SUPERFORM

CCN/JCN NUMBER	B/A NUMBER	PCN NUMBER

AGENCY: ☐ UNINCORPORATED KING COUNTY ☒ CITY OF **SEATTLE**

CASE NUMBER: 2020-183426

FILE NUMBER:

SUSPECT DATA

DATE OF ARREST/TIME	BOOKING DATE/TIME	ARREST LOCATION
06-07-2020 2020	06-08-2020 1203	11 Ave & E. Pine Street

NAME (LAST, FIRST, MIDDLE/JR., SR., 1ST, 2ND): FERNANDEZ, Nikolas Alexander

ALIAS, NICKNAMES:

IDENTITY IN DOUBT?	DOB	SEX	RACE	HGT	WGT	EYES	HAIR	SKIN TONE
YES ☐ NO ☒	11/10/1988	M	W	5-09	195	Brn	Blk	Med

SCARS, MARKS, TATTOOS, DEFORMITIES:

ARMED/DANGEROUS: YES ☐ NO ☐

LAST KNOWN ADDRESS / CITY / SATE / ZIP	RESIDENCE PHONE	BUSINESS PHONE	CITIZENSHIP
1416 50th St Seattle			

OCCUPATION	EMPLOYER, SCHOOL (ADDRESS,SHOP/UNION NUMBER)	SOCIAL SECURITY NUMBER

DRIVER'S LICENSE #	STATE	AFIS #	FBI #	STATE ID #

VEHICLE LICENSE #	STATE	YEAR	MAKE	MODEL	VEHICLE LOCATION	TOW COMPANY

PERSON TO BE CONTACTED IN CASE OF EMERGENCY	RELATIONSHIP	ADDRESS	CITY	STATE	PHONE

OFFENSE DATA

	RCW/ORD#	COURT/CAU#	CITATION #
1) OFFENSE ☐ DV Investigation of Assault			
2) OFFENSE ☐ DV			
3) OFFENSE ☐ DV			
4) OFFENSE ☐ DV			

ANY OTHER ADDITIONAL CHARGES	CRIMINAL TRAFFIC CITATION ATTACHED? YES ☐ NO ☐	ACCOMPLICES

PROPERTY

LIST VALUABLE ITEMS OR PROPERTY LEFT FOR ARRESTEE AT JAIL:

LIST VALUABLE ITEMS OR PROPERTY ENTERED INTO EVIDENCE: YES ☐ NO ☐ IF YES DESCRIBE: (SIMPLE DESCRIPTION, IDENTIFYING MARKS, SERIAL #)

TOTAL CASH OF ARRESTEE	WAS CASH TAKEN INTO EVIDENCE?	SIGNATURE OF JAIL STAFF RECEIVING ITEMS/SERIAL #
$	YES ☐ NO ☐ AMOUNT: $	

OFF

ARRESTING OFFICER/SERIAL #	TRANSPORTING OFFICER/SERIAL #	SUPERVISOR SIGNATURE/SERIAL #
Keating 7594		

SUPERFORM COMPLETED BY (SIGNATURE/SERIAL #)	CONTACT PERSON FOR ADDITIONAL INFORMATION (NAME/SERIAL #/PHONE)
ATMW 6028	Al Cruise 206/733-9323

MISDEMEANOR BOOKINGS: Complete to this line. **FELONY BOOKINGS:** Complete both sides.
OBJECTION TO RELEASE (MISDEMEANOR OR FELONY) IS ON REVERSE SIDE.

COURT FILE

SUPERIOR COURT ☐ IN CUSTODY
FILING INFO. ☐ AT LARGE
☐ OUT ON BOND

COURT CAUSE (STAMP OR WRITE):

COURT/DIST. CT.NO.	DIST. CT. BOND $	SUP. CT. DATE	WARRANT NUMBER

WARRANT INFO./EXTRADITE

WARRANT DATE	OFF CODE OFFENSE	AMOUNT OF BAIL $	FELONY ☐ MISD ☐	BENCH ☐ ARREST ☐

POLICE AGENCY ISSUING	COURT	WARRANT RELEASED TO: SERIAL UNIT DATE TIME

PERSON APPROVING EXTRADITION	SEAKING-LOCAL ONLY WACIC-STATE WIDE ☐	NCIC-WILL EXTRADITE FROM ID & OR ONLY ☐	NCIC-WILL EXTRADITE FROM OR,ID,MT,WY, CA, NV, UT, CO, AZ, NM, HI,AK ☐	NCIC-WILL EXTRADITE FROM ALL 50 STATES ☐

ENTRY: CCN#_____ WAC#_____ NIC#_____ DOE_____ TOE_____ OP#_____

CLEARANCE: DOC_____ TOC_____ OP#_____

REV. 11/95

(PERFORATION/DO NOT DUPLICATE BELOW THIS LINE)

SUSPECT NAME: FERNANDEZ, Nikolas Alexander

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CASE NUMBER

STATEMENT OF PROBABLE CAUSE: NON-VUCSA FELONY

NON DRUG CRIME PROBABLE CAUSE

CONCISELY SET FORTH FACTS SHOWING PROBABLE CAUSE FOR EACH ELEMENT OF THE OFFENSE AND THAT THE SUSPECT COMMITTED THE OFFENSE. IF NOT PROVIDED, THE SUSPECT WILL BE AUTOMATICALLY RELEASED. INDICATE ANY WEAPON INVOLVED. (DRUG CRIME CERTIFICATE BELOW.)

ON 06-07-2020 **AT** 2020, **WITHIN THE** CITY OF SEATTLE, **COUNTY OF KING, STATE OF WASHINGTON, THE FOLLOWING DID OCCUR:**

See attached

I CERTIFY (OR DECLARE) UNDER PENALTY OF PERJURY UNDER THE LAWS OF THE STATE OF WASHINGTON THAT THE FOREGOING IS TRUE AND CORRECT.

DATE AND PLACE 6/8/2020 Seattle, WA

SIGNATURE/AGENCY [signature] Seattle PD

REQUEST 72-HOUR RUSH FILE? YES ☐ NO ☐

ANTICIPATED FILING DATE

DRUG CRIME CERTIFICATE

DRUG CRIME CERTIFICATE

Part I: On (DATE) **the suspect** (SUSPECT'S NAME) ☐ **DELIVERED** ☐ **POSSESSED WITH INTENT TO DELIVER/MANUFACTURE** ☐ **POSSESSED what the undersigned officer** (OFFICER'S NAME) **based on training and experience, believes to be (approximate quantity and type of controlled substance)** (QUANTITY AND TYPE OF SUBSTANCE). **Approximate street value of the controlled substance is (value of drug) $** .

Part II: FACTS INDICATING THE SUSPECT ☐ **DELIVERED** ☐ **POSSESSED WITH INTENT TO DELIVER/MANUFACTURE or** ☐ **POSSESSED THE CONTROLLED SUBSTANCE:**

On (date) at (time) within the City of Seattle, County of King, State of Washington,

My source of information about this crime (e.g., myself, other person with firsthand knowledge)

☐ Other Facts:

I certify (or declare) under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Date and Place: Signature/Agency:

REQUEST 72-HOUR RUSH FILE? YES ☐ NO ☐	SODA ZONE YES ☐ NO ☐	DRUG FREE ZONE? Exact location is required: YES ☐ NO ☐
ANTICIPATED FILING DATE	LAB WORK REQUESTED? (Date/Type)	

OBJECT TO RELEASE

LAW ENFORCEMENT OBJECT TO RELEASE? YES ☐ **NO** ☐. IF YES, EXPLAIN WHY SAFETY OF INDIVIDUAL OR PUBLIC WILL BE THREATENED IF SUSPECT IS RELEASED ON BAIL OR RECOGNIZANCE (CONSIDER HISTORY OF VIOLENCE, MENTAL ILLNESS, DRUG DEPENDENCY, DRUG DEALING, DOCUMENTED GANG MEMBER, FAILURE TO APPEAR, LACK OF TIES TO COMMUNITY). INCLUDE FARR GUIDELINES. DESCRIBE TYPE OF WEAPON. **BE SPECIFIC**.

TIES TO COMMUNITY (MARITAL STATUS, TIME IN COUNTY, ETC.)

CONVICTION RECORD:

☐ SUBJECT ARMED/DANGEROUS ☐ SUSPECT IDENTITY IN QUESTION ☐ WARRANT(S) FOR FTA

☐ HISTORY OF FTA'S (LIST)

DPA

PRELIMINARY APPEARANCE DATE	JUDGE	BAIL AMOUNT $		
RETURN DATE	CONDITIONS	P.R. Y / N	RETURNED Y / N	EXCUSED Y / N

STATEMENT OF PROBABLE CAUSE: NON-VUCSA FELONY

CONCISELY SET FORTH FACTS SHOWING PROBABLE CAUSE FOR EACH ELEMENT OF THE OFFENSE AND THAT THE SUSPECT COMMITTED THE OFFENSE.

ON 06-07-2020 **AT** 2020, **WITHIN THE** CITY OF SEATTLE, **COUNTY OF KING, STATE OF WASHINGTON, THE FOLLOWING DID OCCUR:**

THIS IS AN UPDATED SUPERFORM AND REPLACES THE PREVIOUS ONE SUBMITTED AT BOOKING

On 06-08-2020 at approximately 2020 hours, there was a very large demonstration/protest in progress on east Pine Street in the city of Seattle. The focus of the protest/demonstration was the SPD East precinct. There was a very large crowd perhaps in excess of 1000 people. There were hundreds of police officers also augmented by National Guard soldiers. At the stated time, one of the officers assigned to this event broadcasted via radio that a car had driving into the crowd near 11 Ave and E Pine street. Officers reacting to that soon learned that the driver of the car had shot someone at that location. The person that was shot was taken to 11th & E. Pike Street where Seattle Fire department Medics initiated treatment and transport to hospital. He had a gunshot wound to his arm. He was identified as **Daniel B Gregory**.

Nearly simultaneous to that, a male aggressively approached the barrier that was keeping people away from the East Precinct building located on E. Pine Street near 11th Ave. He breached the barrier and ran towards officers. He yelled at officers "I just had to shoot somebody, they tried to jack my car". Officers took the individual into custody and recovered a handgun from his person. He was identified as **Nikolas Fernandez.**

Fernandez was interviewed by SPD Officer T Keating #7594, which was recorded on his body camera. Your affiant reviewed this recording. Subsequent to Miranda warning, Fernandez made a statement to Officer Keating. In summary, Fernandez said he was driving around the area of the protest/demonstration and came onto 11th Ave. He thought he could get through so he continued driving but encountered a crowd that was yelling at him. They started kicking his car and people were trying to grab him through his open driver's side door window. He said the person he shot was grabbing him through the window and was grabbing his steering wheel. Fernandez said he grabbed his gun which was unholstered and on the front seat, and fired a single shot at the guy that was inside his car through the window. Fernandez said he thought he shot him in the chest. Officer Keating asked Fernandez why she shot the man and he said he was getting barricaded by everybody and he was fearing for his life.

After the man was shot, Fernandez said his car stalled and would not start. He said he exited the car with his gun in his hand yelling at people to get back away from him. He said he ran through the crowd and encountered the police line, and immediately surrendered to police. Fernandez said his brother works here at this precinct, and he does not want to do anything to shame him.

Your affiant and Detective Kasner interviewed victim Daniel Gregory at Harborview Medical Center. He was being treated for a penetrating gunshot wound to the upper right arm. He was diagnosed with an associated fractured humerus. He was conscious and very alert and talkative. He told Detectives that he saw a black car turn the corner and drove past him picking up speed. 40-50 miles per hour. He described his driving as "insane". Daniel said he yelled at him to stop. Daniel said he dropped his hot dog and entered the car through the open window and grabbed the steering wheel. He said he was going to yank the steering wheel but then realized that he might cause the car to veer into the people. He hung onto the steering wheel momentarily but the let go and he punched the driver in the face. He said the vehicle them stopped. Daniel said the driver quickly accessed a gun from somewhere and shot him. Daniel heard one shot. Daniel said none of his friends were with him when this happened.

On 06-08-2020, your affiant interviewed Nikolas Fernandez. Subsequent to Miranda warning, Fernandez made a statement very consistent with the previously summarized statement he made to Officer Keating. Fernandez repeatedly asserted that he was in fear for his life, and he had no way to escape, and he was going to be seriously harmed if he did not take the action he did.