



**Gang Investigations Unit
Supplemental Report
(408) 277-3835**

Case Update:

On 10-31-09, I was working as an Investigator for the San Jose Police Department Gang Investigations Unit. I was assigned to assist with this matter by transcribing the recorded 911 calls.

Narrative:

At about 1030 hours, Lt. J. Spicer #2616 called and instructed me to respond to the Homicide Unit and meet with Lt. R. Goede #3354.

At about 1130 hours, I met with Lt. Goede at the Homicide Unit. Lt. Goede explained that she needed me to transcribe some recorded 911 calls in which the caller could be heard speaking to someone else in Vietnamese. She handed me a CD that was labeled (09-130-0526, Disk 1 of 3 (911calls)). There were 3 audio tracks on the CD, but only 2 of the tracks (tracks 2 & 3) contained sequences of the caller speaking to someone in Vietnamese. Below is my transcription of tracks 2. It should be noted that **bold and underlined** text represents my translation of what the caller said in Vietnamese to English.

TRACK 2

CT- San Jose Police

CHP- CHP caller on the line at nine six one Branbury

CT- ok nine sixty one Branbury

CHP- correct

CT- ok and the cell phone is showing

CHP- ma'am

Caller- yes

CT- hello ma'am

Caller- yes

CT. yes

Officer's Name / Badge Ofc. K. Tran #3603	Date 11/1/2009	Shift / Days Off D/FSS	Supervisor /Badge	Date	Page 1 of 16
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1
2 Caller- please help me
3
4 CT- ok, you are at a house?
5
6 Caller- yes
7
8 CT- ok, and what is your name?
9
10 Caller-
11
12 CT-
13
14 Caller- yes
15
16 CT- first name?
17
18 Caller-
19
20 CT- ?
21
22 Caller- please help me hurry ... hurry ... hurry
23
24 CT- yes ma'am ... and your cell phone number?
25
26 Caller- ..
27
28 CT- what is the nature of the problem?
29
30 Caller- ... please come home ... come home please
31
32 CT- ma'am what is the nature of the problem?
33
34 Caller- ... Son, Son went out ...
35
36 CT- someone what ma'am?
37
38 Caller- son ... son ... son is out
39
40 CT- (inaudible) ... ma'am
41
42 Caller- go home ... hurry ... hurry
43
44 CT- ma'am what is the problem at the home?
45

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1 Caller- someone went crazy ... help ... help
2
3 CT- someone is going crazy?
4
5 Caller- yes ... go home
6
7 CT- ok so that's someone ...
8
9 Caller- ... come home Son ... Son is out of control ... (a few seconds pause) ... help ... help
10 please
11
12 CT- any body have any weapon?
13
14 Caller- I'm sorry?
15
16 CT- someone ... any body have any weapon?
17
18 Caller- I don't know I lock myself in the room I can't come out
19
20 CT- you're locked in the bedroom?
21
22 Caller- yes
23
24 CT- ok, and how do you know that person? ... what relation do they have to you
25
26 Caller- it's my boyfriend's brother ... please come hurry
27
28 CT- ok ... is he drunk or on drugs?
29
30 Caller- (inaudible) ... please help
31
32 CT- ma'am we've already given them the information ... I need more information for them ... is he
33 drunk?
34
35 Caller- no ... I don't know ... I just (inaudible)
36
37 CT- ok, is he on drug?
38
39 Caller- I don't know
40
41 CT- does he use drugs or alcohol?
42
43 Caller- I don't know this ... I don't know ... my boyfriend just told me to call 911
44
45 CT- ok ... does he have any weapon?

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1
2 Caller- I don't know that ... I, I locked myself inside
3
4 CT- ok, I understand ma'am ... and is he arguing with your boyfriend now?
5
6 Caller- I heard they were fighting but now I can't hear my boyfriend anymore
7
8 CT- was it physical?
9
10 Caller- yes
11
12 CT- ok ... and ... does anyone need an ambulance?
13
14 Caller- (whispering) I don't know ... I don't know, please come
15
16 CT- we're coming ma'am ... what ... what were you hearing?
17
18 Caller- I hear fighting ... with my boyfriend
19
20 CT- ok ... and were there any threats being made?
21
22 Caller- I don't know my boyfriend just told me to call 911
23
24 CT- ok ... what is his brother's name?
25
26 Caller- Son S-O-N
27
28 CT- S-O-N ... last name?
29
30 Caller- Pham P-H-A-M
31
32 CT- N like Nancy?
33
34 Caller- M as in Mary
35
36 CT- ok ... and is ... what race is he?
37
38 Caller- is he Vietnamese?
39
40 Caller - Uncle, uncle hello? is outside fighting with Son but I don't hear anymore
41
42 CT- I need you to talk to me
43
44 Caller- I don't know where Son is
45

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1 CT- ok I need his date of birth
2
3 Caller- yes I'm locked inside the bedroom right now
4
5 CT- ... I need you to talk to me please
6
7 Caller- I don't know ... Son was fighting with
8
9 CT-
10
11 Caller- hello?
12
13 CT- yes, I need you to talk with me ok so I can update the officers ok ... so what's his date of birth?
14
15 Caller- I don't know his date of birth
16
17 CT- how old is he?
18
19 Caller- yes
20
21 CT- how old is he?
22
23 Caller- yes
24
25 CT- how old is the brother ... how old is Son?
26
27 Caller- I don't know
28
29 CT- is he in his teen? Is he twenty-five? Is he fifty years old? I need to know
30
31 Caller- twenty-five
32
33 CT- twenty-five ... what hair color does he have?
34
35 Caller- black
36
37 CT- how tall is he ... we need to know this
38
39 Caller- (Whispering) I don't know ... I don't know
40
41 CT- ok, I need an approximation ... is he tall, short, medium?
42
43 Caller- (Whispering) tall ... tall
44
45 CT- ok why are you whispering?

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1
2 Caller- (inaudible whispering)
3
4 CT- is ...
5
6 Caller- (inaudible whispering)
7
8 CT- ok you need to do what you need to do to make sure that you're safe ... if you don't feel that it's safe
9 to talk, I will wait until it is safe to talk
10
11 CT- is he close by the bedroom?
12
13 Caller- (whispering) yes
14
15 CT- you can hear him?
16
17 Caller- (whispering) yes
18
19 CT- is he right outside the bedroom?
20
21 Caller- (whispering) yes
22
23 CT- ok is he trying to come in?
24
25 Caller- (whispering) no
26
27 CT- ok ... are there any dogs in the residence?
28
29 Caller- (whispering) yes
30
31 CT- is it inside the house? ... three dogs?
32
33 Caller- (whispering) yes
34
35 CT- inside the house?
36
37 Caller- (whispering) no
38
39 CT- out in the backyard?
40
41 Caller- (whispering) yes
42
43 CT- ok ... anybody else in the residence? ... any other people? ... if you're not able to talk I want you to
44 tap twice on the phone ... ok I will wait ...
45

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1 Caller- I can hear my boyfriend
2
3 CT- you can hear him?
4
5 Caller- outside
6
7 CT- ok ... alright and are there any other people in the residence?
8
9 Caller- no but his dad is coming home
10
11 CT- ok ... doe he goes by any other names
12
13 Caller- (whispering) I don't know
14
15 CT- ok ... he doesn't live there I take it?
16
17 Caller- yeah he does
18
19 CT- he does live there ok
20
21 Caller- the brother
22
23 CT- ok, doe he have a mental illness
24
25 Caller- I don't know, I think so
26
27 CT- ok ... you just wait where you are ... the bedroom you are in, is that toward the front or the back of
28 the house ... ?
29
30 Caller- yes
31
32 CT- are you in the front or back of the house
33
34 Caller- I'm inside the room, inside the house'
35
36 CT- yes I know you're inside the house ... if we're inside the street looking at the house does your
37 bedroom face the front or the back
38
39 Caller- I'm in the middle
40
41 CT- you're in the middle ... and is it on the right or left side, again from the street facing the house
42
43 Caller- I'm in the (inaudible) ... it's on my left hand side
44
45 CT- ok what's the banging?

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1
2 Caller- (whispering) I don't know
3
4 CT- ok ... you're hearing banging from ...
5
6 Caller- yes
7
8 CT- is it sounds like it's inside the house
9
10 Caller- (whispering) the backyard
11
12 CT- ok ... so you don't know whether it's coming from outside or whether it's him inside banging on
13 something?
14
15 Caller- (whispering) I don't know I don't know
16
17 CT- ok but it definitely sounds like somebody in the backyard doing banging?
18
19 Caller- (whispering) yes
20
21 CT- ok ... ok you just stay put, where you're safe
22
23 Caller- my boyfriend doesn't have a cell phone
24
25 CT- ok that's alright
26
27 Caller- (heavy breathing)
28
29 CT- what's going on?
30
31 Caller- (whispering) I don't know
32
33 CT- ok ... but again there's no other people in the house is that right?
34
35 Caller- my boyfriend and the brother and me ... the three of us
36
37 CT- just the three ... no children no anybody else
38
39 Caller- no no ... his other brother is coming home
40
41 CT- ok ...
42
43 Caller- the cop is coming I can hear it
44
45 CT- ok you just wait until they're ready for you to come out

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1
2 Caller- he is holding a knife ... he's holding a knife
3
4 CT- I understand that, I want you to stay where you are safe ... can you see him?
5
6 Caller- no I can't I don't ...
7
8 CT- how do you know he's holding the knife?
9 Caller- because my brother ... my boyfriend told him to put the knife down
10
11 CT- is your brother still with him?
12
13 Caller- my boyfriend is still with him ... the police officers are here I could hear them
14
15 CT- the officers are there?
16
17 Caller- yes
18
19 CT- right they're telling him to put the knife down I want you to ...
20
21 Caller- hey ... he has a knife and police officers are here
22
23 CT- yes I understand, I still want you to stay with me stay inside the room ...
24
25 Caller- yes
26
27 CT- so that way you stay safe ...
28
29 Caller- ok yes ... (whispering) please help me
30
31 CT- we're helping you ... ok
32
33 Caller- (inaudible)
34
35 CT- you just stay on the phone with me
36
37 Caller- I will
38
39 CT- if you're able to move toward the outer wall inside the bedroom ... some where by the window if you
40 can ... may be further away
41
42 Caller- I am, I'm sitting at the bed (inaudible) the corner
43
44 CT- ok so you're against the wall?
45

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1 Caller- all I can do ... (loud banging could be heard in the background)
2
3 CT- you still with me?
4
5 Caller- (whispering) yes (at this time loud inaudible screaming and yelling could be heard in the
6 background, followed by an unidentified male's voice yelling "Drop the knife ... drop the knife") it's the
7 police officers
8 CT- yes ma'am ... ok just stay on the line ... ok you just still stay on the phone with me, you're against
9 the far wall?
10
11 Caller- yes I am
12
13 CT- ok
14
15 Caller- (inaudible screaming in the background) he's still holding on to the knife
16
17 CT- I know ... (an unidentified male's voice could be heard in the background yelling "Drop the knife")
18 ... just stay where you are
19
20 Caller- (inaudible yelling could be heard in the background) ... he won't drop the knife, he won't drop the
21 knife
22
23 CT- they're gonna do what they can to make it safe
24
25 Caller- (whispering) yes
26
27 CT- ... by the window?
28
29 Caller- no I'm away from the window
30
31 CT- ok you're away from the window but you're against that wall?
32
33 Caller- yeas I'm against the wall
34
35 CT- ok ... so you're by the wall with the window in it right?
36
37 Caller- (whispering) yes
38
39 CT- ok the one that faces the side-yard?
40
41 Caller- no, the one that faces the hallway
42
43 CT- there's a window that faces the hallway?
44
45 Caller- the window is at the yard its facing the yard, the window is at the yard

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1
2 CT- right, so you're at the exterior wall toward the outside of the house correct?
3
4 Caller- I'm at the wall that's toward the house, toward the door
5
6 CT- ok, no I want you at the exterior wall away from the hallway
7
8 Caller- (whispering) ok ok
9
10 CT- ok
11
12 Caller- (whispering) yes
13
14 CT- you just stay put they will let you now when they're ready for you to come out
15
16 Caller- yes
17
18 Caller- uncle Son is holding a knife
19
20 CT- who you're talking with
21
22 Caller- Son's holding a knife, but but ...
23
24 CT- ...
25
26 Caller- but, but
27
28 CT- who are you're talking with?
29
30 Caller- yes told me to call the police (inaudible) Son's holding a knife
31
32 CT- I need you to talk to me ... hello?
33
34 Caller- yes, yes
35
36 CT-
37
38 Caller- oh his dad
39
40 CT- oh you're talking to their dad?
41
42 Caller- yes
43
44 CT- is he coming?
45

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1 Caller- yes ... no his brother is coming ... **yes good bye uncle, I will call you later**
2
3 CT- so what's the other brother's name?
4
5 Caller- uh , he drives an SUV
6
7 CT- sorry?
8 Caller- he drives an SUV
9
10 CT- you know ast name?
11
12 Caller-
13
14 CT-
15
16 Caller- um hum
17
18 CT- how long will it take him to get there do you know?
19
20 Caller- he should be here any minute ... he's on his way down when I called
21
22 CT- and what colored vehicle?
23
24 Caller- um it's gray
25
26 CT- what type?
27
28 Caller- gray
29
30 CT- it's a Jeep SUV?
31
32 Caller- um hum
33
34 CT- do you know what model?
35
36 Caller- no I don't I'm sorry
37
38 CT- ok ... you're doing very good ...
39
40 Caller- officers are here
41
42 CT- sorry?
43
44 Caller- officers are here, I think it's ok, it's under control
45

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1 CT- yes it's under control but we still need you to stay put
2
3 Caller- yes I will
4
5 CT- ok ... do not go out, the officers will let you know when they're ready for you to come out ok?
6
7 Caller- ok
8 CT- ok and let me um just double check again and let get your cell ... and you have two different phones
9 there with you?
10
11 Caller- yes
12
13 CT- ok and what ... let me double check ... your cell phone ...
14
15 Caller- my boyfriend's cell phone is with me too
16
17 CT- ok so you're ... again your cell phone is the number?
18
19 Caller- yes
20
21 CT- what's the boyfriend's cell phone?
22
23 Caller- it's um ... I don't remember it ... um hold on ... (inaudible)
24
25 CT- sorry ...
26
27 Caller- is anyone hurt? I want to know
28
29 CT- I don't know at this point, so you need to wait until they're ready for you to come out
30
31 Caller- um hum ... he was fine he was normal we took him out to eat yesterday
32
33 CT- you're doing really good ...
34
35 Caller- (inaudible)
36
37 CT- sorry? ...
38
39 Caller- yes
40
41 CT- what did you say?
42
43 Caller- oh no they shot him
44
45 CT- that's ... that's a possibility ... they do have medical folks coming as well

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1
2 Caller- he cut his own throat
3
4 CT- sorry?
5
6 Caller- I think he cut his own throat
7
8 CT- um hum ... that's a possibility too
9
10 Caller- where's my boyfriend?
11
12 CT- I'm not certain where he is ... they haven't advised me of that
13
14 Caller- I need to know if he's safe
15
16 CT- I'm sure he probably is ... ok ... just stay where you are, stay put ... you just stay inside, when
17 they're, when they want you to come out they will talk directly to you they will knock on the door ... and
18 either that or they will tell me to have you go out ... ok?
19
20 Caller- yes
21
22 CT- you're doing really good ... (inaudible) ... they said they'll let us know when they're ready for you
23 to come out
24
25 Caller- alright
26
27 CT- so I'll let you know when
28
29 Caller- ok ... I was gonna brush my teeth when I heard ... I heard him fighting with my boyfriend ... and
30 would lock our door (inaudible) he come in (inaudible)
31
32 CT- but you couldn't hear what they were arguing about?
33
34 Caller- no because it's mostly (inaudible) like he would (inaudible) a knife (inaudible)
35
36 CT- right
37
38 Caller- so I don't really know
39
40 (a few minutes of silent)
41
42 Caller- he cut himself on the throat
43
44 CT- how do you know that?
45

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1 Caller- because they're trying to (inaudible) him outside
2
3 CT- sorry?
4
5 Caller- they're trying to hold blood on his neck ... (ring tone in background) ... what is it aunt?
6
7 CT- ... I need you to talk to just me I need you to hang up the other phone
8
9 Caller- yes
10
11 CT- ok
12
13 Caller- yes wait a minute aunt
14
15 CT- ... hello
16
17 (there's faint knocking on a door and a female responded "I'm in here")
18
19 Caller-
20
21 Caller- yes ... police officers are coming
22
23 (loud knocking on a door)
24
25 Caller- yes
26
27 (an unidentified male's voice could be heard in the background saying, "open the door")
28
29 CT- ok I'll let you go now
30
31 Unidentified male- is there anyone else involved?
32
33 Caller- no ... my boyfriend, where is he
34
35 Unidentified male- ok I do not know ... is there anybody else in the house?
36
37 Caller- uh my boyfriend ... just my boyfriend
38
39 Unidentified male- are you sure
40
41 Caller- he is up here
42
43 Unidentified male- where is he now?
44
45 Caller- I don't know

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1 Unidentified male- why were you locked in the room ... were your boyfriend trying to get you?
2
3 Caller- my boyfriend ... no my boyfriend told me to lock myself in the room and call 911
4
5 Unidentified male- ok (inaudible) is here ... I have not checked the house (inaudible) no I'm not, I got
6 three (inaudible) doors
7
8 CT.
9
10 Caller- yes
11
12 CT- ok you can go ahead and hang up
13
14 **End of Track 2**
15
16
17
18
19
20
21
22
23
24
25
26
27
28
29
30
31
32
33

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09-130-0526

5/10/2009
1133 hours

11:33:53 **Dispatch:** Units, incoming in Robert 5, it's recommending two King Units which are being dispatched from Channel 5, it's a 415 weapons, y at Commodore. Originally started as a 415 family-somebody out of control-now someone is advising someone has been cut up, and someone is armed with a knife and high on drugs—event 526, 51R5 San Jose, you clear for that, your beat?

51R5: Copy, 49, Code 3

Dispatch: 10-4, 51R4?

51R4: Copy, 49, Code 3.

Dispatch: Victor 10 copy, Code 3 response?

5V10: Victor 10, copy.

11:34:38 **Unknown Unit:** Where are the King units coming from—are they always in King District?

Dispatch: They were the closest, so they got attached. I don't know where they're at, though.

Unknown Unit: Copy

11:34:49 **Dispatch:** King 6, San Jose, are you on this channel, King 6?

51K6: Affirmed

Dispatch: Per King 10 on your channel, you can go Code 3.

51K6: Copy, from 26th and Julian

Dispatch: 10-4. Multiple callers--trying to sort this whole thing out—it sounds like we have people hanging up on us

11:35:10 **Dispatch:** Think it started as a physical between two males and someone got out of control and grabbed a knife

11:36:06 Dispatch: Okay, for the update about someone being cut up, fire and ambulance are also enroute. They are going to stage, of course, until we advise secure. Looks like inside the house we have a hang-up, so there might not be any further.

51R5: San Jose 51R5, can you do RMS check on that address?

Dispatch: Robert 5, 10-4.

11:37:02 Dispatch: The suspect in this is a Son Pham, Son Pham, a Vietnamese male in his 20's. RP is now whispering, says the suspect is just outside the bedroom. Also show one 5150 at that house—it's associated to a Daniel Pham—not sure if that's our RP

51V2: Victor 2, we're Code 4 (from another radio call)

Dispatch: Victor 2, copy

11:38:30 51K3: King 3

Dispatch: King 3, go ahead.

51K3: We were told to shut down on Code 3 response?

Dispatch: I didn't hear anything on this channel, let me advise. You asking for units to shut down?

Dispatch: King 3?

11:38:56 Dispatch: No response. Two units 10-97 on the box—code 33

11:40:14 Dispatch: For the units on the weapons call, the RP's hearing banging in the backyard—if that's not units, there may be someone back there.

11:40:36 57K1: King 1, I'm 97, and they are flagging me down out front.

Dispatch: King One 97, they're flagging you down out front.

Unknown Unit: Can we get a unit up on the D side?

Dispatch: D-David or B-Boy? Your unit ID?

57K1: King 1, I have visual of the suspect.

Dispatch: King 1 has visual of the suspect.

57K1: I'm 10-96 on him, he's refusing to drop the knife.

Dispatch: King 1 10-96 on him, he's refusing to drop the knife. What side are you on?

11:41:17 **Dispatch:** Is there a unit that has King 1 in his visual?

(Garbled transmission)

Dispatch: Too many units—I copied subject not dropping knife—Code 33. Unit that's with King 1, your ID and location only

51V4: Victor 4, there's about 3 units out here now.

Dispatch: Victor 4, 10-4.

11:41:46 **57K1:** King 1, roll fire and AMR

Dispatch: Fire and AMR staging, is it secure?

11:42:01 **57K1:** King 1, shots fired

(unknown unit can be heard yelling, "Drop the knife, now!")

Dispatch: Copy, shots fired.

57V4: Victor 4, go ahead and start a supervisor, make all the notifications

Dispatch: Okay, 10-4, Victor 10?

5V10: Almost 97

Dispatch: Almost 97, shots fired, maintaining Code 33

11:42:41 **57V4:** Victor 4, he's still holding the knife

Dispatch: 57V4, I copy, he's still holding the knife

11:43:21 **57V4:** Victor 4, could we have a 40 or something that we can try and get the knife away from him?

Dispatch: Anyone with a 40 mil on this channel?

(garbled transmission)

Dispatch: King 3 has the 40 mil

11:44:06 **51K3:** King 3, I'm out front, I have the stun bag, where do you need me?

Dispatch: Out front with the stunbag, King 3, units, where do you want him to go?

(garbled transmission)

Dispatch: Too many units, confirm, suspect 10-15? Unit with the suspect advising 10-15, your ID?

57K1: King 1, Code 4 for fire

Dispatch: Code 4 for fire, suspect 10-15, I will advise them to enter.

11:44:48 51R4: San Jose 51R4, could we get incoming units to start setting up crime scene tape out back, blocking this off?

Dispatch: Incoming units, start setting up crime scene tape—unit with that ID?

5V10: San Jose, Victor 10?

Dispatch: Victor 10, go.

5V10: We're going to need some units. Have them just respond to here so we can start setting up this crime scene.

Dispatch: 10-4, units just respond to the scene, we'll set up from there.

Dispatch: Want them Code 3 or normal, Victor 10?

5V10: Just have them come—give me a couple just Code 3—just two.

Dispatch: Robert 3, are you 97?

51W3: William three, 97.

11:45:35 (Garbled) Unknown Unit: Started CPR, but he's still breathing, so I discontinued

Dispatch: Subject still breathing, continuing CPR. King Ten 97, William Three 97—Robert Three, are you 97 or enroute?

Dispatch: No response

57W3: 57W3, 1097.

Dispatch: 57W3, 10-4.

Dispatch: 7M1, are you enroute or 97?

71M1: I'm still enroute

Dispatch: Code 3 then per Victor 10

5V10: Control, Victor 10, that incoming unit have him got to the first street north of Branbury and set up there and not allow traffic to come in.

Dispatch: First street north of Branbury and not allow traffic to come in, Mary 1?

71M1: Copy, I'm still from Jackson and Alum Rock

Dispatch: Anybody closer that can take that?

51K2: King 2, I'm almost 97

Dispatch: King 2, 10-4, almost 97, we'll handle that one street north of Branbury and block off all traffic

11:46:41 **5038:** Victor Ten, 5038?

5038: Victor 10, 5038?

5V10: Go ahead

5038: I know you're busy, but give me a 10-21 when you can.

5V10: Will do.

5K10: San Jose 5K10

Dispatch: 5K10, go ahead?

5K10: I'll be taking control of the outer perimeter here. Have the responding units contact me, Cape Colony and Commodore

Dispatch: Okay, all responding units to contact you. You will handle the outer perimeter. All units 87 with King 10 if you are in the outer perimeter

11:47:31 **5K10:** Control, King 10, has the crime scene log or point already been established?

Dispatch: Negative

5V10: 5V10, 5038?

5V10: 5V10, 5038?

11:48:15 **5K10:** Control, 5K10

Dispatch: King 10, go ahead.

5K10: Can you check with 5038. Let's pull two units from every district in the city, please and have them respond down.

Dispatch: 5038, is that approved?

5038: Yeah, affirmative, and King 10 when you're 97 can you give me a 952?

5K10: Yeah, I'm 97 on the outer perimeter. King 10's on the interior with the interior scene

5038: Copy that. Do you have anybody outstanding and do we have any injuries besides the original victim?

11:48:52 **5K10:** At this point it seems negative. Only injuries sustained were to the suspect

5038: Copy that. Nobody's outstanding?

5K10: Negative, no one's outstanding. Control, 5K10?

Dispatch: 5K10, go ahead.

5K10: Crime Scene log officer's going to be set out at Cape Colony and Commodore-unit's come on scene ID.

Dispatch: Okay, Cape Colony and Commodore will be the Crime Scene log.

11:49:28 **56R1:** San Jose, 56R1, we've got a, I think our 10-72 victim out on so we're going to need additional fire and AMR at that 20.

Dispatch: You're there, confirmed?

56R1: Affirmed

51K6: San Jose 51K6, we are (unintelligible)

Dispatch: Do you have Fire with you King 6?

51K6: Negative

Dispatch: 10-4

11:50:08 **51K6:** San Jose 51K6, it is Code 4 for Fire

Dispatch: Code 4 for Fire—10-4

11:50:28 **Dispatch:** The Desk is still landline with the girlfriend who locked herself in the bedroom on this—not sure if she's injured or not—is there someone to make contact?

11:50:51 **51R1:** San Jose 56R1, update on my victim out here

Dispatch: 56R1, go ahead.

56R1: Got an Asian male, he's got one, about 3 inch long by quarter inch deep cut over the carotid artery—bleeding does appear under control but, it's a little touchy. He's conscious and breathing.

11:51:39 **Unknown Unit:** Control, have a unit respond up, per King 10, it's going to be the northern perimeter, Branbury and Shellback

Dispatch: Branbury and Shellback, unit to respond? And your unit ID requesting the unit?

5K10: 5K10

Dispatch: 5K10, 10-4, one unit to Branbury and Shellback—someone who hasn't been assigned.

51V3: 51V3

Dispatch: Victor 3, go.

Dispatch: Too many units. Victor 3, are you responding?

51V3: Affirmed

Dispatch: Other unit with traffic, go ahead.

51R3: Robert 3, I'm 10-97

Dispatch: 51R3, 97, other unit with traffic, go.

11:52:22 **Dispatch:** Once again, there's a victim still locked in the house. She's still landline with the call taker--anyone to check on her?

11:52:36 **5K10:** Control, King 10, confirm we have two ambulances enroute?

Dispatch: There should be two--one for the suspect. I just ordered a second for the 10-72.

11:52:48 **Dispatch:** Confirm Fire is with the suspect already?

Unknown Unit: That's affirmative, Control, Victor 10, they just arrived.

Dispatch: Okay, 10-4, the second one's on the way for the stabbing victim then.

11:53:08 **Dispatch:** Can anybody advise, the X that's locked in the house, do we need her to come out?

5V10: Control, Victor 10, standby on that, we are going to try and make contact.

Dispatch: Okay, I will tell the call taker to keep her landline.

11:54:23 **5V10:** Control, Victor 1 is going to be making contact with the RP

Dispatch: 10-4, Victor 1 will contact the X inside.

5K10: Control, King 10, have the unit come up on the air and identify himself with the Crime Scene officer.

Dispatch: Crime Scene officer, your ID?

51W1: 51W1

Dispatch: 51W1

5K10: William 1, if you can pull back to Branbury and Commodore and, Control, have all responding units contact him there, and that's going to be the new CP.

Dispatch: You broke on that last.

5K10: Branbury and Commodore for the incoming units

Dispatch: Okay, Branbury at Commodore—Branbury at Commodore—all incoming units 87 51W1.

51W1: William One copy, I'm going to move to that location.

Dispatch: Will move there.

11:55:21 **CHP Unit:** Control, CHP Air 37

Dispatch: CHP?

CHP: We're enroute from the main bridge. Do you need anything?

Dispatch: Victor 10, are they needed?

5V10: Go to Victor 10 again?

Dispatch: CHP helicopter—they needed for anything?

11:55:42 **5V10:** At this point, from inside the crime scene, negative. But get a hold of King 10—he might be able to use them.

Dispatch: Okay, negative inside the crime scene. King 10, are they needed outside?

5K10: Negative. Thank you, CHP.

Dispatch: Negative, CHP, thanks.

5038: 5038, (unintelligible).

Dispatch: 5038, you're breaking or you're covered. 5038, go ahead.

5038: I'm 10-97

Dispatch: 10-4. Other unit with traffic, go ahead.

Unknown Unit: (unintelligible)...be enroute for photos

Dispatch: You broke on your ID

CHP: CHP

Dispatch: CHP? Confirm you're enroute for photos?

CHP: We can be enroute for photos if you like.

Dispatch: OK, great, thanks. Any unit to take that? If not, CHP is going to.

11:56:38 **Dispatch:** CHP, I'll go ahead and attach you, thanks.

51K3: 51K3

Dispatch: King 3, go.

51K3: Official time of death, 1151-no pulse, per San Jose Paramedic. Let me get the official badge number.

Dispatch: Ok, no pulse. 10-55 time 1151.

51K3: Badge number 739—San Jose Fire pronounced

Dispatch: Okay, badge 739, Fire pronounced.

11:57:33 **5038:** 5038

Dispatch: 5038?

5038: Can you have the Bridge give me a call on my cell phone?

Dispatch: 10-4

11:58:15 **5038:** San Jose, 5038

Dispatch: 5038?

5038: Just confirm, you're pulling officers from the rest of the city out here?

Dispatch: Yes, they advised the Bridge, affirmed.

5038: 10-4—have them 87 with King 10 for now, and I'm going to need another supervisor out here.

Dispatch: 10-4. One more supervisor and they are to 87 with King 10. King 10, is that going to be the same location as William 1, Branbury at Commodore?

5K10: Affirmed, Control--Branbury and Commodore

Dispatch: 10-4

5038: And, 5038, I'm probably going to need at least two more supervisors here, although I don't know where you are going to pull them from, but start pulling them from the City.

Dispatch: 5038, I will take care of it.

12:00:02 **51R5:** San Jose 51R5

Dispatch: 51R5?

51R5: Do you have suspect information

Dispatch: Negative

51R5: It's going to be last of Pham, Paul-Henry-Adam-Mary, first of approximately 29-years old—doesn't know date of birth.

Dispatch: 10-4

51R5: San Jose 51R5, correction. The first name is going to be Daniel, D-A-N-I-E-L

Dispatch: 10-4

5K10: San Jose 5K10

Dispatch: King 10, go ahead.

5K10: Next supervisor you have respond, have them make contact with me to set up the canvass team.

Dispatch: 10-4.

12:00:49 **51R5:** San Jose 51R5, suspect should have priors for 5150.

Dispatch: 10-4, I believe there was one on him—the one we did RMS on the address...(unintelligible)...we'll check him under that.

12:02:41 **51W1:** San Jose William One

Dispatch: 51W1, go ahead

51W1: San Jose 51W1, can we get that AMR rig number?

Dispatch: 10-4, there's two, so confirm the one that pronounced?

51W1: (unintelligible)...I'm going to need the second one, actually.

Dispatch: Copy, AMR rig for the stabbing victim—I'll get that for you.

12:03:29 **Unknown Unit:** Control, who's the unit on the Branbury and Shellback for the North perimeter?

Dispatch: Branbury and Shellback, your ID?

51K2: 51K2, I'm at Branbury and Shellback.

Dispatch: K2's got that.

5K10: Control, the unit on the east side of Commodore?

Dispatch: East side of Commodore, ID?

57W3: 57W3

Dispatch: 57R3, east side of Commodore

5K10: And then Vernon is West side of Commodore

Dispatch: 57M1 is on the west side, 10-4

57M1: 57M1, I'm at Commodore and Cape Colony

Dispatch: Commodore and Cape Colony for 57M1

Dispatch: 5038?

5038: 5038?

Dispatch: Tom 10 is coming with one additional supe, and we're working on another and then we've got units attached citywide-to confirm, you want them Code 1 or Code 3?

5038: Code 1, and if you could have them 87 with King 10 at his location, they'll get their assignment when they arrive

Dispatch: 10-4, and once again any unit that just attached, Code 1 response, Code 1 only, and that's going to be to the CP-87 with K10 at Branbury and Commodore

12:05:52 **CHP:** CHP37, case number?

Dispatch: CHP37, it's our case number 09-130-0526

12:06:15 **56R1:** San Jose 56R1, I'm going to be enroute with the victim over to Regional Medical Center

Dispatch: 56R1 enroute with the 10-72 victim to RMC

5K10: Robert 3, King 10, get Fire out of there

51R3: 10-4, they're out.

51W1: San Jose 51W1 update.

Dispatch: William 1?

51W1: Can we add to the event that check-in for the crime scene is going to be Commodore and Branbury?

Dispatch: 10-4, Commodore at Branbury for that-Commodore and Branbury

12:09:18 **5K10:** Control, 5K10

Dispatch: 5K10, go ahead.

5K10: We want no more units eastbound on Commodore from Cape Cod, because they are going through the inner perimeter. Have all units come westbound on Commodore from Mabury.

Dispatch: All incoming units that are responding, you need to come westbound from Mabury. Do not come eastbound.

5K10: Westbound from Jackson-my error.

Dispatch: 10-4, westbound from Jackson, an update come westbound from Jackson

12:09:57 **51V1:** San Jose, 51V1?

Dispatch: Victor 1

51V1: Have we already got subject, Daniel Son Pham into the event yet?

Dispatch: MI and RMS

51V1: Copy, because I just found his hard copy

Dispatch: 10-4. Should be 1/18/62, confirmed?

51V1: Affirmative

Dispatch: I got him.

5K10: San Jose, 5K10?

Dispatch: King 10?

5K10: 5T10 will be starting a canvass with two officers. Have the additional units still check in (unintelligible).

Dispatch: 10-4, 5T10 will start canvass with two officers, any incoming units, please respond to the CP.

5T10: Control, 5T10.

Dispatch: Tom 10, go ahead.

5T10: I'm not on scene yet.

5K10: William 10, Control, is doing the canvass.

Dispatch: I copy, William 10, William 10.

12:11:31 **51W1:** Control, William 1, or 5K10.

Dispatch: 5K10?

5K10: William one needs the info on the first AMR rig.

Dispatch: Affirm, we are calling over and getting it, it was actually two, but we were requested to get info on the second one.

51W1: San Jose William one, can you 10-9 that info?

Dispatch: The second AMR rig is what we were requested to get. We'll call back and get the info on the first.

51W1: Copy. Confirming the AMR second rig is 632?

Dispatch: We'll confirm that when we call over there.

51W1: Copy, thank you.

12:13:48 **51R5:** San Jose 51R5, clear for a party?

Dispatch: 51R5?

51R5: Last of first of You want the DL number?

Dispatch: Is one or two?

Dispatch: One or two?

51R5: It's going to be two

Dispatch: 10-4

12:14:25 **Dispatch:** Returns Robert 5?

51R5: Go ahead.

Dispatch: Clear, valid, no PFN. Clear for the number?

51R5: Go ahead

Dispatch:

51R5: Copy

Dispatch: 51W1, update?

51W1: Go ahead.

Dispatch: There were two AMR rigs that went-two of them. One is 632, and then there was a second that was cancelled, it was 683.

51W1: Copy

CHP: CHP37, did this thing occur inside the residence or at a scene?

Dispatch: I believe it was outside—can somebody confirm that?

Unknown Unit: It was in the backyard.

Dispatch: The backyard.

CHP: OK, of the house on the corner then?

Unknown Unit: Should be the B side of the corner house.

12:16:01 Dispatch: It's going to be the second house in, the second house in.

12:18:41 CHP: CHP37, we'll be clear (unintelligible)

Dispatch: CHP37 10-4, clearing.

12:20:52 51V1: 5V10, 51V1

51V1: 5V10, or actually, 5K10, 51V1?

5K10: King 10?

51V1: Hey, Boss, FYI, Mom and Dad are enroute from the Flea Market. They should be in a white van.

5K10: Copy.

12:21:30 **51R5:** 51R5

Dispatch: 51R5?

51R5: Just for info, I'm with the suspect's brother just outside the perimeter.

Dispatch: 10-4

12:22:10 **5K10:** 5K10

Dispatch: 5K10?

5K10: Have any officers transported witnesses at this point from the scene?

Dispatch: They have not advised, negative.

5K10: Copy, can you have every officer that has a witness, heard or seen, come up on the air and identify.

5P10: Paul 10

Dispatch: Units with witnesses, they need your ID's.

51R5: 51R5

Dispatch: Robert 5, you advising you have a witness?

51R5: Affirmed

Dispatch: Robert 5 has a witness, any other units with a witness at this point, ID.

57R2: 57R2

Dispatch: 57R2?

12:23:01 **Dispatch:** King 10, so far only two have answered with witnesses.

5K10: Copy. Confirm there's a female that was in the residence, and an officer contacted her?

Dispatch: I believe Victor 1 went into make contact, Victor 1, do you still have her?

51V1: Affirmative, we're inside.

Dispatch: Victor 1, as well, then.

57R2: 57R2, you clear for my two witnesses' info?

Dispatch: Go ahead.

57R2: First one last is going to be phoenetically:
—five-seven, on a male, break for second.

Dispatch: Go ahead

57R2: Second, last of ' , common spelling;
—on a male

Dispatch: 10-4

12:24:13 Dispatch: 5K10, San Jose?

5K10: King 10?

Dispatch: Do you need me to get someone to open up the witness center?

5K10: 5038 handled, thank you.

Dispatch: Copy,

5K10: 51R5, King 10?

51R5: Go ahead, Sarge.

5K10: Do you have any other assignment other than that witness?

51R5: Negative

5K10: OK, transport that witness, please to the witness center.

51R5: Copy, Control, you copy, I'll be 49 to the witness center?

Dispatch: Robert 5 enroute to the witness center.

5K10: Victor 1, King 10, same traffic.

Dispatch: Unit that's going to the witness center, ID? Victor 1, are you enroute?

5K10: Control, stand by, King 10.

Dispatch: 10-4

5K10: Victor 1, King 10?

51V1: Go ahead, Boss.

5K10: Can that witness be transported to the witness center and do you have any other assignment that you need an officer to replace you?

51V1: Yeah, I can take her.

51R5: 5K10, 51R5?

12:26:01 **5K10:** Traffic for King 10?

51R5: Yeah, he's got a dog with him. Any way we can have an officer come take the dog and put it back inside the house?

5K10: Negative, not at this point. Not sure we'll be able to take care of that.

5K10: 51R4, King 10?

51R4: Go ahead.

5K10: Confirm, you snapped photos of the Fire rig's locations, etc?

51R4: Affirmed.

12:26:39 **51M1:** King 10, 51M1?

5K10: Go ahead.

51M1: I have Dad over here.

5K10: Copy, he's going to be 10-23 for a while.



**Gang Investigations Unit
Supplemental Report
(408) 277-3835**

Case Update:

On 11-01-09, I was working as an Investigator for the San Jose Police Department Gang Investigations Unit. I was assigned to assist with this matter by transcribing the recorded 911 calls.

Narrative:

At about 0930 hours, Sgt D. Bortolotti #3026 requested I assist Ofc. K. Tran #3603 with transcribing 911 calls that Ofc. Tran would not be able to complete by the required time.

At about 0930 hours, I met with Ofc. Tran. He explained that Homicide needed him to transcribe some recorded 911 calls in which the caller could be heard speaking to someone else in Vietnamese. Ofc. Tran informed me that most of the transcribing would be done in English and only a few sentences were spoken in Vietnamese. Ofc. Tran asked me to transcribe the English portions of the 911 tape. He handed me a CD that was labeled (09-130-0526, Disk 1 of 3 (911calls)). There were 3 audio tracks on the CD, but only 2 of the tracks (tracks 2 & 3) contained sequences of the caller speaking to someone in Vietnamese. Below is my transcription of tracks 1 & 3.

TRACK 1

CT- San Jose emergency

Caller- Yeah, um, I have um, my neighbor shot up in my house. He's cut up. He's telling me that his, one of his um brother's is attacking him. I live at (giving address but covered by CT's next question.)

CT- Somebody's attacking him?

Caller- Yes.

CT- O.K., say it slower.

Caller- A man needs help he's...

CT- No, say the address slower.

Caller- ...

CT- B-r-a-n-b-u-r-y?

1 Caller- Correct.
2
3 CT- O.K. What did he get cut with?
4
5 Caller- A knife. Come on you need to help him.
6
7 CT- Who has the knife? Who has the knife?
8
9 Caller- His brother in the house. He's in the house His girlfriend's there she needs help.
10
11 CT- O.K. I need you to slow down and give me the information. O.K. So who has the knife? The brother
12 has the knife, the neighbor's outside. Does the neighbor need an ambulance?
13
14 Caller- Yes, he's in the house.
15
16 CT- Does the neighbor need an ambulance?
17
18 Caller- There are people in the house one girlfriend one boyfriend...
19
20 CT- Does the neighbor need an ambulance?
21
22 Caller- Yes. He's high right now he's saying.
23
24 CT- He's what?
25
26 Caller- He's high. His brother's high.
27
28 CT- O.K. On what?
29
30 (Unknown crying out in background)
31
32 Caller- I don't know. I don't know. Too much, I'm going to hang up right now.
33
34 CT- No don't hang up I need more information, O.K.?
35
36 Caller- You got it.
37
38 CT- O.K. Sir I need more information. What is the brother's last name?
39
40 Caller- I don't know. I don't know. Get somebody here right now.
41
42 CT- O.K. I'm getting people there.
43
44 (Hang Up)
45
46

Officer's Name / Badge Ofc. Prescott #3624	Date 11/1/2009	Shift / Days Off D/SSM	Supervisor /Badge	Date	Page 2 of 6
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1 TRACK 3
2
3 CT- San Jose Police.
4
5 Caller- Yes, hi, my name is I uh, just want to follow up on the case at Branbury Way. I wanna
6 know if the residence can come back in? We wanna go home.
7
8 CT- O.K. And I'm sorry, you're at which address?
9
10 Caller- 961 Branbury Way, San Jose California 95133.
11
12 CT- O.K. And I'm sorry, your name?
13
14 Caller- as in Nancy as in Mary.
15
16 CT-
17
18 Caller- as in Nancy.
19
20 CT- O.K. All right, hold on just a moment.
21
22 Caller- O.K.
23
24 CT- O.K. I'm going to connect you to the investigator hold on O.K.
25
26 Caller- Oh, ma'am, ma'am one more question.
27
28 CT- Uh-hu.
29
30 Caller- Um, if I need to call back if this non-emergency number, what is this number?
31
32 CT- It's 277-8900
33
34 Caller- 00 great thank you.
35
36 CT- Right, O.K. hold on.
37
38 (Dial tone-Ringing-Automated San Jose Police BOI message center recording.)
39
40 CT- O.K. [hit a recording, so let me try another number. Hold on.
41
42 Caller- O.K.
43
44 (Dial tone-Ringing)
45
46 Investigator- Homicide Sergeant Davis.

Officer's Name / Badge <i>Ofc. Prescott #3624</i>	Date <i>11/1/2009</i>	Shift / Days Off <i>D/SSM</i>	Supervisor /Badge	Date	<i>Page 3 of 6</i>
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1
2 CT- Thanks. I'm so glad you picked up, because I hit the recording. I've got the victim and suspect's
3 sister from Branbury, I've got her on the line wanting to know if she can go back home, at the 961
4 Branbury.

5
6 Investigator- Who am I speaking with?

7
8 CT- Sorry, this is Mary in communications.

9
10 Investigator- Um, I believe the Crime Scene guys are still out there. If I'm not mistaken.

11
12 CT-Mm, let me pull it up. Um, let me refresh this. Well at 1710, I mean, but this is for patrol, um they can
13 secure the perimeter and go, but we do still have quite a few units out there. So, should I just have her,
14 she's O.K. to go once we clear entirely?

15
16 Investigator- They're going to have to clear that through the people out at the scene, because I'm unsure
17 to whether or not Crime Scene is done. So as soon as they're done, and Crime Scene releases the scene,
18 then they can go back.

19
20 CT- O.K.

21
22 Investigator- You might want to get a hold of uh, somebody that is out at the scene via radio.

23
24 CT- O.K.

25
26 Investigator- And see what the status is, uh over the radio.

27
28 CT- O.K.

29
30 Investigator- Alright?

31
32 CT- Alright, thanks.

33
34 Investigator- Alright.

35
36 CT- Bye-bye.

37
38 Investigator- Bye.

39
40 CT-

41
42 Caller- Yes, yes.

43
44 CT- Yeah, I'm going to have to have somebody call you back. Um, I know right now, it's, it's not ready
45 yet. But, um, what I'll do is I'll put in your info and ask them to call you, or and, and plus you can call us
46 periodically too, to see when it's clear. O.K., and what's your phone number?

Officer's Name / Badge Ofc. Prescott #3624	Date 11/1/2009	Shift / Days Off D/SSM	Supervisor /Badge	Date	Page 4 of 6
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1
2 Caller- Um, you can reach me at
3
4 CT- O.K. And where are you now?
5
6 Caller- I'm at, um the older brother's house. I'm at um..
7
8 CT- O.K.
9
10 Caller- Yes.
11
12 CT- So you're still in San Jose?
13
14 Caller- Yes I am.
15
16 CT- O.K. Alright, um, and what's the address where you are?
17
18 Caller- Um, I, I don't know, but it's at the corner of Yerba Buena and McLaughlin.
19
20 CT- O.K. Alright, we'll let them know, um and ask them to give you a call, um...
21
22 Caller- Ether myself or one of the family members, which they have record of. It's fine too.
23
24 CT- Sorry?
25
26 Caller- Ether myself or one of the family members. Is fine too. They have that on record.
27
28 CT- O.K. Well, why don't you go ahead and give it to me again.
29
30 Caller- Um, I have the, my uh boyfriend's number. So...
31
32 CT- Uh-Huh
33
34 Caller- It's um, o...(caller then says the following in Vietnamese, translated by Ofc. Tran) Is
35 your number or (caller then continues in English)
36
37 CT- . O.K. So, you know, like I said, go ahead and check in with us periodically.
38
39 Caller- Yes I will.
40
41 CT- O.K. Alright, thank you.
42
43 Caller- Thank you
44
45 CT- Uh-huh, bye-bye.
46

Officer's Name / Badge Ofc. Prescott #3624	Date 11/1/2009	Shift / Days Off D/SSM	Supervisor /Badge	Date	Page 5 of 6
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- 1 (Hang up)
- 2
- 3 Further conversation on the recording of the Call Taker and two investigators in an attempt to get the
- 4 information given by the caller to the appropriate investigator.
- 5
- 6 **End of Report**