



OFFICE OF THE DISTRICT ATTORNEY  
CONTRA COSTA COUNTY

*Mark A. Peterson*  
DISTRICT ATTORNEY

## Law Enforcement Involved Fatal Incident Protocol Report

**Date Occurred:** August 3, 2015

**Location:** 1 Hegenberger Road, Oakland

**Suspect(s):** Stout, Timothy

**Involved Agency:** CCCDA

**D.A. Personnel:** Senior Inspector Morris  
Senior Inspector Medina  
Senior Inspector Soler (Lead)  
Senior Inspector Holcombe

**Incident Summary:** Senior Inspectors Wedemeyer and Zaragosa make contact with Stout in Hilton parking lot at 1 Hegenberger Road in Oakland in attempt to serve Stout with a subpoena and arrest him for two outstanding warrants. When approached, Stout flees on foot across parking lot with inspectors in pursuit. Stout is eventually tackled on a grassy knoll at the entrance to the parking lot. A violent struggle ensues, in which Stout removes a concealed handgun from his clothing. Stout is shot twice by Wedemeyer at which time the inspectors are able to handcuff Stout and render medical aid. Stout is transported to hospital.



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INVESTIGATIVE REPORT

Type of Investigation:	Docket / File / Police Report No.
Assault on Police Officer	OPD 15-43128
Suspect	
Timothy Stout	
Inspector Assigned:	Date Assigned:
Darryl Holcombe	August 3 <sup>rd</sup> , 2015

**WITNESS:**

SPENCER GIUSTI

██████████  
575 MARINA BLVD  
SAN LEANDRO, CA  
██████████

**SUMMARY:**

1. On August 4<sup>th</sup>, 2015, at 0004 hours, I was contacted at home by Lt. Pate who asked me to respond to an officer involved shooting at the Hilton Hotel, 1 Hegenberger Rd Oakland, CA.
2. On August 5<sup>th</sup>, 2015, I was asked by Inspector Soler to contact EMT Spencer Giusti, who had responded to the shooting and subsequently transported the suspect, Timothy Stout, to ██████████
3. I spoke with Giusti over the phone and he confirmed his name and date of birth. Giusti said he responded to the hotel for the report of a shooting and began to provide medical attention the suspect. Giusti said the suspect never made any statements to him. Giusti said he

Written By:

Darryl Holcombe #76797

Date: 8/26/2015

**Contra Costa County District Attorney's Office  
Continuation/Supplemental Report**

<b>Supplemental</b>	
<b>Continuation</b>	<b>X</b>

<b>Subject / Defendant:</b> Stout, Timothy	<b>Docket / Report No.</b> OPD 15-43128
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never asked him any questions because the suspect was unconscious. Giusti said he transported the suspect to [REDACTED] and the hospital staff took over for him. Giusti also said he never spoke with any of the officers on scene who had been involved in the incident.

**End Report-**

<b>Written By:</b> Inspector Darryl Holcombe 	<b>Date:</b> 8/26/2015
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