva further confirmed that Wilson was working as a Corrections Deputy Sheriff at the Vista Detention Facility until 1830 hours on 3/21/18. The Vista Detention Facility is approximately 1.3 miles from the Panda Express restaurant where the crime was committed.

Det. Silva requested a NetRMS audit be conducted related to this case number. In doing so, Det. Silva found that Wilson had conducted numerous inquiries in the NetRMS report writing system beginning on the morning of 3/22/18 and continuing up and through 5/09/18. Wilson had also conducted inquiries in the system utilizing his own name, his own home address and his vehicle license plate number as search parameters.

I was asked to assist with this investigation on 5/10/18. I reviewed the associated reports and the video surveillance footage. I also reviewed some media coverage of the news stories related to this case. I also spoke with Det. Silva and Buckingham. I compared Wilson's employee identification photograph against the suspect in the video. I believed the suspect in the video was probably Wilson based on my comparison.

On 5/16/18 I sought and obtained a search warrant (#595-18), authorized by the Honorable Jacqueline Stern, to search Wilson's employee locker, his vehicle and his person for items which might further tend to identify Wilson as a suspect in this case. On 5/18/18 I sought and obtained a search warrant (#604-18), authorized by the Honorable Robert Kearny, for Wilson's residence, [REDACTED] in the City of [REDACTED] in the County of [REDACTED].

**Reporting Officer:** D. Brannan  
**Approved By:** J. Emig

**ID#** 2061  
**ID#** 2420

**CID CAU**  
**5/21/2018**  
**RELEASED FROM**  
**I.A. FILES**  
**TO**





# Case Audit

Case activity for Case Number 18115185, occurring after 03/17/18 at 00:00:00 and before 0:

Type	Audit ID	Audit Time	Station IP	Name	Personnel	ARJIS No	Prs No
Case	103195478	3/22/2018 6:27:08 AM	10.11.6.90	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103198833	3/22/2018 7:38:00 AM	10.11.6.90	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103228755	3/22/2018 5:39:27 PM	10.11.4.177	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103229378	3/22/2018 6:20:42 PM	10.11.4.177	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103290809	3/25/2018 12:55:14 PM	10.11.6.82	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103294568	3/25/2018 5:17:04 PM	10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103294606	3/25/2018 5:19:54 PM	10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103294608	3/25/2018 5:19:59 PM	10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103294645	3/25/2018 5:23:51 PM	10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103294749	3/25/2018 5:33:13 PM	10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
CR	103294751	3/25/2018 5:33:18 PM	10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103422486	3/28/2018 5:22:21 PM	10.11.4.208	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103423059	3/28/2018 5:44:49 PM	10.11.4.208	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103423061	3/28/2018 5:44:54 PM	10.11.4.208	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103423217	3/28/2018 5:52:38 PM	10.11.4.208	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103423221	3/28/2018 5:52:44 PM	10.11.4.208	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103461798	3/29/2018 5:46:48 PM	10.11.5.214	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103461902	3/29/2018 5:52:12 PM	10.11.6.67	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103461904	3/29/2018 5:52:19 PM	10.11.6.67	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103746788	4/7/2018 4:46:57 AM	10.11.5.151	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602
Case	103746791	4/7/2018 4:47:10 AM	10.11.5.151	WILSON JR, TIMOTHY	SH7602	SH7602	SH7602

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# Case Audit

Case activity for Case Number 18115185, occurring after 03/17/18 at 00:00:00 and before 0:

Case	103959110	4/12/2018 5:23:57 PM 10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602
Case	103959144	4/12/2018 5:25:31 PM 10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602
Case	103959183	4/12/2018 5:27:39 PM 10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602
Case	103959185	4/12/2018 5:27:41 PM 10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602
Attachment	103959186	4/12/2018 5:27:45 PM 10.11.6.96	WILSON JR, TIMOTHY	SH7602	SH7602
Case	104386812	4/25/2018 6:48:10 AM 10.11.5.84	WILSON JR, TIMOTHY	SH7602	SH7602
Case	104463000	4/26/2018 5:29:25 PM 10.11.4.177	WILSON JR, TIMOTHY	SH7602	SH7602
Case	104463006	4/26/2018 5:29:29 PM 10.11.4.177	WILSON JR, TIMOTHY	SH7602	SH7602
Case	104804740	5/6/2018 2:41:05 PM 10.11.6.67	WILSON JR, TIMOTHY	SH7602	SH7602
Case	104959044	5/9/2018 4:18:39 PM 10.11.4.208	WILSON JR, TIMOTHY	SH7602	SH7602

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5/10/18 at 00:00:00

Info Set

Code	Name	Role	Detail Text
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_ATTACHMENTS	Attachments	V - View	Viewed Attachment Name: Case # 18115185 URL Folder
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185
NETRMS_CR	Case Folder	V - View	Folder View - Case No: 18115185
NETRMS_CR	Case Folder	V - View	Viewed Case Report No.: 18115185.1
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185
NETRMS_CASES	Case Files	S - Search	CaseNo: 18115185
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185
NETRMS_CASES	Case Files	S - Search	CaseNo: 18115185
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185
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NETRMS_CASES	Case Files	S - Search	CaseNo: 18115185
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185
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NETRMS_CASES	Case Files	S - Search	CaseNo: 18115185
NETRMS_CASES	Case Files	V - View	Viewed Case No.: 18115185 CaseID: 718222

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**SAN DIEGO SHERIFF'S DEPARTMENT**  
**Follow-up Investigative Report**

<b>Crime:</b>	288(c)(1) PC	<b>Case Number:</b>	15115185
<b>Victim:</b>	[REDACTED]		
<b>Location:</b>	20 Main Street	<b>City:</b>	Vista
<b>Date Occurred:</b>	3 21 18	<b>Page</b>	4 of 12

button, however, they are unable to log in to another person's NetRMS account unless that other person had remained logged on to the Sheriff's Intranet utilizing their Windows username and password.

Det. Silva and Buckingham found that Wilson had begun checking the case in NetRMS the morning of 3/22/18, the morning after the crime, at about 0627 hours. Wilson made multiple inquiries into the case on 3/25/18. Det. Julian issued his Wanted Person bulletin related to this case on 3/27/18. This was followed by multiple NetRMS inquiries into the case by Wilson. Wilson conducted multiple NetRMS inquiries into the case again on 3/28/18, 3/29/18 and again on 4/07/18.

On 4/09/18 Det. Julian released video surveillance footage of the incident to the media via Crime Stoppers and the video was aired publicly. Wilson made numerous inquiries into the NetRMS reporting system again on 4/12/18. Wilson inquired into the case again on 4/12/18.

Wilson inquired into the reporting system again on 4/25/18, 4/26/18, 5/06/18, 5/09/18 and 5/10/18. These dates all coincide with dates Wilson was assigned to and working at the Sheriff's Vista Detention Facility in the City of Vista. During the course of Wilson's numerous inquiries into the NetRMS reporting system, Wilson also used his own name, his home address and his vehicle's license plate number as search parameters.

Det. Silva also told me he had observed the Panda Express video surveillance footage. Det. Silva compared Wilson's employee ID photograph against the person he saw in the video. Det. Silva told me he believed Wilson was the person in the surveillance video based on his comparison.

Buckingham also provided me with a Wanted Person flyer that had been issued by the Carlsbad Police Department in January of 2017. The flyer detailed two incidents of sexual battery that occurred on Pine Street in Carlsbad. The suspect was also a black male and the suspect vehicle was also a black colored sedan. Refer to the Deputy's Reports written by Det. Silva and the Timeline and associated documentation produced and provided by Buckingham for more detail.

I reviewed the remaining associated reports and the video surveillance footage related to this case, including the original police report and Det. Julian's follow-up report. I also reviewed various news media coverage of the incident which began the day after the crime occurred, 3/22/18. I reviewed Wilson's employee background packet that had

<b>Reporting Officer:</b>	D. Brannan	<b>ID#</b>	2061	<b>CID</b>	CAU
<b>Approved By:</b>	J. Emig	<b>ID#</b>	2420	<b>5 21</b>	2018

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SAN DIEGO SHERIFF'S DEPARTMENT  
Follow-up Investigative Report

Crime:	288(c)(1) PC	Case Number:	15115185
Victim:	██████████		
Location:	20 Main Street	City:	Vista
Date Occurred:	3 21 18	Page	6 of 12

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When he viewed the footage, Victorio noticed small things that looked like Wilson. The way the suspect in the video walked reminded Victorio of Wilson. Victorio also observed the suspect in the video squint when he entered the restaurant. This also reminded Victorio of Wilson. Other things that reminded Victorio of Wilson were the suspect's physique, stature, and his hairline. The news reports also mentioned the suspect's tattoos. Victorio recalled that Wilson had tattoos on both of his arms.

Victorio waited about a month to report his suspicions. Victorio viewed the video footage several more times. The more he viewed the video the more Victorio thought the suspect in the video was Wilson.

Victorio texted a former co-worker, Deputy Maurice Womble, who he knew was currently assigned to the Vista Detention Facility with Wilson. Victorio asked Womble what kind of car Wilson was driving. Womble told Victorio Wilson drives a black sedan, like a Kia or Nissan. Victorio told Womble he was just wondering because he saw Wilson out and about town.

Victorio also noticed the suspect in the video was wearing a black t-shirt. Victorio told me that he knows most deputies wear black t-shirts with either sweatpants or shorts when arriving for and departing from work.

Victorio reported his suspicions about Wilson to Det. Stathes of the Sheriff's Detentions Investigations Unit (DIU). Victorio then received a telephone call from Det. Silva.

End of Summary

**INVESTIGATION:** (Continued)

On 5/16/18 I sought and obtained a search warrant (#595-18) for Wilson's assigned employee locker at the Vista Detention Facility, his vehicle, and his person. The warrant was authorized by Judge J. Stern in Department 27.

On 5/16/18 at about 1400 hours I telephoned and spoke to the victim's mother, ██████████. This call was not recorded. I asked ██████████ about the identity of the victim's companion, who is observed in the video with the victim. ██████████ only knew the girl's first

Reporting Officer: D Brannan  
Approved By: J. Emig

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ID# 2420

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**SAN DIEGO SHERIFF'S DEPARTMENT**  
Follow-up Investigative Report

Crime: 288(c)(1) PC  
Victim: ██████████  
Location: 20 Main Street  
Date Occurred: 3 21 18

Case Number: 15115185  
City: Vista  
Page 7 of 12

name, ██████ told me she would be able to provide me with ██████ name and telephone number later in the day. ██████ texted me ██████ telephone number at about 1600 hours.

On 5/16/18 at about 1925 hours I telephoned and spoke to ██████ (age ██████) and engaged her in a recorded conversation. I obtained the following summarized statement from her. Refer to the recording for more detail.

Statement of ██████ (Witness)

██████ is the victim's friend. ██████ was with the victim were walking from St. Frances church to Panda Express. They went inside the Panda Express and stood in line. ██████ and the victim were the only two in line; there wasn't anybody next to them.

██████ saw a person come inside the business from the door. She didn't really look at the person, she saw him from the corner of her eye. ██████ began looking at the food and she saw the guy going forward. ██████ thought the guy was also looking at the food. ██████ then saw the guy go really fast outside.

The victim was looking out the window and she told ██████ "Oh my God that guy just touched me." ██████ asked what guy; she was looking outside too but she couldn't tell which guy the victim was talking about. The victim told ██████ the guy grabbed her butt with his hand and squeezed it. They told the cashier what happened and they talked to the manager about it.

██████ saw the guy was wearing black clothing but she didn't look at his face. ██████ believed the guy was possibly African American but she wasn't sure. ██████ did not see the suspect's car.

End of Summary

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Reporting Officer: D. Brannan  
Approved By: J Emig

ID= 2061      CID CAU  
ID= 2420      5/21/2018

**SAN DIEGO SHERIFF'S DEPARTMENT**  
**Follow-up Investigative Report**

<b>Crime:</b>	288(c)(1) PC	<b>Case Number:</b>	15115185
<b>Victim:</b>	[REDACTED]		
<b>Location:</b>	20 Main Street	<b>City:</b>	Vista
<b>Date Occurred:</b>	3 21 18	<b>Page</b>	8 of 12

**INVESTIGATION:** (Continued)

On 5/18/18 I sought and obtained a search warrant (#604-18) for Wilson's residence, [REDACTED] [REDACTED] in the City of [REDACTED] in the County of [REDACTED]. This warrant was authorized by Judge R. Kearny in Department 20.

On 5/18/18 at about 1200 hours I coordinated the arrest of Wilson with investigators from the Sheriff's Internal Affairs Unit while he was working at the Vista Detention Facility. Wilson was walked out of the facility and taken into custody pursuant to 288(c)(1) PC. Wilson was handcuffed and escorted to the Vista Detective Bureau. Deputy Bowman and Deputy Myers placed Wilson in Interview Room #1 and conducted a search of his person.

Deputy Bowman gave me Wilson's cell phone, which was an item being sought in the first search warrant (595-18). Deputy Bowman advised the phone had been in Wilson's left hand when they contacted him and handcuffed him. Deputy Bowman also provided me with Wilson's Deputy Notebook. Bowman advised the notebook had been in the right breast pocket of Wilson's uniform shirt.

At about 1209 hours Bowman and Myers exited the interview room. I introduced myself to Wilson and told him I wanted to speak to him about his NetRMS activity. I advised Wilson of his Miranda rights by reading them to him from my Deputy Notebook. Wilson waived his Miranda rights and I questioned him regarding this incident. Detective J. Malan #0027 was present for the questioning. The following statement is a summary. Wilson's Interrogation was video/audio recorded. Refer to the video/audio recording for more detail.

**Statement of Timothy Wilson: (Suspect)**

I advised Wilson of his rights and I asked him if he understood. Wilson replied, "Yes." I asked Wilson if he was willing to talk to me. Wilson answered, "Yes."

Wilson told me that everybody says he looks like the guy in the Panda Express video. Wilson has seen the Panda Express video. The guy looks like Wilson, that's why he was looking at the report. Wilson said it's not him. The GPS coordinates in Wilson's phone will put him at the scene

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<b>Approved By:</b>	J. Emig	<b>ID#</b>	2420	<b>5 21</b>	2018















**Bibel, Kyle**

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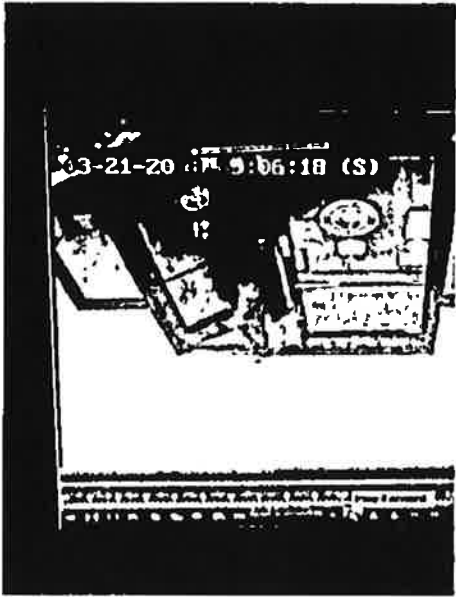
**From:** Wilson Jr, Timothy  
**Sent:** Sunday, March 25, 2018 1:02 PM  
**To:** [REDACTED]  
**Subject:** Emailing: IMG\_0134.jpg, IMG\_0139.jpg, IMG\_0137.jpg, IMG\_0138.jpg, IMG\_0136.jpg, IMG\_0135.jpg  
**Attachments:** IMG\_0134.jpg; IMG\_0139.jpg; IMG\_0137.jpg; IMG\_0138.jpg; IMG\_0136.jpg; IMG\_0135.jpg

Your message is ready to be sent with the following file or link attachments:

IMG\_0134.jpg  
IMG\_0139.jpg  
IMG\_0137.jpg  
IMG\_0138.jpg  
IMG\_0136.jpg  
IMG\_0135.jpg

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OFFICE OF  
**THE DISTRICT ATTORNEY**  
COUNTY OF SAN DIEGO

JESSE RODRIGUEZ  
ASSISTANT DISTRICT ATTORNEY

SUMMER STEPHAN  
DISTRICT ATTORNEY

May 31, 2018

Sheriff William D. Gore  
San Diego County Sheriff's Department  
P.O. Box 939062  
San Diego, CA 92193-9062

Dear Sheriff Gore,

The District Attorney's Office has in its possession potentially discoverable impeachment information concerning **Timothy Wilson**. The following is a short summary of this information:

DATE OF INCIDENT: 3/21/2018

On 5/22/2018, the District Attorney's Office charged Timothy Wilson with violation of PC 288(c)(1) and PC 502(c)(2) in case CN386695.

The District Attorney's Office will be entering Timothy Wilson's name in our confidential Brady Index. This centralized Index allows a prosecutor to evaluate potentially discoverable impeachment information on material law enforcement witnesses.

The inclusion of Timothy Wilson in the Index has been carefully screened by a committee of senior Deputy District Attorneys with expertise in trial work and extensive knowledge regarding prosecutorial discovery obligations.

Additional information concerning this material is welcomed from the deputy or your agency. This information will be carefully reviewed to determine if the submitted material should be included along with the original material. Every candidate who is entered into the Brady Index has the right to appeal the decision to the Assistant District Attorney, Jesse Rodriguez.

If you have any questions, please feel free to call [REDACTED]

Sincerely,

*Fiona Dunleavy*

FIONA DUNLEAVY  
Chief, Special Operations Division

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STATE OF CALIFORNIA  
DEPARTMENT OF JUSTICE  
FIREARMS ELIGIBILITY APPLICANT

APPLICATION FOR: (check appropriate box)

Peace Officer

Agency CASO SANDIEGO

Carry Concealed Weapon

CII Number A28019488

APPLICANT INFORMATION:

WILSON, Timothy N  
Name (last, first, middle)

M  
Sex

[REDACTED] - [REDACTED]  
Date of Birth

[REDACTED] - [REDACTED] - [REDACTED]  
Social Security Number

SUBSEQUENT NOTIFICATION

FIREARMS STATUS:

Not Prohibited

Prohibited

Lifetime

Limited - Expiration Date: 5-21-2021

Other \_\_\_\_\_

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Analyst PV

Date 5-23-18