OFFICE OF THE DISTRICT ATTORNEY
CONTRA COSTA COUNTY

Diana Becton
DISTRICT ATTORNEY

INVESTIGATION REPORT

Type of Investigation: PC 745 Racial Justice Act	**Docket / File / Police Report No.** 013-1046493/21-001905
Subject / Defendant: Terryon Deshon Pugh/Trent Allen	
Inspector Assigned: Larry J. Wallace	**Date of Report:** March 28, 2023

Investigative Team:

Larry J. Wallace, Senior Inspector, Contra Costa County District Attorney's Office, 900 Ward Street, Martinez, CA 94553

Involved Antioch Police Department (APD) Officers:

Antioch Police Department (APD) Sergeant (Sgt) Josh Evans, [redacted]

Antioch Police Department (APD) Officer Jonathan Adams, [redacted]

Antioch Police Department (APD) Officer Scott Duggar, [redacted]

Antioch Police Department (APD) Detective Robert Gerber, [redacted]

Antioch Police Department (APD) Officer Tom Smith, [redacted]

Antioch Police Department (APD) Officer Brock Marcotte, [redacted]

Antioch Police Department (APD) Officer Timothy Manly Williams, [redacted]

Antioch Police Department (APD) Officer Eric Rombough, [redacted]

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Suspects:

Terryon Deshon Pugh, [redacted]

Trent Allen, [redacted]

Summary:

This is a joint investigation being conducted by the Federal Bureau of Investigation (FBI) and the Contra Costa County District Attorney's Office (CCCDAO) involving law enforcement officers currently and formerly employed by the Antioch Police Department (APD) and the Pittsburg Police Department (PPD) regarding crimes of moral turpitude and criminal offenses. [redacted]

After January 1, 2023, Senate Bill 2, a new law in California was enacted regarding police misconduct. Senate Bill 2 states that law enforcement officers will cooperate when they are listed as witnesses in an investigation into serious misconduct, which shall minimally include the following: Dishonesty, Abuse of Power, Physical abuse, sexual assault, demonstrating bias, egregious or repeated violation of law, participation in a law enforcement gang, failure to cooperate with an investigation into potential police misconduct, and failure to intercede.

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The bill disqualifies a person from being employed as a peace officer if that person has been convicted of, or has been adjudicated in an administrative, military, or civil judicial process as having committed, a violation of certain specified crimes against public justice, including the falsification of records, bribery, or perjury. The bill disqualifies any person who has been certified as a peace officer by the Commission on Peace Officer Standards and Training and has surrendered that certification or had that certification revoked by the commission or has been denied certification.

The bill requires an agency employing peace officers to report to the commission the employment, appointment, or separation from employment of a peace officer, any complaint, charge, allegation, or investigation into the conduct of a peace officer that could render the officer subject to suspension or revocation, findings by civil oversight entities, and civil judgements that could affect the officer's certification. In case of a separation from employment or appointment, the bill requires each agency to execute an affidavit of separation form adopted by the commission describing the reason for separation. The bill requires the affidavit to be signed under penalty of perjury.

[redacted]

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[redacted]

Based on the above listed review, sworn law enforcement members of the CCCDAO and the FBI found text communications between sworn law enforcement members of the Antioch Police Department that we believe may have violated the Racial Justice Act. This report documents some of the derogatory, homophobic, and sexually explicit language and photographs shared by members of the Antioch Police Department that demonstrates their racial bias and animus towards African Americans and other people of color in the community. This report does not include every derogatory text message retrieved during our review of the above listed cellular telephones. This is an ongoing state and federal criminal investigation which may lead to further disclosures. This report also documents potential dishonesty, perjury, abuse of authority, and the violation of individuals civil rights.

Narrative:

I reviewed text messages derived from the personal cellular telephone belonging to Antioch Police Department (APD) Officer Eric Rombough, [redacted]. The following text messages include conversations between APD Officer Rombough and the following APD Officers regarding an investigation into Terryon Deshon Pugh and Trent Allen in March of 2021: APD Sergeant (Sgt) Josh Evans, Detective Robert Gerber, Johnathan Adams, Scott Duggar, Timothy Manly Williams, Tom Smith, and Brock Marcotte.

On 3/20/2021, at 1: 20 p.m., APD Officer Rombough texted Detective Gerber, [redacted], "Been checking ig not sure if terryon found his phone yet."

At 1:27p.m., Detective Gerber responded, "For sure thx brah. I bet he did."

On 3/21/2021, at 9:14a.m., APD Officer Rombough text APD Detective Gerber, "I haven't seen Pugh with his phone or updates on his ig. He's still posting."

At 9:15a.m., APD Detective Gerber responded, "Pugh is so screwed."

At 9:16 a.m., APD Detective Gerber added, "He better still have his phone, almost done with his affidavit."

At 9:16p.m., APD Officer Rombough responded, "Bro I can't wait to forty all of them ("forty" or "40" are references to the deployment of the 40mm less-lethal launcher)."

At 9:16p.m., APD Detective Gerber text, "Hell yeah."

At 9:44a.m., APD Officer Rombough text, "Looks like terryon is using trents ig".

At 9:50a.m., APD Detective Gerber texted, "I saw that he posted a quick live He better have his da.m.n phone."

At 9:54a.m., APD Officer Rombough text, "22 that I think he has it back I mix up all the number 2s igs."

On 3/23/2021, at 8:01 p.m., APD Officer Rombough sent a text to his wife stating, "I'm so over it. I'm gonna unleash the 40 god next week."

On 3/25/2021, at 4:32 p.m., APD Officer Rombough text APD Officer Jonathan Adams, [redacted], "That fat dude in the minivan and the fat bf [black female] on the balcony belong to that apartment I'll go grab the plate to the mini van."

At 4:38p.m., APD Officer Rombough added, "I pulled out and into the los medanos lot. The fat f[redacted]ks were eye f[redacted]king me."

At 5:52p.m., APD Officer Rombough text, "Sooo many black peolpe (sic)."

At 6:22 p.m., APD Officer Adams text, "Bro. They all look the same". APD Officer Rombough responded, "Tell me about it" and "I feel like I'm at the zoo."

At 6:24p.m., APD Officer Rombough text, "They're getting ice cream." and "Swarming to it like Hennessy."

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At 6:39 p.m., APD Officer Rombough text, "I bet it's chicken." . APD Officer Adams responded, "Could be ribs." APD Officer Rombough text back, "For sure watermelon and kool aid."

At 7:14 p.m., APD Officer Rombough text, "I hate these idiots."

At 7:17 p.m., APD Officer Adams asked, "The cops or the n[redacted]?"

At 7:18 p.m., APD Officer Rombough responded, "All of them it looks like Trent is here too."

At 7:31 p.m., APD Officer Adams sent Rombough the following photo:

At 7:36 p.m., APD Officer Rombough texted, "Well we knew they wouldn't be by the pool."

At 7:39 p.m., APD Officer Rombough text, "Look at all the Infiniti's."

At 7:40 p.m., APD Officer Rombough text, "And cuz they're dark black." APD Officer Adams responded with "😂."

At 7:41 p.m., APD Officer Rombough text, "Gotta get them to smile."

At 8:02 p.m., APD Officer Rombough continued, "Definitely can't see them."

At 8:03 p.m., APD Officer Rombough sent an image:

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On 03/25/2021, At 7:41p.m., APD Officer Rombough text APD Officer Tom Smith, [redacted] "Terryon is also here" and "I have the screen recording of spidey."

At 7:49 p.m., APD Officer Rombough text, "Armonie is here also". APD Officer Smith asked, "You sure? His phone is pinging in Vallejo". APD Officer ROMBOUGH responded, "Lmao it's getting dark and we can't see them anymore they stopped smiling."

At 7:54 p.m., APD Officer Smith texted a photo of Armonie Pugh:

At 7:55 p.m., APD Officer Rombough text, "You think that's him? Looks pretty close and he deleted his ig."

At 7:56 p.m., APD Officer Smith responded, "I think it's looks similar the eyebrows are somewhat different", "It was quick flash on the ig story", and "It's close but I'm not good at that lol." APD Officer Rombough texted, "They all look the same anyway" (a comment that Smith "laughed" at)."

On 3/29/2021, at 6:38 p.m., APD Officer Rombough text APD Detective Gerber, "Not sure if this f[redacted] is with any of our targets or not but here u go."

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At 6:54 p.m., APD Detective Gerber responded, "That f[redacted] is one of our four targets heh, he appears to be goin to la."

At 6:55p.m., APD Officer Rombough text, "Yeah I can't remember all their na.m.es just another number 2".

At 6:57p.m., APD Detective Gerber responded, "Hah facts."

On 3/30/2021, at 8:22 p.m., APD Officer Rombough text APD Detective Gerber, "This looks like dudes car from his ig."

At 8:23p.m., APD Officer Rombough text, "And he's chilling at ruth Chris steakhouse". I hate all of them."

At 8:24p.m., APD Detective Gerber text, "T[redacted]rds... all t[redacted]rds", a comment that APD Officer ROMBOUGH "liked".

On 3/31/2021, at 7:30 a.m., APD Officer Rombough text APD Officer Brock Marcotte, [redacted] "You take 40?"

At 7:31 a.m., APD Officer Marcotte responded, "Yep" and "Heading back now tho."

At 7:32 p.m., APD Officer Rombough text, "Coo."

At 7:59 a.m., APD Officer Marcotte text, "I'm out front". APD Officer Rombough responded, "Copy."

At 9:11a.m., APD Officer Rombough text, "I can believe he says he has no pain to his back lol."

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At 9:12 a.m., APD Officer Marcotte responded, "The nurse saw me smiling when he was making noises in pain and she started laughing 😂."

At 9:13 a.m., APD Officer Rombough text, "Lmao."

At 9:15 a.m., APD Officer Rombough added, "What a b[redacted]h."

On 03/31/2021, at 8:29 p.m., APD Officer Rombough text [redacted], "Yeah 40 deployment" and "P[redacted] got his a[redacted] whooped."

At 9:09 a.m., [redacted] text, "Nice babe, another one for the mantle."

At 9:10a.m., APD Officer Rombough texted, "Murder suspect. In custody and that a[redacted]hole made me run." [redacted] text, "Good thing you fast honey."

At 9:11a.m., APD Officer Rombough text, "He was way faster then us" and "We chased him through back yard". [redacted] text, "Lol, still got him, so not fast enough".

At 9:12 a.m., APD Officer Rombough text, "We managed to set up a perimeter and he got his a[redacted] whooped in the back yard and I field goal kicked his head." [redacted] responded, "I thought that was a no no."

At 9:13 a.m., APD Officer Rombough text, "No we can do that just no chokes" and "I tried to knock him unconscious. And he got muzzle thumped 6 times before he gave us his hands."

At 9:24 a.m., [redacted] texted, "Glad you're havin fun babe."

At 9:25 a.m., APD Officer Rombough text, "It was nice after a very boring swat op."

During this same time, APD Officer Rombough also group text his co-workers, APD Officers Brock Marcotte, Timothy Manly Williams, [redacted], and Scott Duggar, [redacted].

At 8:45 a.m., APD Officer Rombough texted the group, "Lol I 40d him right next to his throat."

At 8:46 a.m., APD Officer Marcotte responded, "Oh f[redacted]k" and "Cuz he ducked so fast."

APD Officer Rombough responded, "Eh he deserved it."

At 8:47a.m., APD Officer Rombough text, "Made us f[redacted]king run."

At 9:22a.m., APD Officer Timothy Manly Williams texted, "Is he dead". APD Officer Rombough responded, "Just his manliness." APD Officer Timothy Manly Williams responded with smiles.

At 11:44 a.m., APD Officer Rombough text, "Think I can forty u as u go by?"

At 12:30 p.m., APD Officer Adam.s responded, "Just saw your text. A[redacted]hole!!"

At 12:31 p.m., APD Officer Rombough text, "Lol I was gonna try."

At 2:44 p.m., APD Officer Rombough text, "Bro my foot hurts lol." APD Officer Adams responded, "Did you kick the guy?" APD Officer Rombough replied, "Yup like a f[redacted]king field goal" and "Gotta stop kicking n[redacted] in their head."

At 2:45 p.m., APD Officer Adams texted, "Oh sh[redacted]t!! And 40d. F[redacted]k yeah." APD Officer Rombough added, "And about 6 muzzle thumps" and "He's gonna be sore."

At 2:49 p.m., APD Officer Adams texted, "F[redacted]k yeah. I didn't realize that."

At 2:50 p.m., APD Officer Rombough replied, "Bro he's gonna be hurting f[redacted]k that guy."

At 3:11 p.m., APD Officer Adams texted, "I like your last comment lol" and "Haha. I forgot that Koch wanted us to stop sending dumb sh[redacted]t. Oops." (a comment that Rombough "laughed" at).

APD Officer Rombough also texted APD Detective Gerber in the afternoon of 3/31/2021 regarding the incidents that occurred earlier in the morning.

At 12:52 p.m., APD Officer Rombough texted, "Bro my foot hurts. Trents head is like a bowling ball". APD Detective Gerber responded, "Haha!"

At 3:21 p.m., APD Officer Rombough sent APD Sgt. Josh Evans the following photo:

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At 3:37p.m., APD Sgt. Josh Evans responded, "You plugged him in the neck? Lol"." APD Officer Rombough text, " He ducked" and "Lol." APD Sgt. Josh Evans responded, "Sounds like it's his fault."

At 3:38 p.m., APD Officer Rombough text, "So was the 6 muzzle thumps and me trying to kick his head over the fence."

At 3:41 p.m., APD Sgt. Josh Evans replied, "Lol all of my favorite things." APD Officer ROMBOUGH texted, "Me too Brock salty and I in a backyard with no cameras lol."

At 6:22 p.m., APD Sgt. Josh Evans texted, "40 pic?" APD Officer Rombough replied, "I'll send it in a few. I shot him in the a[redacted] bro" and "F[redacted]k that guy." APD Sgt. Josh Evans responded, "Lol, that's funny".

At 6:25p.m., APD Officer Rombough text, "Obviously wasn't complying."

At 7:21 p.m., APD Officer Rombough sent APD Sgt. Josh Evans the following photo:

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APD Officer Rombough also texted his [redacted] after deploying the 40mm weapon for the second time that day. APD Officer Rombough sent [redacted] photos of both men and their injuries.

At 3:21 p.m., APD Officer Rombough sent [redacted] the following photo of Allen:

At 4:38 p.m., [redacted] responded, "You got him in the neck?!"

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At 4:43 p.m., APD Officer Rombough replied, "Yup and another f[redacted] in the butt" and "2 for the day."

At 4:49 p.m., [redacted] responded, "Nice babe."

At 7:21 p.m., APD Officer Rombough sent [redacted] the following photo of Pugh:

At 7:25p.m., [redacted] text, "Ouchie."

On 03/31/2021, at 3:10 p.m., APD Officer Rombough text United States Postal Inspector Francisco Garcia, [redacted], "I 40d and field goal kicked one that fled from us on foot today."

At 3:11p.m., United States Postal Inspector Garcia responded, "".

At 3:12p.m., APD Officer Rombough text, "Bro but my foot f[redacted]king hurts."

At 3:16p.m., APD Officer Rombough sent the following GIF:

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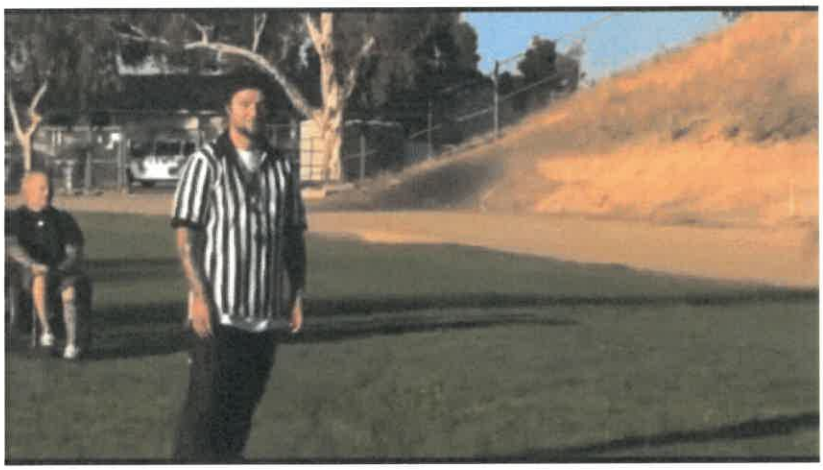

At 5:13 p.m., United States Postal Inspector Garcia asked, "Did you find any guns on any of them?"

At 5:21 p.m., APD Officer Rombough replied, "Sorry we were taking down a second murder suspect and he got 40d too."

At 5:58 p.m., United States Postal Inspector Garcia texted, "🤣… That 40 flag is coming along!! Murica!!"

END OF REPORT