Exhibit B:

Colorado Bureau of Investigation: 
Report of Investigation, prepared by Agents 
J. Clayton, Jr. & D. Sollars, July 19, 1999
July 23, 1999

Frank Vanecak
18th Judicial District Critical Incident Team
690 Kipling Street
Denver, CO 80215

Dear Frank:

Enclosed is the crime scene report for Colorado Bureau of Investigation laboratory case #098-2036 (18th Judicial District Critical Incident Team case #59-1104). In addition to the report, a set of photographs taken at the crime scene is included.

If you have any questions please call me at (303) 239-4303.

Sincerely,

Thomas B. Neval
Agent-in-Charge

TBNJRC:fk
Enclosure
cc: Inspector Pete Mang
<table>
<thead>
<tr>
<th>Report Date</th>
<th>Colorado Bureau of Investigation Report of Investigation</th>
<th>Case No.</th>
</tr>
</thead>
<tbody>
<tr>
<td>July 19, 1999</td>
<td>Report By Agents J. Clayton, Jr./D. Sollars</td>
<td>D99-2036</td>
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<tr>
<td>Type of Report</td>
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<td>Area</td>
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<tr>
<td>Crime Scene</td>
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<td>Castle Rock P.D.</td>
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<td>Nature of Case</td>
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<tr>
<td>Homicide</td>
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REQUESTING AGENCY: 18th Judicial District Critical Incident Team

INVESTIGATING OFFICER: Frank Vanecek

DATE OF REQUEST: 23 June 99

DATE OF OFFENSE: 23 June 99

AGENCY CASE NUMBER: 99-11604 (Douglas Co. S.O.)
99D0141 (CBI Investigation)
99-3226 (Castle Rock P.D.)

LOCATION OF SCENE: 4th and Perry, Castle Rock, Colorado

VICTIM(S): Rebecca Gonzales, DOB: 06/20/89
Katherine Gonzales, DOB: 10/12/90
Leslie Gonzales, DOB: 03/20/92

SUSPECT: Gonzales, Simon J. DOB: 11/19/68

WEATHER: Hot, partly cloudy, light breeze

EVIDENCE SEIZED BY: Joe R. Clayton, Jr.

EVIDENCE IN CUSTODY OF: Douglas County Sheriff's Office
REMARKS: Agent in Charge (AIC) Tom Netwal initiated a call-out of CBI Crime Scene personnel to respond to an officer involved shooting in Castle Rock. One block of street, as well as an associated intersection had been cordoned off to protect the integrity of the crime scene. Initial information indicated three deceased children inside a truck and one deceased adult outside the truck. No police officers had been struck by the suspect firing his weapon during an exchange of gunfire, however several nearby vehicles had been hit. Also, at least one round had shattered a police department building window and struck a large metal filing cabinet. Casings and metal fragments in the roadway and parking lot had been circled with chalk and many had Styrofoam cups placed over them prior to CBI's arrival. As the sun rose, a gentle breeze came up. This breeze made it necessary to collect the lighter, exigent evidence first. Processing the area around the truck followed.

ACTION TAKEN: Agents Joe Clayton and Don Sollars arrived at the staging area in Castle Rock at 0621 hours on 23 June 99. Steve Johnson was present, as well as three additional individuals from the 18th Judicial District Critical Incident Team who were identified as lead detectives; Frank Vanecek, Ron Combs and Christian Cantos. CBI Director Bob Cantwell and Inspector Pete Mang and AIC Netwal were present and assisted with initial organization and logistical support.

After a briefing with the above individuals and local representatives, assignments were made by Clayton. The collection of evidence on the roadway was started, along with diagrams and photographs of the entire area. Overhead photographs were made possible by access to the roof of an adjacent apartment building.

At this time, Agent Clayton and inspector Mang decided to call out additional personnel to assist in collecting the pieces of evidence. Agents Hammond and Ballard were notified and responded. With the assistance of these agents and CBI Investigative
Agent Scott Mundine, diagramming the location of evidence, collection and documentation of evidence proceeded.

The area around a white Ford Truck bearing Colorado license DV6705 and VIN/1FTEX14H7NB80168, involved the deceased, a loaded, cocked pistol and the three deceased children inside the truck. The adult male was photographed and his position measured. The Taurus 9 mm weapon was rendered safe by Frank Vanecek. Douglas County Deputy Coroner Wes Riber and Clayton bagged the male’s hands. The male’s wallet was removed and placed into a sealed plastic bag to assist in identification. The deceased male was removed at 0835 and placed into the coroner’s vehicle for transport.

A visual barrier was constructed using equipment and personnel from Castle Rock Fire and Rescue under the direction of Chief Rob Brown. The truck was opened and the interior photographed. The three victims were each checked by Riber and brown paper bags were placed over their hands. The victim in the front seat was removed at 0931, the victim on the rear seat was removed at 0943 and the victim from the rear floorboard was removed at 0954. A temporary tent was made from a blue tarpaulin to shield the removal of the children from onlookers. At this time, a total of 10 empty shell casings (9 mm) had been located inside of the truck. One live round (9 mm) was located inside of the cab of the truck as well as a fired projectile whose origin was not determined at the scene.

Damage to the truck was documented and photographed. Trajectory rods were inserted where at least 2 distinct, entry/exit holes could be established. A decision to move the truck out of the street to a secured area was made. Douglas County Sheriff’s Office offered an available storage bay and West Side Towing arrived and removed the wrapped truck at 1245.
The nearby vehicles which had been hit by gunfire were inspected and photographed. The green Honda, bearing Colorado License ELF1187, had sustained damage near the driver’s side rear taillight consistent with being struck by a projectile. The impact damage appeared to have an East to West directionality. A fired projectile was recovered from the Animal Control Vehicle. No other projectiles were recovered from any of the associated vehicles. A variety of metal fragments were located from a coordinated canvas of the street to the West of the truck. No impacts were noted in buildings located to the West of the truck, the direction which officers had advised the male had fired. Metal fragments were also located and collected next to the North wall of the police department building.

On 6/24/99, Agents Clayton and Sollars responded to the Douglas County S.O. where the truck had been stored. The vehicle was unwrapped and inspected. Blood collection was performed at eleven different sites. Two distinct metal fragments, one live round and an additional 9 mm casing, were located. The areas of spatter on both running boards were noted. Small spatter located along the vehicle’s exterior was photographed and several areas of blood were collected. Agent Sollars was able to show corresponding damage to the metal support structures beneath where the victims had been lying. These areas were photographed, as was the underneath side of the foam seat cushion.

In summary, a total of eleven 9 mm empty shell casings were found inside of the truck’s cab. Two 9 mm shell casings were located East of the truck, near the intersection of 4th and Perry. Two empty 9 mm shell casings were located approximately 10 feet East and slightly North of the suspect’s body. Also, another empty 9 mm shell casing was located underneath the male’s body. No additional 9 mm casings were located. Numerous .45 caliber shell casings were located near the white van (near photo placard #4) in the apartment building’s parking lot and to the East of the truck’s location in the street. Additionally, empty shotgun shell casings were found in the area of the .45 casings.
Plastic shotgun wadding material was found in a variety of locations near the truck. No .45 casings were located inside the truck. No field identification was attempted on any of the metal fragments recovered from the vehicle or from the roadway.

Joe R. Clayton, Jr.
Agent
(Reporting)

Donald A. Sollars
Agent
(Reporting)

Thomas Niewal
Agent-in-Charge
(Reviewing)

Chester W. Ubowski
Agent-in-Charge
(Reviewing)
Photolog

Note: photographs are automatically numbered in lower right hand corner.

Roll #1

1 Film identifier
2-12 Overall views of crime scene area
13-17 Area around truck
18-21 Overall views of crime scene area
22 Police vehicle with impacts
23 Overall view of damaged police department window
24-35 Overhead view (from roof of adjacent building)

Roll #2

1 Film identifier
2-3 Plastic shot cup near placard #1
4-5 Metal casing and plastic shot cup near placard #2
6-7 Metal casing near placard #3
8-9 Metal fragment near placard #6
10-11 Plastic shot cup near placard #5
12-13 Metal casing near placard #4-A
14-15 Metal casing near placard #4-B
16-17 Spent shotgun shell near placard #4-C
18-19 Metal casing near placard #4-D
20-21 Spent shotgun shell near placard #4-E
22-23 Spent shotgun shell near placard #4-F
24-25 Spent shotgun shell near placard #4-G
28-27 Metal fragment near placard #7
28-29 Metal casing near placard #8-A
30-31 Metal casing near placard #8-B
<table>
<thead>
<tr>
<th>Roll #2, continued</th>
<th>Roll #3</th>
<th>Roll #4</th>
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<tbody>
<tr>
<td>32-33 Plastic shot cup near placard #9</td>
<td>1 Film identifier</td>
<td>1 Film identifier</td>
</tr>
<tr>
<td>34-35 Plastic shot cup near placard #10</td>
<td>2-3 Cigarette butt near placard #12</td>
<td>2-3 9 mm Taurus handgun</td>
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<td>Roll #3</td>
<td>4-5 Metal fragment near placard #13</td>
<td>4-10 Examination of body by coroner</td>
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<td>6-7 Spent shotgun shell near placard #14</td>
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<td>8-9 Spent shotgun shell near placard #15</td>
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<td>10-11 Metal casing near placard #16</td>
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<td>12-13 Metal casing near placard #17</td>
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<td>14-15 Metal casing near placard #18</td>
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<td>16-17 Metal casing near placard #19</td>
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<td>18-19 Metal casing near placard #20</td>
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<td>20-21 Metal casing near placard #21</td>
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<td>22-23 Metal casing near placard #22</td>
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<td>24-25 Plastic shot cup near placard #23</td>
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<td>26-27 Metal casing near placard #24</td>
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<td>28-30 Overall views of suspect</td>
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<td></td>
<td>31 Mid-range of area near suspect's right hand</td>
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<td>32 Knee area of suspect showing metal casing</td>
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<td>33 Mid-range of suspect showing metal casing</td>
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<td>34-35 Mid-range of victim</td>
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<td></td>
<td>36 Unexposed frame</td>
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Roll #4, continued

Note: One space intentionally left blank due to a numbering error

11-12 Bloodstain with suspect removed
13-14 Suspect’s truck
15-16 Cell phone on truck hood
17-18 General photographs showing damage to vehicle
19 Damage to driver’s side extended cab window
20-35 General photographs showing damage to vehicle
36 Unexposed frame

Roll #5

1 Film identifier
2 Damage to vehicle tailgate
3-4 Damage to Honda near truck
5-6 Plastic shot cup
7-12 Victim and interior area, front passenger side of truck
13 Spatter on passenger side running board
14 Victim location, front passenger side of truck
15 Metal casing, passenger front floorboard area
16 Impacts, front windshield
17-22 General condition of vehicle/location of victims
23 Suspected bullet hole, front passenger seat
24-31 General condition of vehicle/location of victims
32 Unspent cartridge, driver’s side rear floorboard
33-35 General location of victims

Roll #6

1-2 Spatter on rear of driver’s seat
3-7 Spatter on edge of driver’s door
8-9 Spatter/damage to rear window
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Roll #8, continued

21-22  Suspected bullet hole, passenger side rear window area
23-27  Suspected bullet holes through floorboard, driver's side rear
       Bottom of rear and foam seat cushion, driver's side
29     Metal portion of rear seat, driver's side
#500748

To Alan: Vaughr
Side A
APT 10
Bldg

17
North side 9th St. East to West
1. Castle Rock S 80 229A12 Chern
2. Green ovals S W 524 5089
3. Sheep with blue 8H9 6569
4. Blue Chevrolet truck canister shell 0140-5A
5. Empty
6. Black Toyota truck 144 8446

Resident of House
1/6. Castle Rock S 920 A11 Farcott St North of 4th
2/6. Willcox 97
10. Castle Rock S 400 A11 Chern
16. Castle Rock S 400 44A11

Blue Chevrolet pickup EIE 3364 Front of 306 4th St
6:30 CLEANED
Briefing - Logging things in properly with mileage log/charge

- Long term storage of the veh. - Chief lane poss further examination for bullet holes - release of vehicle
- Weapons - Priority to get officer's weapons examined

All warrants show possession doesn't indicate firing at 247 Cote Ave.

Additional bullet holes in vehicle

Mike Knight - Fielding all questions
Ron Combs - Executive Officer

Investigative concerns -

* Sequence of officer's shots, eyewitness accounts of events
* Real time video of vehicle in front of Police Dept.
* Etched

Castle Rock
18th Jud Dist
CBS
STATE OF COLORADO
COLORADO DRIVER RECORD

SIMON J GONZALES
1201 SOUTH QUIVAS ST
DENVER
CO 80223

DATE: 06/03/91
TIME: 02:05:59

ALIAS:
COLORADO PIN: 92-085-1782
LICENSE NUMBER: 920651782
HEIGHT: 5'06" WEIGHT: 125
HAIR: BROWN EYES: BROWN
DONOR: Y SEX: MALE
ENDORSEMENTS: NONE
RESTRICTIONS:
PREVIOUS STATE AND LICENSE:
REGULAR LICENSE STATUS: VALID
COMMERCIAL LICENSE STATUS: NOT APPLICABLE

INSURED STATUS:

LICENSE TYPE: ADULT REGULAR LICENSE
ISSUE DATE: 19951115
EXPIRATION: 20001119

DOB/19681119

*** CCIC INFO MAY BE USED FOR CRIMINAL JUSTICE PURPOSES ONLY ***
*** ONLY COLORADO DMV FILES WERE SEARCHED - COLORADO PIN = OLW ***
*** CONFIRM WITH COOLNOOOG BEFORE TAKING ENFORCEMENT ACTION ***

### - Invalid or Unauthorized Source in message header
D992956

0630 Report
0621 Onscene

all stop record

men all police crew
plotters

doors

2g's

vehicle x3

5 horses

8:35 Body Bagged - in truck

9:00 gun

Ford

DV-6705

1FTEX14HJNKB20148

245 left removed by Jon Stohans -

Westside counties

S. Wilcox

left 5 100ft night seeing

Subject

Simon J. Gonzales
Diagram with labeled parts:
- Hood
- Windshield
- Front seat
- Floor
- X-tap cab
- Back window
- Bed
#5 00 00 to Alan's Vaughn Side of Apt 10B

00 00 00 01
castle rock ps 175 :19 A11 comminution disk.
1.11 cm long exposure LF 1-12
5 empty
4 castle rock 920 23.9 A12 charging
25.5 cm high, humic society white line
14.50 cm
6 empty
5 castle rock jet 235 21.4 A12

north side 41/2" EAST TO WEST
1
red rock LT 409 EFB 7109
2
green rock LT E1197
3
pumice LT P11 E15655
4
blue dacite tuff, coarse pumice 0140-5 A
5
empty
6
black rhyolite tuff 1948 P 11

conglomate of lacies
146. castle rock jet 320 A11 east side
420 by 812 cm x 87
17. castle rock jet 300 A11 charging
16. castle rock jet 97 49 A11

blue dacite tuff E153364 306 ft
6:30 cleared.