

EXHIBIT F

PROGRESS REPORT

CR # 99-26856

CASE TYPE: Assist To Other Agency

REPORT BY: Investigator Rick Fahlstedt

DATE TYPED: July 1, 1999

On 06-23-99 at approximately 0650 hours, this Investigator was paged to contact Investigator STEVE JOHNSON, of the 18th Judicial District Critical Incident Team. I contact Investigator JOHNSON and he advised me to respond to the Fire Department in Castle Rock on an officer involved shooting.

Upon my arrival, Investigator JOHNSON briefed me as to what had occurred. I was assigned to work with Parker Police Department Investigator PHILLIP SARAFF.

At approximately 0905 hours, I met with the five officers involved, who are identified as Castle Rock Police Department Officers:

MICHAEL AUXIER
JASON MAES
EUGENE McCOMAS
PAUL STEVER
AARON AHLFINGER

These Officers were dressed in street clothes and had been previously released by their commanders and allowed to leave the Department. The Officers advised they had gone out to breakfast.

At approximately 0905 hours, gunshot residue was collected from all five officers' hands and face by Arapahoe County Sheriff's Office lab technicians.

At approximately 0915 hours, all officers were told to dress exactly as they had been dressed at the time of the shooting. The officers went to the locker room; dressed and returned, at which time they were photographed by Arapahoe County Sheriff's Office lab personnel. The photographing began at 0921 hours and ended at 0930 hours.

This Investigator collected the service weapons from Officers MAES, AUXIER and AHLFINGER. These Officers reported they had not fired their service weapons and had either not fired at all or had fired shotguns during the confrontation with GONZALES.

Officer MAES' service weapon is identified as follows:

Colt Mark IV
Series 80 .45 caliber semi-automatic pistol
Serial # FC20832E

This weapon was fully loaded, with one round of Federal .45 caliber auto plus P in the chamber, and eight similar rounds in the magazine.

Officer AUXIER's service weapon is identified as:

Colt Mark IV
Series 80 .45 caliber semi-automatic pistol
Serial # FC20946E

This weapon was loaded with one round of Federal .45 caliber auto plus P in the chamber, and eight rounds in the magazine.

Officer AHLFINGER's service weapon is identified as:

Colt Mark IV
Series 80 .45 caliber semi-automatic pistol
Serial # FC20962E

This weapon was loaded with one round of Federal .45 caliber auto plus P in the chamber, and eight rounds in the magazine.

This Investigator and Investigator SARAFF responded to the Douglas County Sheriff's Office and conducted an interview at 1232 hours with:

EDMUNDSON, HEATHER
DOB: 01-17-66
9 Keithley Road
Manitou Springs, Colorado 80829
(719) 685-4892 - home

EDMUNDSON advised the following:

That she is JESSICA's best friend.

That she came to visit JESSICA at approximately 1500 hours on 06-22-99.

That she was going to spend the night with JESSICA.

That at approximately 1500 hours on 06-22-99, REBECCA and JESSE returned home.

That LESLIE and KATHERINE arrived home, on the school bus, at about 1600 hours.

That the kids did not want to go to dinner with their father.

That BECCA wanted to use her friend REBECCA as an excuse not to go to dinner with her father.

That REBECCA had come over to spend the night with BECCA.

That the girls wanted JESSICA to tell their father that they couldn't go to dinner.

That the girls were told not to leave without telling JESSICA that they were leaving.

That she and JESSICA noticed the house was overly quiet at approximately 1800 hours.

That they were concerned, not knowing where the children had gone, and went to the park to check for the kids, but the children were not at the park.

That JESSICA attempted to contact SIMON, via his cell phone, but got no answer.

That they went to check REBECCA's house to see if the kids had gone there.

That JESSICA called the police shortly after this.

That SIMON normally has the children on Wednesday nights.

That SIMON uses the children to hurt JESSICA.

That JESSICA called SIMON's home around 2100 hours, at which time the call was forwarded to SIMON's cell phone.

That she said JESSICA spoke with SIMON at this time and SIMON indicated he was at Elitch's.

That JESSICA told her she heard sounds in the background, which sounded like they were at Elitch's.

That SIMON's girlfriend is "ROSIE."

That RUTH went to work at around 2200 hours, to clean the rec center, and took JESSE with her.

That she waited at the house for the children to return.

That JESSICA called her at home at about midnight, at which time she told JESSICA the children had not yet returned home.

That JESSICA stated she was going to the police department to file a report.

That JESSICA returned home around 0100 hours and talked with her until approximately 0200 hours.

That she went to bed at that time.

That at approximately 0300 hours, she heard JESSICA screaming for her.

That JESSICA was on the phone, but was on hold with ROSIE.

That ROSIE had called JESSICA.

That ROSIE had put JESSICA on hold to talk to SIMON.

That ROSIE told JESSICA she could hear gunshots and screaming through SIMON's cell phone.

That ROSIE told JESSICA she heard the police say, "He's dead."

That ROSIE told JESSICA she heard the police say the kids were in the trunk.

That she thought the kids were okay in the truck.

That JESSICA called the police and ROSIE went out looking for SIMON's truck.

That ROSIE found the truck at the police department.

That ROSIE called JESSICA and told her "he did it at the police department."

That JESSICA went to the police department, and was sent to the Douglas County Sheriff's Office.

That JESSICA called her around 0400 or 0430 hours, and told her, "HEATHER, my kids are gone."

That she believes SIMON is the one who asked JESSICA for the divorce.

That SIMON is "very controlling."

That SIMON moved out of the house around 12-31-98.

That SIMON kept putting off filing for the divorce.

That SIMON was served a few days after he moved out of the house.

That JESSICA was afraid SIMON would "wig out" when he was served with divorce papers, so she sent the children to stay somewhere else.

That SIMON's reaction to the divorce paper was very calm.

That SIMON had agreed to child support and wanted his name off the mortgage.

That for the past few days, SIMON has been sending JESSICA flowers.

That SIMON was trying to get back with JESSICA for the past few months.

That SIMON tried to kill himself about two years ago after breaking up with JESSICA.

That JESSICA changed the locks on the house right around 01-01-99.

That approximately three or four weeks ago, SIMON had gone to the house and had either changed the locks, or was in the process of changing the locks because he felt he deserved to have a key if his name was still on the mortgage.

That JESSICA had obtained a Restraining Order against SIMON.

That SIMON had run up about \$26,000 of debt on their joint checking accounts and credit cards.

That SIMON was very controlling with money.

That SIMON was drinking quite a bit.

That she had last seen SIMON in March or April 1999.

That during the phone call, supposedly from Elitch's, SIMON told JESSICA he had taken BECCA's friend, REBECCA, to REBECCA's house.

At approximately 1320 hours on 06-23-99, this Investigator interviewed:

RIVERA, ERNESTINE
DOB: 11-18-43
4505 West Yale Avenue
Denver, Colorado 80219
(303) 936-6850 - home

RIVERA advised the following:

That she is JESSICA's mother.

That JESSICA called her at approximately 0400 hours on this date, and was hysterical.

That JESSICA told her SIMON's girlfriend had called.

That this girlfriend had heard shots over the phone.

That the police had found three little girls.

That she and her husband drove to JESSICA's house and learned she had gone to the Douglas County Sheriff's Office.

That she and her husband went to the Sheriff's Office.

That SIMON was in the Marines.

That during the time period involving the first attempt at a divorce from SIMON, JESSICA called her and she went to JESSICA's house.

That SIMON had been driving around the house, stalking her.

That SIMON had moved from the house, but still snuck into the house and hid so he could jump out and scare JESSICA or the kids.

That around January 1997, SIMON attempted to hang himself in the garage.

That Denver Police Department should have a report on this incident.

That JESSICA had the locks changed on her house as soon as SIMON moved out.

That JESSICA believes SIMON stole a key from one of the kids.

That several weeks ago, JESSICA found SIMON in JESSICA's room smoking cigarettes and drinking beer.

That SIMON was very compulsive and possessive.

This Investigator was present with Englewood Police Department Investigator BOBBY GARRETT when we conducted an interview with a person who described himself as SIMON's best friend, CHRISTIAN JETT. See Investigator GARRETT's report for information on this interview.

On 06-25-99 at approximately 0900 hours, this Investigator responded to the Douglas County Sheriff's Office for debriefing, reference this incident. Arapahoe County Sheriff's Office Investigator Tim Rotter accompanied this Investigator.

At this time, we were assigned to re-canvas the houses in the 400 block of Paris Street, Castle Rock.

At approximately 1045 hours on 06-26-99, we contacted:

WALLS, HELLEN
DOB: 01-25-74
404 Perry Street
Castle Rock, Colorado

WALLS advised the following:

That she, her husband and children were sleeping on the living room floor at this residence.

That she heard approximately four gunshots, and heard someone yell something similar to "Help me."

That she did not know if this was a male or female's voice.

That she looked out the window and saw an officer kneeling behind a blue car or a white van, in the parking lot on the southwest of the building located directly across from the police station.

That she heard someone yell, "Put the gun down, put the gun down now."

That at this point she moved her children to the back of the house, for safety.

That she heard more gunshots.

At approximately 1055 hours, this Investigator contacted:

MORE, NATHAN
DOB: 04-09-83
414 Perry Street
Castle Rock, Colorado

NATHAN MORE advised he was sleeping when he heard the gunshots but thought they were fireworks and went back to sleep.

NATHAN's 12 year old brother:

MORE, TIM
DOB: 03-05-87

advised he also heard the gunshots, thought they were fireworks and went back to sleep.

At approximately 1105 hours, this Investigator contact:

JOHNSON, SUZANNE
DOB: 01-11-27
416 Perry Street
Castle Rock, Colorado

JOHNSON advised the following:

That at approximately 0330 hours, she heard approximately five gunshots.

That she got up and thought someone was breaking out of the jail.

That she heard yelling, which caused her to believe that some intoxicated individual was firing a gun in the street.

That she heard two or three more shots.

That she saw the pickup parked on the street, with the lights on.

At approximately 1110 hours, this Investigator contacted:

SCHRINER, ROLAND
DOB: 05-28-32
422 Perry Street
Castle Rock, Colorado

SCHRINER advised the following:

That he awoke and saw lights from an emergency vehicle, at approximately 0400 hours, and thought someone from the senior center was being transported to the hospital.

This Investigator was unable to get a response at 415 Perry Street and 417 Perry Street, #3 and #1. However, at 417 Perry Street, # 2, this Investigator spoke with:

ENTS, DON
DOB: 12-28-65

ENTS advised the following:

That he heard a couple of the shots, but nothing else.

That he did not get out of bed to look to see what was going on.

That the person who lives in 417 Perry Street, # 1, identified as MIKE, works at the SWIS Tire Store, directly to the west of this location.

At about 1125 hours on 06-25-99, this Investigator contacted:

MORE, BRENDA
DOB: 10-23-46
414 Perry Street
Castle Rock, Colorado

MORE advised the following:

That she heard noises and thought something had fallen off of a "lorry."

That she lay in bed and waited until she saw the police lights.

That the only thing she heard was the apparent gunfire.

At approximately 1135 hours, this Investigator responded to the SWIS Tire Store and met with:

WILSON, JOHN
DOB: 11-20-68
417 Perry Street, # 1
Castle Rock, Colorado

WILSON advised the following:

That all he heard was the gunshots.

That he went outside but couldn't see anything.

That everything was occurring around the corner of the building and the only thing he was able to see was the back of a truck.