

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-001

Incident Summary

Incident Type:	ILLEGAL SHOOTING	Report Type:	SUPPLEMENTAL INCIDE
Inc Occurred Address:	2002 BOBTAIL CIR, HENDERSON, NEVADA 89012	Sector/Beat:	WEST/W2
Inc Occurred Start:	01/02/2014 23:29	Inc Occurred End:	01/02/2014 23:29
Domestic:	N	Report Taken:	01/03/2014 02:34
Nbr of Prior Incidents:		DV Card Given:	U
Protective Order in Effect:	U		
Number of Children Present:		Ages of Children:	
Bias Motivation:		Gang Related:	U
Contact Nature:	DISPATCHED	Substance:	U
Reporting Officer:	NARVAEZ, SERGIO	Reported Date/Time:	01/02/2014 23:29
Primary Assigned Officer:			
Case Status:		Disposition Date:	01/03/2014 00:00
Disposition:			
Mitigating Circumstances For Not Arrested:			
Approved by:	WINKLER, JULIE	Approved date/time:	01/15/2014 17:29
Approve status:	Approved		

Officers

Event Association	Emp#	Badge#	Name	Squad#
	11719	644	SCHULBERG, ROBERT	
PRIMARY REPORTING OFFICER	25088	2039	NARVAEZ, SERGIO	
	25088	2039	NARVAEZ, SERGIO	

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-001

Modus Operandi

Against Persons: N
Against Property: N
Occupied: N
General Premise 1:
General Premise 2:
Specific Premise:
Surrounding Area 1:
Surrounding Area 2:
Surrounding Area 3:
Relationship to Suspect 1:
Relationship to Suspect 2:
Weapon Type 1:
Automatic: N
Weapon Type 2:
Automatic: N
Weapon Type 3:
Automatic: N

Crime Against Property

# of Premises Entered:	Suspect Action 1:
Entry Point:	Suspect Action 2:
Exit Point:	Suspect Action 3:
Entry Loc 1:	Suspect Action 4:
Exit Loc 1:	Suspect Action 5:
Entry Loc 2:	Additional Factor 1:
Exit Loc 2:	Additional Factor 2:
Entry Method 1:	Additional Factor 3:
Exit Method 1:	Additional Factor 4:
Entry Method 2:	Additional Factor 5:
Exit Method 2:	Security Type:
Entry Tool 1:	Victim Location:
Exit Tool 1:	Electronic Locks: N
Entry Tool 2:	Video Surveillance: N
Exit Tool 2:	Maid:
Vehicle Entry:	Inspectress:
Safe Entry:	

Crime Against Persons

Pre-incident Contact 1:	Suspect Action 1:
Pre-incident Contact 2:	Suspect Action 2:
Pre-incident Contact 3:	Suspect Action 3:
Victim Condition 1:	Suspect Action 4:
Victim Condition 2:	Suspect Action 5:
Victim Condition 3:	Sex Crime 1:
Victim Condition 4:	Sex Crime 2:
Victim Condition 5:	Sex Crime 3:
Suspect Solicited 1:	Sex Crime 4:
Suspect Solicited 2:	Sex Crime 5:
Suspect Pretended to Be:	Vehicle Involvement 1:
	Vehicle Involvement 2:

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-001

Narratives

ENTERED DATE/TIME: 1/3/2014 02:34:00

NARRATIVE TYPE: INCIDENT

SUBJECT: FBR NARRATIVE

AUTHOR: NARVAEZ, SERGIO

On 01-02-14, at about 2329 hours, officers of the Henderson Police Department were dispatched to 2002 Bobtail Circle, in reference to a shooting.

I arrived in the area and immediately stopped all vehicle traffic on Desert Shadow Trail and Paseo Verde. I observed the occupants of these vehicles were mostly juveniles and were coming from the area the shooting had taken place at. I ordered the occupants of each vehicle to exit and had everyone sit on the curb.

I completed Field Interview cards on all subjects and had everyone who was at the party complete a witness statement.

After collecting all statements, I notified Sgt. R. Schulberg #644, who advised me that any subjects who were not witnesses to the actual incident could be released from the scene.

I responded to the crime scene and released all witness statements and FI cards to Detective J. Ebert #1358.

Signatures

Reporting Officer

Date

Supervisor

Date

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-002

Incident Summary

Incident Type:	ASSAULT WITH GUN	Report Type:	SUPPLEMENTAL INCIDE
Inc Occurred Address:	2002 BOBTAIL CIR, HENDERSON, NEVADA 89074	Sector/Beat:	WEST/W4
Inc Occurred Start:	01/02/2014 23:27	Inc Occurred End:	01/03/2014 23:29
Domestic:	N	Nbr of Prior Incidents:	
Protective Order in Effect:	U	Report Taken:	01/07/2014 13:33
DV Card Given:	U	Substance:	U
Number of Children Present:		Ages of Children:	
Bias Motivation:		Gang Related:	N
Contact Nature:	DISPATCHED	Reported Date/Time:	01/07/2014 12:10
Reporting Officer:	NUSBAUM, TRAVIS	Primary Assigned Officer:	
Case Status:		Disposition Date:	01/07/2014 00:00
Disposition:		Disposition Date:	01/07/2014 00:00
Mitigating Circumstances For Not Arrested:		Approve status:	Approved
Approved by:	ALEXANDER, DOREEN	Approved date/time:	01/08/2014 17:00

Officers

Event Association	Emp#	Badge#	Name	Squad#
	13937	951	REIMANN, PATRICK	
	17278	1358	EBERT, JOSEPH	
PRIMARY REPORTING OFFICER	20485	1463	NUSBAUM, TRAVIS	
	20485	1463	NUSBAUM, TRAVIS	

Persons Involved

Person#: 0001	Can ID Suspect:	No					
Event Association:	ARRESTED	Contact Date/Time:					
Name:	MALIK, XAVIER ABDUL						
DOB:	02/01/1994	Age:	19 - 19	Sex:	MALE	Race:	BLACK
Height:	5' 9" - 5' 9"	Weight:	165 - 165 bs	Eye Color:	BROWN	Hair Color:	BROWN
Address:	1453 PRICE, HENDERSON, NEVADA 89014	Sector/Beat:					
Phone Type 1:	HOME	Phone# 1:	(702) 568-0305	Ext 1:			
Phone Type 2:	HOME	Phone# 2:	(702) 742-4640	Ext 2:			
Occupation:	UNKNOWN	Employer/School:	VALLEY HIGH SCHOOL				

Person Offenses

Statute Code:	200.010	Enhancers:	
Statute Desc:	ATT MURDER, E/DW,CG		
Counts:	2		
Statute Code:	200.481.2	Enhancers:	
Statute Desc:	BATTERY W/USE OF DW, R/SBH, E/CG		
Counts:	2		

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-002

Modus Operandi

Against Persons: N
Against Property: Y
Occupied: N
General Premise 1:
General Premise 2:
Specific Premise:
Surrounding Area 1: RESIDENTIAL AREA
Surrounding Area 2:
Surrounding Area 3:
Relationship to Suspect 1:
Relationship to Suspect 2:
Weapon Type 1:
Automatic: N
Weapon Type 2:
Automatic: N
Weapon Type 3:
Automatic: N

Crime Against Property

# of Premises Entered:		Suspect Action 1:	
Entry Point:		Suspect Action 2:	
Exit Point:		Suspect Action 3:	
Entry Loc 1:		Suspect Action 4:	
Exit Loc 1:		Suspect Action 5:	
Entry Loc 2:		Additional Factor 1:	
Exit Loc 2:		Additional Factor 2:	
Entry Method 1:	UNLOCKED	Additional Factor 3:	
Exit Method 1:	UNLOCKED	Additional Factor 4:	
Entry Method 2:		Additional Factor 5:	
Exit Method 2:		Security Type:	
Entry Tool 1:		Victim Location:	
Exit Tool 1:		Electronic Locks:	N
Entry Tool 2:		Video Surveillance:	N
Exit Tool 2:		Maid:	
Vehicle Entry:		Inspectress:	
Safe Entry:			

Crime Against Persons

Pre-incident Contact 1:		Suspect Action 1:	
Pre-incident Contact 2:		Suspect Action 2:	
Pre-incident Contact 3:		Suspect Action 3:	
Victim Condition 1:		Suspect Action 4:	
Victim Condition 2:		Suspect Action 5:	
Victim Condition 3:		Sex Crime 1:	
Victim Condition 4:		Sex Crime 2:	
Victim Condition 5:		Sex Crime 3:	
Suspect Solicited 1:		Sex Crime 4:	
Suspect Solicited 2:		Sex Crime 5:	
Suspect Pretended to Be:		Vehicle Involvement 1:	
		Vehicle Involvement 2:	

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-002

Crime Scene

Investigator:

Investigation Results:

Photography

Black & White Negatives Exposed: N/A
Color Negatives Exposed: N/A
Photography/Other:

Fingerprints

Latent Print Processing Conducted: N/A
Latent Fingerprints Lifted: N/A
Latent Palmprints Lifted: N/A
Latent Fingerprint Results:
Latent Palmprint Results:
Latent Prints/Other:

Weapon/Projectiles

Projectiles Recovered: N/A
Casings Recovered: Y
Cartridges Recovered: N/A
Weapons Recovered: N/A
Weapons/Other:

Impressions

Footware Impressions: N/A
Footware/Tire Casting: N/A
Footware/Tire Photographed: N/A
Tire Impressions: N/A
Original Footware/Tire Surface Recovered: N/A
Footwear/Tire Impressions/Other:

Body Fluids

Blood-like Substances Recovered: Y
Body Fluid Controls: N/A
Body Fluids/Other:

Toolmarks

Original Toolmark Surface Recovered: N/A
Tools Recovered: N/A
Toolmark Casting: N/A
Toolmarks/Other:

Refer to Property Report: N/A

Crime Scene Description:

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-002

Narratives

ENTERED DATE/TIME: 1/7/2014 13:33:00

NARRATIVE TYPE: INCIDENT

SUBJECT: FBR NARRATIVE

AUTHOR: NUSBAUM, TRAVIS

On 01/07/2014 at approximately 1210 hours, I, Officer T. Nusbaum #1463 was dispatched to 1816 Sweeny Avenue reference a subject with a warrant.

Prior to my arrival dispatch advised that Detective. J. Ebert #1358 was out with a subject, later identified as Xavier Malik (DOB 12/01/1994) who had a confirmed bench warrant (13M07404) out of Henderson for Contempt of Court for Domestic Battery with a bail amount of \$792.00, and also a confirmed Henderson warrant of arrest for 2 counts of Attempt Murder with the use of a Deadly Weapon, and 2 counts of Battery with the use of a Deadly Weapon resulting in Substantial Bodily Harm.

Upon arrival I met with Det. Ebert who released Xavier Malik to my custody.

I placed Xavier under arrest for the above mentioned charges and transported him to the Henderson Detention Center where he was booked accordingly.

Upon arrival at the Detention Center I obtained the original Warrants, signed them and attached a copy of those warrants to this report.

CC: None

Attachments: 3

MAV: Yes

Signatures

Reporting Officer

Date

Supervisor

Date

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-003

Incident Summary

Incident Type:	ASSAULT WITH GUN	Report Type:	SUPPLEMENTAL INCIDE
Inc Occurred Address:	1816 SWEENEY AVE, LAS VEGAS, NEVADA 89104	Sector/Beat:	OJ/
Inc Occurred Start:	01/02/2014 23:27	Inc Occurred End:	01/03/2014 23:29
Domestic:	N	Nbr of Prior Incidents:	
Protective Order in Effect:	U	Report Taken:	01/07/2014 15:16
DV Card Given:	U	Number of Children Present:	
Ages of Children:		Substance:	U
Bias Motivation:		Gang Related:	N
Contact Nature:	DISPATCHED	Reported Date/Time:	01/07/2014 12:10
Reporting Officer:	AMUNDSON, MARK	Primary Assigned Officer:	
Case Status:		Disposition Date:	01/07/2014 00:00
Mitigating Circumstances For Not Arrested:		Disposition:	
Approved by:	WINKLER, JULIE	Approved date/time:	01/15/2014 17:29
Approve status:	Approved		

Officers

Event Association	Emp#	Badge#	Name	Squad#
	10967	353	HART, ROBERT	
PRIMARY REPORTING OFFICER	16880	1250	AMUNDSON, MARK	
	16880	1250	AMUNDSON, MARK	

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-003

Modus Operandi

Against Persons: Y
Against Property: Y
Occupied: N
General Premise 1:
General Premise 2:
Specific Premise:
Surrounding Area 1: RESIDENTIAL AREA
Surrounding Area 2:
Surrounding Area 3:
Relationship to Suspect 1:
Relationship to Suspect 2:
Weapon Type 1:
Automatic: N
Weapon Type 2:
Automatic: N
Weapon Type 3:
Automatic: N

Crime Against Property

# of Premises Entered:		Suspect Action 1:	
Entry Point:		Suspect Action 2:	
Exit Point:		Suspect Action 3:	
Entry Loc 1:		Suspect Action 4:	
Exit Loc 1:		Suspect Action 5:	
Entry Loc 2:		Additional Factor 1:	
Exit Loc 2:		Additional Factor 2:	
Entry Method 1:	UNLOCKED	Additional Factor 3:	
Exit Method 1:	UNLOCKED	Additional Factor 4:	
Entry Method 2:		Additional Factor 5:	
Exit Method 2:		Security Type:	
Entry Tool 1:		Victim Location:	
Exit Tool 1:		Electronic Locks:	N
Entry Tool 2:		Video Surveillance:	N
Exit Tool 2:		Maid:	
Vehicle Entry:		Inspectress:	
Safe Entry:			

Crime Against Persons

Pre-incident Contact 1:		Suspect Action 1:	
Pre-incident Contact 2:		Suspect Action 2:	
Pre-incident Contact 3:		Suspect Action 3:	
Victim Condition 1:		Suspect Action 4:	
Victim Condition 2:		Suspect Action 5:	
Victim Condition 3:		Sex Crime 1:	
Victim Condition 4:		Sex Crime 2:	
Victim Condition 5:		Sex Crime 3:	
Suspect Solicited 1:		Sex Crime 4:	
Suspect Solicited 2:		Sex Crime 5:	
Suspect Pretended to Be:		Vehicle Involvement 1:	
		Vehicle Involvement 2:	

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-003

Crime Scene

Investigator:

Investigation Results: NO ACTION TAKEN

Photography

Black & White Negatives Exposed: N/A
Color Negatives Exposed: N/A
Photography/Other:

Fingerprints

Latent Print Processing Conducted: N/A
Latent Fingerprints Lifted: N/A
Latent Palmprints Lifted: N/A
Latent Fingerprint Results:
Latent Palmprint Results:
Latent Prints/Other:

Weapon/Projectiles

Projectiles Recovered: N/A
Casings Recovered: Y
Cartridges Recovered: N/A
Weapons Recovered: N/A
Weapons/Other:

Impressions

Footware Impressions: N/A
Footware/Tire Casting: N/A
Footware/Tire Photographed: N/A
Tire Impressions: N/A
Original Footware/Tire Surface Recovered: N/A
Footwear/Tire Impressions/Other:

Body Fluids

Blood-like Substances Recovered: Y
Body Fluid Controls: N/A
Body Fluids/Other:

Toolmarks

Original Toolmark Surface Recovered: N/A
Tools Recovered: N/A
Toolmark Casting: N/A
Toolmarks/Other:

Refer to Property Report: N/A

Crime Scene Description:

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096-003

Narratives

ENTERED DATE/TIME: 1/7/2014 15:16:00

NARRATIVE TYPE: INCIDENT

SUBJECT: FBR NARRATIVE

AUTHOR: AMUNDSON, MARK

On 01/06/2014, I Detective M. Amundson (#1250) who is assigned to the Criminal Apprehension Team, was contacted by Detective J. Ebert (#1358) to assist with tracking down and arresting Xavier Malik (DOB 02/01/1994).

On 01/06/2014, I was able to obtain probable cause that Xavier Malik was utilizing phone number 702-327-5087. I authored a pen register for 702-327-5087 which was reviewed and signed by the Honorable District Court Judge Gloria Sturman.

Upon receipt of all documents pertaining to 702-327-5087 from T Mobile, I forwarded all documents to Detective J. Ebert for evidentiary purposes and maintained a copy to assist with locating Xavier Malik. Detectives were able to determine that Malik's phone was consistently hitting the tower in the area of Charleston and Bruce. Based on the direction of the tower detectives focused on that area to locate Malik.

I was able to identify Malik's girlfriend as Lena Mahavong (DOB 07/05/1996) and confirmed that she resided at 1816 Sweeney Avenue. 1816 Sweeney Avenue is near Bruce and Charleston and consistent with the tower hits from Xavier's phone. I also located numerous pictures of Lena and Xavier together on Face book with captions such as "Forever is Where We are Headed" and "Lena and Xavier".

Detectives from the CAT team set up surveillance and attempted contact wit the residence with a bullhorn. Xavier and Lena both exited the residence. Xavier was taken into custody and turned over to Detective J. Ebert (#1358).

Detective J. Ebert and other HPD Detectives took over the scene.

CC: None

Attachments: 20

Signatures

Reporting Officer

Date

Supervisor

Date

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

Incident Summary

Incident Type: ASSAULT WITH GUN
Inc Occurred Address: 2002 BOBTAIL CIR, HENDERSON, NEVADA 89074
Inc Occurred Start: 01/02/2014 23:27 Inc Occurred End: 01/03/2014 23:29
Domestic: N Nbr of Prior Incidents: Protective Order in Effect: U DV Card Given: U
Number of Children Present: Ages of Children:
Bias Motivation: Gang Related: N Substance: U
Contact Nature: DISPATCHED Reported Date/Time: 01/02/2014 23:29
Reporting Officer: EBERT, JOSEPH Primary Assigned Officer: EBERT, JOSEPH
Case Status: CLOSED Disposition: ADULT ARREST, WARRANT OR CITATION Disposition Date: 01/07/2014 12:43
Mitigating Circumstances For Not Arrested:
Approved by: WINKLER, JULIE Approved date/time: 01/15/2014 17:29 Approve status: Approved

Officers

Event Association	Emp#	Badge#	Name	Squad#
	12479	777	HOSAKA, MARK	
	13935	949	MITCHELL, CHAD	
	10493	277	MCKENNA, DAVID	
PRIMARY REPORTING OFFICER	17278	1358	EBERT, JOSEPH	
	17278	1358	EBERT, JOSEPH	
PRIMARY ASSIGNED OFFICER	17278	1358	EBERT, JOSEPH	
	13841	1395	AGUIAR, CHRISTOPHER	
	17465	1454	YOUNGBLOOD, KENNETH	

Associated Events

Association:	Event Type:	Event#:	Event Date (Start):	Event Date (End):	Agency:
CROSS REFERENCE	INCIDENT	14-00351	1/7/2014 11:59:00	1/7/2014 12:37:00	HP

Offenses

Statute Code: 200.481.2	Enhancers:
Statute Desc: BATTERY W/USE OF DW, R/SBH, E/CG	
Counts: 1 Statute Severity: FELONY	
Statute Code: 200.010	Enhancers:
Statute Desc: ATT MURDER, E/DW,CG	
Counts: 1 Statute Severity: FELONY	

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

Persons Involved

Person#: 0001	Can ID Suspect: No
Event Association: SUSPECT	Contact Date/Time:
Name: MALIK, XAVIER ABDUL	
DOB: 02/01/1994	Age: 19 - 19 Sex: MALE
Weight: 165 - 165 bs	Race: BLACK
Height: 5' 9" - 5' 9"	Eye Color: BROWN
Address: 1453 PRICE, HENDERSON, NEVADA 89014	Hair Color: BROWN
Phone Type 1: HOME	Sector/Beat:
Phone Type 2: HOME	Ext 1:
Phone# 1: (702) 568-0305	Ext 2:
Phone# 2: (702) 742-4640	
Occupation: UNKNOWN	Employer/School: VALLEY HIGH SCHOOL

Person Offenses

Statute Code: 200.010	Enhancers:
Statute Desc: ATT MURDER, E/DW,CG	
Counts: 2	
Statute Code: 200.481.2	Enhancers:
Statute Desc: BATTERY W/USE OF DW, R/SBH, E/CG	
Counts: 2	

Person#: 0002	Can ID Suspect: No
Event Association: WITNESS	Contact Date/Time: 01/03/2014 00:20
Name: BYRNE, JAMES CHRISTOPHER	
DOB: 11/15/1993	Age: 20 - 20 Sex: MALE
Weight: 190 - 190 bs	Race: WHITE
Height: 6' 1" - 6' 1"	Eye Color: HAZEL
Address: 219 MALCOLM ST, HENDERSON, NEVADA 890743234	Hair Color: BROWN
Phone Type 1: CELL/MOBILE	Sector/Beat:
Phone Type 2:	Ext 1:
Phone# 1: (702) 328-2982	Ext 2:
Phone# 2:	
Occupation: UNKNOWN	Employer/School:

Person#: 0003	Can ID Suspect: No
Event Association: WITNESS	Contact Date/Time: 01/03/2014 00:20
Name: CSERNYANSZKY, ERIK	
DOB: 08/23/1996	Age: 17 - 17 Sex: MALE
Weight: 180 - 180 bs	Race: WHITE
Height: 6' 3" - 6' 2"	Eye Color: BLUE
Address: 6625 TROPICANA, APT: 102, LAS VEGAS, NEVADA 89103	Hair Color: BROWN
Phone Type 1: CELL/MOBILE	Sector/Beat:
Phone Type 2:	Ext 1:
Phone# 1: (702) 981-5811	Ext 2:
Phone# 2:	
Occupation: UNKNOWN	Employer/School: CORONADO HIGH SCHOOL

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

Persons Involved

Person#: 0004 Can ID Suspect: No
Event Association: WITNESS Contact Date/Time: 01/03/2014 00:20
Name: GIORDANO, TAYLOR EDWARD
DOB: 12/21/1992 Age: 21 - 21 Sex: MALE Race: WHITE
Height: 6' 2" - 6' 2" Weight: 175 - 175 bs Eye Color: HAZEL Hair Color: BROWN
Address: 2745 LAGUNA SECA, HENDERSON, NEVADA 890524430 Sector/Beat:
Phone Type 1: Phone# 1: Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Person#: 0005 Can ID Suspect: No
Event Association: WITNESS Contact Date/Time: 01/03/2014 00:20
Name: TEAGUE, CHEYENNE MAY
DOB: 06/22/1995 Age: 18 - 18 Sex: FEMALE Race: WHITE
Height: 5' 5" - 5' 5" Weight: 125 - 125 bs Eye Color: GREEN Hair Color: BROWN
Address: 2850 BELLEZA, HENDERSON, NEVADA 890742472 Sector/Beat:
Phone Type 1: Phone# 1: Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Person#: 0006 Can ID Suspect: No
Event Association: WITNESS Contact Date/Time: 01/03/2014 00:20
Name: ILLIDGE, NATALIA MICHELLE
DOB: 09/19/1995 Age: 18 - 18 Sex: FEMALE Race: WHITE
Height: 5' 5" - 5' 5" Weight: 125 - 125 bs Eye Color: BROWN Hair Color: BLACK
Address: 140 MONTEEN, HENDERSON, NEVADA 89074 Sector/Beat:
Phone Type 1: HOME Phone# 1: (702) 809-6907 Ext 1:
Phone Type 2: CELL/MOBILE Phone# 2: (702) 809-6007 Ext 2:
Occupation: Employer/School:

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

Persons Involved

Person#: 0007 Can ID Suspect: No
Event Association: WITNESS Contact Date/Time: 01/03/2014 00:20
Name: DURHAM, CYLE TERRANCE
DOB: 01/30/1992 Age: 21 - 21 Sex: MALE Race: WHITE
Height: 6' 0" - 6' 0" Weight: 150 - 150 bs Eye Color: BROWN Hair Color: BROWN
Address: PO BOX 667, OVERTON, NEVADA 890400667 Sector/Beat:
Phone Type 1: Phone# 1: Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Person#: 0008 Can ID Suspect: No
Event Association: CONTACT Contact Date/Time: 01/03/2014 02:30
Name: CSERNYANSZKY, VIOLETTA
DOB: 07/05/1973 Age: 40 - 40 Sex: FEMALE Race: WHITE
Height: Weight: Eye Color: Hair Color:
Address: 5355 S RAINBOW BLVD, APT: 121, LAS VEGAS, NEVADA 89118 Sector/Beat:
Phone Type 1: CELL/MOBILE Phone# 1: (702) 215-1513 Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Person#: 0009 Can ID Suspect: No
Event Association: WITNESS Contact Date/Time: 01/03/2014 00:20
Name: LOPEZ, JANET
DOB: 10/28/1995 Age: 18 - 18 Sex: FEMALE Race: HISPANIC
Height: Weight: Eye Color: BROWN Hair Color: BROWN
Address: 749 DESCARTES AVE, HENDERSON, NEVADA 89002 Sector/Beat: EAST/E5
Phone Type 1: CELL/MOBILE Phone# 1: (909) 206-3714 Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

Persons Involved

Person#: 0010	Can ID Suspect: No
Event Association: WITNESS	Contact Date/Time: 01/03/2014 00:20
Name: RODRIGUEZ, ALONDRA	
DOB: 01/30/1997	Age: 16 - 16 Sex: FEMALE Race: HISPANIC
Height:	Weight: Eye Color: BROWN Hair Color: BROWN
Address: 749 DESCARTES AVE, HENDERSON, NEVADA 89002	Sector/Beat: EAST/E5
Phone Type 1: CELL/MOBILE Phone# 1: (702) 245-7495	Ext 1:
Phone Type 2: Phone# 2:	Ext 2:
Occupation:	Employer/School:

Person#: 0011	Can ID Suspect: No
Event Association: WITNESS	Contact Date/Time: 01/03/2014 00:20
Name: RODRIGUEZ, STEPHANY	
DOB: 10/02/1994	Age: 19 - 19 Sex: FEMALE Race: HISPANIC
Height:	Weight: Eye Color: Hair Color:
Address: 749 DESCARTES AVE, HENDERSON, NEVADA 89002	Sector/Beat: EAST/E5
Phone Type 1: CELL/MOBILE Phone# 1: (702) 300-2840	Ext 1:
Phone Type 2: Phone# 2:	Ext 2:
Occupation:	Employer/School:

Person#: 0012	Can ID Suspect: No
Event Association: WITNESS	Contact Date/Time: 01/03/2014 00:20
Name: JONES, GORDON KIRBY	
DOB: 04/28/1990	Age: 23 - 23 Sex: MALE Race: WHITE
Height: 5' 3" - 5' 3"	Weight: 120 - 120 bs Eye Color: BROWN Hair Color: BROWN
Address: 5050 TAMARUS ST, LAS VEGAS, NEVADA 891192008	Sector/Beat:
Phone Type 1: CELL/MOBILE Phone# 1: (702) 497-6048	Ext 1:
Phone Type 2: Phone# 2:	Ext 2:
Occupation: UNKNOWN	Employer/School:

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Persons Involved

Person#: 0013 Can ID Suspect: No
Event Association: WITNESS Contact Date/Time: 01/03/2014 00:20
Name: NEWTON, MATTHEW
DOB: 06/09/1992 Age: 21 - 21 Sex: MALE Race: WHITE
Height: 6' 1" - 6' 1" Weight: 195 - 195 bs Eye Color: HAZEL Hair Color: BLACK
Address: 150 HARRIS ST, OVERTON, NEVADA 89040 Sector/Beat:
Phone Type 1: CELL/MOBILE Phone# 1: (702) 347-8549 Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: UNKNOWN Employer/School:

Person#: 0014 Can ID Suspect: No
Event Association: VICTIM Contact Date/Time: 01/02/2014 23:33
Name: BUCCAT, RAYMOND MANUEL
DOB: 08/05/1995 Age: 18 - 18 Sex: MALE Race: WHITE
Height: 5' 10" - 5' 10" Weight: 150 - 150 bs Eye Color: BROWN Hair Color: BLACK
Address: 526 RELIANCE, HENDERSON, NEVADA 890029676 Sector/Beat:
Phone Type 1: CELL/MOBILE Phone# 1: (702) 776-0299 Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Person Offenses

Statute Code: 200.010 Enhancers:
Statute Desc: ATT MURDER, E/DW,CG
Counts: 2
Statute Code: 200.481.2 Enhancers:
Statute Desc: BATTERY W/USE OF DW, R/SBH, E/CG
Counts: 2

Person#: 0015 Can ID Suspect: No
Event Association: VICTIM Contact Date/Time: 01/02/2014 23:33
Name: MILLER, JACK RYAN
DOB: 11/24/1995 Age: 18 - 18 Sex: MALE Race: WHITE
Height: 6' 2" - 6' 2" Weight: 185 - 185 bs Eye Color: BROWN Hair Color: BROWN
Address: 5551 RAMILLETE, LAS VEGAS, NEVADA 891203344 Sector/Beat:
Phone Type 1: HOME Phone# 1: (702) 433-6234 Ext 1:
Phone Type 2: CELL/MOBILE Phone# 2: (702) 481-5118 Ext 2:
Occupation: Employer/School:

Person Offenses

Statute Code: 200.010 Enhancers:
Statute Desc: ATT MURDER, E/DW,CG
Counts: 2
Statute Code: 200.481.2 Enhancers:
Statute Desc: BATTERY W/USE OF DW, R/SBH, E/CG
Counts: 2

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Persons Involved

Person#: 0016 Can ID Suspect: No
Event Association: CONTACT Contact Date/Time: 05/30/2014 12:35
Name: OSGOOD, SETH
DOB: 08/10/1994 Age: 19 - 19 Sex: MALE Race: WHITE
Height: 5' 4" - 5' 4" Weight: 98 - 98 lbs Eye Color: BROWN Hair Color: BROWN
Address: 6420 E TROPICANA ST, APT: 199, LAS VEGAS, NEVADA 89122 Sector/Beat:
Phone Type 1: HOME Phone# 1: (702) 454-2623 Ext 1:
Phone Type 2: Phone# 2: Ext 2:
Occupation: Employer/School:

Property Involved

Property # 0001 Evidence: No
Event Assoc/Orig status: UNKNOWN Original Status Date: 1/3/2014 04:41:00 Original Value:
Current Status: UNKNOWN Current Status Date: 1/3/2014 04:41:00 Current Value:
Property Type: Caliber: 9MM, 9X19, 9X17, 9X18, 9X21, 9X23, 9GA
Description: HANDGUN
Make/Brand: UNKNOWN/UNPUBLISHED Model: UNKNOWN
Color: BLACK Quantity: 1
Serial/Lot#: UNKNOWN Owner Applied#: UNKNOWN
NCIC Date: NCIC Reported By:
NCIC#: NCIC Cancelled:

Property/Person Associations

Per#:	Person Name:	Association:
0001	MALIK, XAVIER ABDUL	RESPONSIBLE PARTY

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Modus Operandi

Against Persons: Y
Against Property: Y
Occupied: Y
General Premise 1:
General Premise 2:
Specific Premise:
Surrounding Area 1: RESIDENTIAL AREA
Surrounding Area 2:
Surrounding Area 3:
Relationship to Suspect 1:
Relationship to Suspect 2:
Weapon Type 1:
Automatic: N
Weapon Type 2:
Automatic: N
Weapon Type 3:
Automatic: N

Crime Against Property

# of Premises Entered:		Suspect Action 1:	
Entry Point:		Suspect Action 2:	
Exit Point:		Suspect Action 3:	
Entry Loc 1:		Suspect Action 4:	
Exit Loc 1:		Suspect Action 5:	
Entry Loc 2:		Additional Factor 1:	
Exit Loc 2:		Additional Factor 2:	
Entry Method 1:	UNLOCKED	Additional Factor 3:	
Exit Method 1:	UNLOCKED	Additional Factor 4:	
Entry Method 2:		Additional Factor 5:	
Exit Method 2:		Security Type:	
Entry Tool 1:		Victim Location:	
Exit Tool 1:		Electronic Locks:	N
Entry Tool 2:		Video Surveillance:	N
Exit Tool 2:		Maid:	
Vehicle Entry:		Inspectress:	
Safe Entry:			

Crime Against Persons

Pre-incident Contact 1:		Suspect Action 1:	
Pre-incident Contact 2:		Suspect Action 2:	
Pre-incident Contact 3:		Suspect Action 3:	
Victim Condition 1:		Suspect Action 4:	
Victim Condition 2:		Suspect Action 5:	
Victim Condition 3:		Sex Crime 1:	
Victim Condition 4:		Sex Crime 2:	
Victim Condition 5:		Sex Crime 3:	
Suspect Solicited 1:		Sex Crime 4:	
Suspect Solicited 2:		Sex Crime 5:	
Suspect Pretended to Be:		Vehicle Involvement 1:	
		Vehicle Involvement 2:	

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Crime Scene

Investigator:

Investigation Results: EVIDENCE RECOVERED

Photography

Black & White Negatives Exposed: N/A
Color Negatives Exposed: N/A
Photography/Other:

Fingerprints

Latent Print Processing Conducted: N/A
Latent Fingerprints Lifted: N/A
Latent Palmprints Lifted: N/A
Latent Fingerprint Results:
Latent Palmprint Results:
Latent Prints/Other:

Weapon/Projectiles

Projectiles Recovered: N/A
Casings Recovered: Y
Cartridges Recovered: N/A
Weapons Recovered: N/A
Weapons/Other:

Impressions

Footware Impressions: N/A
Footware/Tire Casting: N/A
Footware/Tire Photographed: N/A
Tire Impressions: N/A
Original Footware/Tire Surface Recovered: N/A
Footwear/Tire Impressions/Other:

Body Fluids

Blood-like Substances Recovered: Y
Body Fluid Controls: N/A
Body Fluids/Other: BLOOD

Toolmarks

Original Toolmark Surface Recovered: N/A
Tools Recovered: N/A
Toolmark Casting: N/A
Toolmarks/Other:

Refer to Property Report: N/A

Crime Scene Description:

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Narratives

ENTERED DATE/TIME: 1/3/2014 04:41:00

NARRATIVE TYPE: INCIDENT

SUBJECT: FBR NARRATIVE

AUTHOR: EBERT, JOSEPH

On 01/02/14 at approximately 2329 hours Officer K. Youngblood #1454 along with numerous other officer's from the Henderson Police Department were dispatched to 2002 Bobtail Court on a report of a person having been shot in the neck.

Upon officer's arrival in the area a perimeter was established at both intersections of Paseo Verde and Desert Shadow Trail because that is the only two entry/exit points where cars can leave the neighborhood. All exiting vehicles were detained and occupants were identified. Officer's observed a large number of subjects running from the scene on foot through the neighborhood including through front and back yards of different residences. Patrol officers were able to detain a number of individuals that were attempting to flee the scene on foot.

The initial investigation revealed that two eighteen year old males had been shot after an altercation with one other subject. One male was shot in the neck and the other in the back. One victim shot in the back was identified as Raymond Buccat DOB 08/05/1995 and the other victim shot in the neck was identified as Jack Miller DOB 11/24/1995. Initially officers were provided with the name of Xavier King DOB 02/01/1994 as the suspect whom had possession of a black or black and silver handgun and shot both victims. After interviews were conducted on numerous individuals it was determined that stories were conflicting on who may have had the gun and who may have shot both victims. One of the victims, Raymond Buccat, was friends with Xavier and advised officers that Xavier was not at the party. Probable cause could not be established against Xavier or any other person at that time.

Henderson Fire Department and Paramedics from station 95, 97 and 98 responded to the scene. Paramedic Rescue 95 transported Jack Miller and Paramedic Rescue 98 transported Raymond Buccat to Sunrise Hospital. Officer T. Donnelly responded to Sunrise Hospital and contacted the emergency medical staff that worked on both victims. (See Officer T. Donnelly's report for further.)

Detective Hosaka #777, Mitchell #949, Aguiar #1395 and Affiant, Detective J. Ebert #1358, responded and took over the scene. Once the scene was considered under control Detective Hosaka and Mitchell responded to Sunrise Hospital and relieved Officer T. Donnelly. Both detectives attempted to speak with Raymond about the incident however Raymond was very uncooperative and did not wish to press charges. The other victim Jack Miller did speak with both Detectives Hosaka and Mitchell however based on the information given no probable cause could be established for a suspect. Due to the fact Raymond was uncooperative, it was believed that Raymond and Xavier were friends; Raymond was involved in a fight with another subject at the residence prior to the shooting. Detective Hosaka and Mitchell seized all of Raymond's clothing and personal effects that he had in his possession at the hospital for evidence purposes. A search warrant will be obtained prior to any attempts to recover DNA evidence and or electronic forensic evidence off of Raymond's phone to help

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establish probable cause for a suspect. (See Detective Hosaka and Mitchell's report.)

Detective Aguiar and I spoke with numerous witnesses on scene all of which are listed in this report and their voluntary statements were attached. Stories of the event and suspect information initially given were conflicting because most of the individuals at the party did not see who shot the handgun they only heard the handgun go off and started to run. It wasn't until later that I received the information from Janet Lopez, Stephany and Alondra Rodriguez along with the facebook posts and photos of Xavier that confirmed Xavier Malik as the suspect. Detective Aguiar and my interviews revealed numerous individuals were inside the residence drinking and possibly smoking marijuana when a fight broke out between two subjects. A black male (possibly Xavier not involved in the fight) pulled a handgun and pointed it at the forehead of one of the subjects involved in the fight later determined to be Matthew Newton DOB 06/09/92. Eventually the black male fired at least two rounds from the handgun striking one victim in the neck and one in the back. All subjects started to flee the scene when the police arrived.

The two victims were transported to Sunrise Hospital where they are both expected to survive and make a full recovery.

I located the lessee and his mother and identified them as Erik Csernyanszky DOB 08/23/1996 and Violetta Csernyanszky DOB 07/05/1973. I received signed consent to search from both Erik and Violetta to search the vehicles on the premises and inside the residence for any and all evidence related to this case.

CSA M. Bone #1678 responded and processed the scene.

Upon search of the residence one 9mm shell casing was recovered for a semi-automatic handgun, misc. bloody clothing, and other items of DNA were taken from the inside of the residence. See CSA Bones report for further details of items collected.

Through further investigation, Nevada DMV and Facebook photos of Xavier he was positively identified as Xavier Abdul Malik DOB 02/01/1994 and possibly has an address of 1453 Price Street, Henderson, Nevada, 89011.

On 01/03/2014 I received a phone call at 1217 hours from one of the witnesses, Janet Lopez DOB 10/28/95, from cell phone #702-300-2840. Janet was calling with her two sisters and additional witnesses, Stephany Rodriguez DOB 10/02/94 and Alondra Rodriguez DOB 01/30/97. Janet advised that she was cold and scared early this morning and did not give all the details in her original voluntary statement. She and her sisters wanted to add all the details into their statements. Detective Aguiar responded to their residence, made contact with them and collected additional voluntary statements. Over the telephone Janet advised that prior to going to any parties last night she and her two sisters were over at an Alexandra Solomon's apartment at Big Horn Condos apartment number 425. She advised Alexandra lives in apartment 425 and it is the upstairs apartment 1st door on the left. Raymond and Xavier were both at Alexandra's apartment with them. They all left and drove to a party

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located at 8951 Pebble River Court in Las Vegas Nevada. Raymond and Xavier drove to the party together in Raymond's vehicle. LVMPD was eventually contacted and broke the party up.

I contacted and confirmed with LVMPD under event # 140102-4033 that the party was broken up by them at the address given by Janet and her sisters.

Janet advised they all drove to 2002 Bobtail Circle where Erik and another person were throwing a party. Raymond and Xavier drove to the party together in Raymond's vehicle. Once at the party Raymond got into a fight with another individual and she witnessed Xavier pull a handgun out of a Coach backpack/purse he was wearing. Xavier fired one round into the wall, one round into Raymond and one round into Jack Miller. Xavier left the scene and she did not know where he went. She later found out through a friend known to her as Kenia that Xavier went back to Alexandra's apartment. Kenia advised her she was going to stay the night with Alexandra but she left because Xavier was there with the gun and his Coach backpack/purse.

On 01/03/2014 at 1254 hours Detective Benjamin's #720 responded to Sunrise Hospital and received a voluntary release of medical information from both Jack Miller and Raymond Buccat. Detective Benjamin's gave the following information.

She contacted Jack Miller, DOB 11/24/1995, in room 6204. Jack's parents, Gayle and Ed Miller, were present at the hospital.

Jack stated he went to a party with Scotty Scholfield and was just hanging out. Jack stated he was in a room leaning near a wall when he observed a black male and a white male he knows as "Matt" arguing and pushing each other. Jack stated many other persons started fighting, and he believes another black male shot the gun. Jack stated he did not get a good look at the black male who was fighting with Matt nor did he get a good look at the black male who he believed shot the gun. Jack stated he would not be able to identify the persons. Jack did state he believes the guy who was fighting with "Matt" and the guy who shot the gun, was not the same person. Jack stated he believes his friends were in another room when the fight broke out. Jack stated the house was full of people in every room.

Jack stated he and Scotty met their friends Tommy Brown and Ryan Jackson at the party.

Jack provided the following phone numbers for his friends:

Scotty Schofield 702-353-7412

Tommy Brown 702-595-7929

Ryan Jackson 702-306-7339

Ed Miller 702-813-1048

Gayle Miller 702-813-1050

Jack Miller 702-481-5118

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After speaking with Jack, Detective Benjamin's responded to room 363 in the east tower of the hospital and contacted Raymond Buccat, dob 8/5/1995. Ray stated he goes by Ray-Ray.

Buccat stated he went to the party with some girls that he met at another party (Confirmed to be Janet Lopez and her two sisters, Stephany and Alondra Rodriguez) in Las Vegas. Buccat stated he did not even know the girls names. Buccat did not know the address where the party was in Las Vegas but stated the "cops" already broke up the party so he and these girls went to the party in Henderson. Buccat stated he learned of the party in Henderson from his friend Cory. Buccat stated he and Cory spoke on the phone and he later arrived at the Henderson party. Buccat stated when he arrived at the party some white guy asked if he knew the owner of the house. Buccat stated he walked past the guy and entered the party. Buccat stated he later heard a gunshot. Buccat stated when he heard the gun shot he ran outside to his car. Buccat realized he had been shot and asked someone to take him to the hospital and the person he asked would not help him. Buccat stated some guy eventually helped him and started telling the police his vital signs.

Buccat stated he thought he was at the party around an hour or two before the shots rang out. Detective Benjamin's asked Buccat if he had any more information that could assist us with this investigation and he stated "no." Buccat stated he does not want to prosecute the person who shot him. Buccat reiterated he did not know the girls who he attended the party with and he learned of the party through his friend Cory. Buccat stated that is all he knew.

Detective Benjamin's offered to leave a voluntary witness statement for Buccat to complete if he changed his mind about wishing to prosecute and he stated he did not want the paperwork. Detective Benjamin's asked if Buccat would sign a medical release form to allow HPD to obtain his medical records. Buccat asked if he could read the form. Detective Benjamin's gave the form to Buccat. He read it, and signed the form.

Buccat stated he drove to the party in his Honda Civic and he believed the car was registered in his name.

Buccat stated his phone number was 702-595-8610. Buccat stated he wanted his phone and his car back and he believed the police had his items. Buccat stated his wallet was in his pants and he thought the police had custody of his clothing items as well. Buccat stated last night when the police officer spoke with him he asked about his belongings and he was told the police had all his stuff. Buccat stated he wanted his belongings back and inquired if the police had a search warrant to go through his belongings. Detective Benjamin's informed Buccat if he did not want to consent to the police going through his belonging that we would need a search warrant. Buccat asked if he would get a copy of the search warrant and she stated if we go through his items he would get a copy of the search warrant.

Detective Benjamin's told Buccat she believed HPD Detectives had his belongings and we would contact him or his mother, Cynthia Real Estrada, when the items were going to be released. Buccat stated he does not live with his mom here in Las Vegas, and he resides at 415 West G Street, Wilmington, CA 90044. Buccat stated he

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works at Aeropostale at the Westminster Mall in California. Buccat stated his mom may be the only way to contact him being that HPD had his phone.

Detectives Mitchell and Detective Hosaka interviewed Matthew Newton and Newton gave the following statements.

Matthew stated that earlier in the night he and a friend of his named Jad (unknown if spelled correctly) threw a house party at another location in Las Vegas that was shut down by LVMPD. Due to this party being shut down the juveniles decided to move the party to 2002 Bobtail Circle in Henderson. During this party Matthew's friend Jad got into a verbal altercation with a male named Ray, now identified as Raymond Buccat. Matthew told Raymond to leave the party and he refused, demanding to speak with the owner of the house. Matthew got the resident of the house, Mike, and Mike became involved in a heated discussion with Raymond about his presence at the party. Mike and Raymond's argument escalated and started to become physical. Matthew stepped in and tried to push Mike back from the altercation. While holding Mike back Matthew was hit in the head by Raymond. Matthew turned to Raymond, placed him in a "guillotine hold," and kneed him in the face. After doing this a black male approached and pulled out a grey semi-automatic handgun, pointing it at Matthew's forehead. The fight continued between Matthew and Raymond and Matthew heard a gunshot. Matthew states that just prior to the first shot he and Ray turned so Ray's back was now facing in the direction of the shooter. Matthew believes that the first shot was intended for him, yet hit Ray do to the turn. This caused the fighting to stop and then Matthew heard a second gunshot. Matthew looked at the male holding the gun and he appeared confused. The male and other party goes then ran from the house and Matthew noticed a male near him bleeding from the neck. Matthew stayed with the male who was shot in the neck until emergency crews arrived. Matthew described the suspect as a black male, medium build with short hair. The male was also wearing a grey hoodie with cheetah print.

I have been in contact with LVMPD reference two additional shooting incidents that occurred on 12/31/2013 under LVMPD Report #LLV131231000449 and LLV131231000602. At the time of the report the suspect was an unknown black male and the description matched Xavier Malik to include one of the witnesses in the second LVMPD shooting was Raymond Buccat and refused to completed a witness statement for LVMPD also. Three additional victims were shot by the black male in total of both LVMPD reports with one of the victims identified as Lucio Leandro Tellez DOB 03/12/92.

I was advised by Janet Lopez and her two sisters Stephany and Alondra that Stephany also witnessed Xavier Malik shoot a Lucio under LVMPD Report #LLV131231000602. Through Facebook messages between Lucio and Stephany. Stephany advised she did not report the incident she witnessed because she is afraid of retaliation from Xavier.

Stephany also provided Facebook photos of Xavier Malik wearing the Coach back pack/purse that he keeps the handgun in while he is carrying it.

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Based on the above listed facts I believe probable cause exists for the arrest of Xavier Abdul Malik DOB 02/01 /1994 for two counts of battery with a deadly weapon substantial bodily harm a felony violation of NRS 200.481-2 and two counts of attempt murder with Deadly Weapon a felony violation of NRS 200.010.

Investigation continues into locating Xavier Abdul Malik.

Copies: CCDA

Attachments: 15

ENTERED DATE/TIME: 1/10/2014 13:43:44

NARRATIVE TYPE: SUPPLEMENT

SUBJECT: WARRANT OF ARREST

AUTHOR: EBERT, JOSEPH

On 01/06/2014 I, Detective J. Ebert #1358, obtained a warrant of arrest for Xavier Malik for the following charges.

2 counts Attempt Murder with Deadly Weapon a Felony Violation of N.R.S. 200.010 and 2 counts of Battery with Use of Deadly Weapon a Felony Violation of N.R.S. 200.481.2e.

The arrest warrant was signed by the Honorable Judge Burr of the Henderson Justice Court.

With the assistance of Detective Amundson and the Las Vegas Metropolitan Police Department Xavier was located at 1816 Sweeney Avenue in Las Vegas. Due to the fact Xavier had an active warrant out for his arrest I placed him under arrest for the warrant #14CRH000008-0000.

I read Xavier his rights per Miranda and Xavier advised he understood his rights and would speak to me. I completed an initial taped interview with Xavier in front of the 1816 Sweeney Avenue.

Xavier admitted to being at the party during the shooting however he did not admit to being in possession of the handgun used to shoot both victims in this case. Xavier did not admit to being in possession of a handgun at any time.

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I contacted Somsanouk Mahavong DOB 08/05/1961 who is the father to Lena Mahavong (Xavier's girlfriend) and Bruce Mahavong Lena's little brother. Somsanouk advised that Xavier had been staying at his house for the last three days with his daughter. He was not aware of Xavier having any firearms and that he did not have any firearms either.

I contacted Lena and confirmed that Lena was Xavier's girlfriend. Lena advised she is pregnant with Xavier's child. Lena gave the following statements. Xavier was at a party in Henderson on January 2nd 2014 and got into a fight with someone. When he left the party he came over to her house and has stayed with her ever since. Xavier did not tell her who he went to the party with however he did tell her he was in a lot of trouble. He told her there was an accident involving one of his friends during the fight and he accidentally shot his friend. She could not remember what his friends name was and she had no idea what Xavier did with the handgun.

Henderson Crime Scene Analysts responded to 1816 Sweeney Avenue and collected all the evidence located at the scene.

I attached a voluntary statement from Somsanook Mahavong, a voluntary consent to search the residence for Somsanook Mahavong for the residence and a copy Pen Register order along with a T-Mobile subpoena response.

Copies: CCDA

Attachments:

ENTERED DATE/TIME: 1/15/2014 12:30:15

NARRATIVE TYPE: SUPPLEMENT

SUBJECT: INTERVIEW RAYMOND BUCCAT, MATTHEW NEWTON AND CYLE DURHAM

AUTHOR: MITCHELL, CHAD

On 1-2-14 I responded to 2002 Bobtail Circle in reference to a shooting investigation. At the scene I met with Detective J. Ebert who was heading the investigation. Detective Ebert tasked Detective Hosaka and I with interviewing witnesses to the event. Detective Hosaka and I contacted and interviewed Matthew Newton (DOB 6-9-92).

Matthew stated that earlier in the night he and a friend of his named Jad (unknown if spelled correctly) threw a house party at another location in Las Vegas that was shut down by Las Vegas police. Due to this party being shut down the juveniles decided to move the party to 2002 Bobtail Circle in Henderson. During this party Matthew's friend Jad got into a verbal altercation with a male named Ray, now identified as Raymond Buccat. Matthew told Raymond to leave the party and he refused, demanding to speak with the owner of the house. Matthew got the resident of the house, Mike, and Mike became involved in a heated discussion with Raymond

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about his presence at the party. Mike and Raymond's argument escalated and started to become physical. Matthew stepped in and tried to push Mike back from the altercation. While holding Mike back Matthew was hit in the head by Raymond. Matthew turned to Raymond, placed him in a "guiatine hold," and kneed him in the face. After doing this a black male approached and pulled out a grey semi-automatic handgun, pointing it at Matthew's forehead. The fight continued between Matthew and Raymond and Matthew heard a gunshot. Matthew states that just prior to the first shot he and Ray turned so Ray's back was now facing in the direction of the shooter. Matthew believes that the first shot was intended for him, yet hit Ray do to the turn. This caused the fighting to stop and then Matthew heard a second gunshot. Matthew looked at the male holding the gun and he appeared confused. The male and other party goers then ran from the house and Matthew noticed a male near him bleeding from the neck. Matthew stayed with the male who was shot in the neck until emergency crews arrived. Matthew described the suspect as a black male, medium build with short hair. The male was also wearing a grey hoodie with cheetah print.

Detective Hosaka and I then interviewed Cyle Durham (DOB 1-30-92). Cyle witnessed Matthew fighting another male unknown to him. During the fight a black male pointed a semi-automatic handgun at Matthew's head. The male then shot the firearm twice hitting two people at the party. Cyle immediately left the party and was later stopped by police.

Detective Hosaka and I then responded to Sunrise Hospital where we contacted Raymond Buccat. Raymond was heavily medicated and in and out of sleep during this interview. Raymond stated that he went to the party at 2002 Bobtail Circle alone after another party he was at got shut down. While at this party he got involved in a physical altercation with a white male and during the altercation he was shot. Raymond denies seeing or knowing who shot him and told us that he was unwilling to help prosecute the shooter. Since we had information that Raymond came to the party with the shooter we took all of Raymond's clothing and his cellular phone as evidence in the case. These belongings were later given to Detective Ebert.

ENTERED DATE/TIME: 1/15/2014 12:37:36
NARRATIVE TYPE: SUPPLEMENT
SUBJECT: SEARCH OF RESIDENCE
AUTHOR: NISWONGER, ANTHONY

On 1/7/14 at approximately 0745 hours, I (Detective Niswonger #1003) was assigned to assist in monitoring the residence of 1453 Price Street in the possibility that the suspect in this case was inside of the residence.

At approximately 1200 hours, I was advised that the suspect in this case was taken into custody at a different location.

I then responded to 1816 Sweeney Avenue in Las Vegas to assist in searching the residence for evidence in reference to this case. Upon arrival, I met with Detective Ebert #1358, who obtained written consent to search for the residence. Present during the search was Detective Condratovich and CSAs Newbold and Hornback.

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Items of evidence were recovered and CSA Hornback took custody of the items.

I left the residence with Detective Condratovich upon completion of the search.

Copies: None

Attachments: None

ENTERED DATE/TIME: 1/15/2014 12:39:52

NARRATIVE TYPE: SUPPLEMENT

SUBJECT: SW ON BUCCAT PHONE

AUTHOR: EBERT, JOSEPH

On 01/15/2014 I, Detective J. Ebert #1358, obtained a search warrant signed by the Honorable judge Gibson of the Henderson Justice Court to search the content on Raymond Buccat's I-Phone. I turned the phone with the search warrant over to the computer crimes section so the search warrant could be served on the phone.

Copies: None

Attachments: None

ENTERED DATE/TIME: 1/15/2014 12:45:02

NARRATIVE TYPE: SUPPLEMENT

SUBJECT: RETURN PERSONAL ITEMS TO RAYMOND BUCCAT

AUTHOR: EBERT, JOSEPH

On 01/14/2014 at 1540 hours I completed a property release form listing the following items to be returned to Raymond Buccat.

\$40.00 US Currency

4 keys on a key ring

Gold package of Trojan Condoms

Black wallet with ID's in the name of Raymond Buccat

At approximately 1600 hours Raymond Buccat arrived at the station and Detective Chad Mitchell returned the listed items to him.

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Raymond signed the property release confirming that he took possession of the listed items.

Raymond's cell phone will be returned to him once the search warrant is complete.

Copies: None

Attachments: 1

ENTERED DATE/TIME: 1/16/2014 14:42:54

NARRATIVE TYPE: SUPPLEMENT

SUBJECT: DET HOSAKA'S REPORT

AUTHOR: HOSAKA, MARK

On 1-02-14 at 2350 hours I, Detective Hosaka #777, was called out to assist with a shooting investigation at 2002 Bobtail Court, Henderson, NV. Upon arrival I contacted Detective Mitchell #949. We were briefed by the on scene patrol supervisors and discovered patrol had responded to a house party at the above address. A shooting had occurred in the residence and there were two gunshot victims. Both of the male victims were transported to Sunrise Hospital and were in stable condition with non-life threatening injuries. The lone male shooter was outstanding. An extensive search of the area for the shooter by officers was negative. Due to the non-life threatening injuries on the victims, it was decided Detective Ebert #1358 would be assigned as the primary investigator.

Detective Aguiar #1395 arrived to assist Detective Ebert. Detective Mitchell and I were tasked with interviewing possible witnesses. We responded to Desert Shadow Trail and Paseo Verde where patrol officers had contact with possible witnesses. We contacted and interviewed the following subjects. The interviews took place in my unmarked police vehicle and were audio recorded: James Christopher Byrne, Natalia Illidge, Matthew Newton, and Cyle Durham.

James Byrne - He received an invite from Jack Miller to the party on Bobtail Circle. Approximately 20 minutes after he arrived, a person he knew at "Matty" Matthew Newton, started yelling at everyone to get to the back. His friend, "Raymond", was drunk. Someone was pulling Raymond back and away from Matty as Matty kept "egging" Raymond on. He didn't believe Raymond wanted to fight Matty, but Matty was going to fight "some black guy". He ran towards Raymond to help him and Jack (Miller) jumped in between them. He heard someone say "I got a gun" and then he heard shots fired. He heard two gunshots at first and then three more when he ran outside. The incident took place in the room to the left as you enter the residence. In the vehicle with Byrne were the following persons who also attended the party, but did not see anything: Chanet B. Smith (dob 122996), Ariel Graves (dob 071996), and Jordan Oswald (dob 032697).

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Natalia Illidge: She arrived at the residence approximately 1 ½ hours before the shooting. While she was at the party, she observed two people fighting. One person she described as the owner and the other person she described as the person who later had the gun. That fight broke up, but was followed by approximately four people fighting. Those that were fighting were being separated and then one of the persons pulled out a gun. The incident took place in the room with the chandelier. Light skinned black male, approximately 21 years old, 5'06"-5'07", medium build, denim long sleeve shirt, stubble beard, black and gray colored semi-automatic pistol. He also wore a "snapback" on. A snapback is a hat with snaps in the back to adjust the size. She had never seen the black male before. The black male stood next to her when the shooting occurred. She heard approximately six gunshots in two volleys. After the shooting, she ran through the residence and exited through the back window.

Detective Mitchell and I were then assigned to contact the victims (Raymond Buccat and Jack Miller) at Sunrise Hospital. At 0245 hours we contacted Buccat in the east tower room 363 (see Detective Mitchell's report. Buccat's property (clothes, phone, wallet) was seized pending a search warrant. The property was released to Detective Ebert. At 0305 hours we contacted Jack in ICU 6204. Jack's father, Edward Miller (dob 121360) was in the room at the time of the interview. Jack advised the following: He arrived at the party with his friend, Scotty. While at the party there was a fight that broke out. He knew one of the persons fighting was named "Matty". He went to see what was happening. He stood against a wall. He heard a "bang" and then immediately fell to the floor. He did not see who shot him. He believed he heard two gunshots. One gunshot followed after he was shot. The incident took place in the room with the chandelier. Jack stated he wanted to prosecute against whoever shot him.

All of the interviews were later downloaded into the Henderson Police department's digital evidence storage system.

On 1-06-14 at approximately 1040 hours I received the above evidence from Det. Ebert. CSA Newbold assisted with the processing of the evidence. I was present when CSA Newbold opened the blue plastic hospital bag containing Raymond Buccat's property. The bag contained the following: one white sheet, one tennis shoe, two black socks, one pair of underwear. There was what appeared to be blood on the pants. The suspected blood was dry. Also in the bag was one black wallet with identification in the name of Raymond Buccat, one keyring containing keys, one condom pack, 40 dollars in US currency found in the pocket of the pants, and one white iPhone with a cracked screen IMEI 013439001290852. I impounded the evidence into the HPD evidence vault. I released the phone to Det. Ebert pending a search warrant.

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ENTERED DATE/TIME: 1/21/2014 17:01:46
NARRATIVE TYPE: SUPPLEMENT
SUBJECT: RETURN OF BUCCATS PHONE
AUTHOR: EBERT, JOSEPH

On 01/21/2014 I, Detective J. Ebert #1358, was advised by Detective Fuentes of the Henderson Police Department that the search warrant had been served on Buccat's phone.

Detective Fuentes completed a search warrant return for the phone and turned it over to me. I contacted Buccat at 702-409-8099 and advised him his phone was ready to be returned to him.

On 01/21/2014 at 1730 hours Buccat arrived at the police department and signed a property release which I attached to this report along with a copy of the search warrant and search warrant return.

Copies: None

Attachments:

ENTERED DATE/TIME: 1/22/2014 07:35:03
NARRATIVE TYPE: SUPPLEMENT
SUBJECT: BUCCAT'S CELL PHONE EXAM
AUTHOR: FUENTES, FRANKLIN

On 1/15/14, I (Detective F. Fuentes #621) received a request from Detective J. Ebert 1358 to exam the following cellular phones:

- White and silver Apple iPhone 5 cell phone (serial number F1DKP9M7FH1C)

The phone was collected as evidence during an Attempted Murder investigation. Attached to the request is a copy of the search warrant for the listed cell phone.

I retrieved the cell phone from Detective Ebert. Using forensic principles, the iPhone was connected to a forensic computer and the data acquired using the Cellebrite Physical Analyzer software program. As a note, the iPhone was locked with a passcode. On 1/21/14 I was advised of the passcode by Detective Ebert.

Following the examination, a report generated by the Cellebrite program and the data were copied to an evidence hard drive at the Henderson PD Computer Crimes Bureau.

The report generated by the Cellebrite program was also copied to a hard drive for Detective Ebert to review.

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The iPhone was returned to Detective Ebert.

A copy of the data retrieved from the cell phone is maintained on an evidence drive at the Henderson PD Computer Crimes bureau. After the examination, I completed the Search Warrant Return and gave it to Detective Ebert along with the copy of the Search Warrant.

ENTERED DATE/TIME: 2/27/2014 20:28:04
NARRATIVE TYPE: SUPPLEMENT
SUBJECT: FOLLOW UP AT SUNRISE HOSPITAL
AUTHOR: AGUIAR, CHRISTOPHER

On February 27, 2014 at about 1342 hours, Henderson Police Communications received a phone call from Sunrise Hospital Public Safety advising a bullet was removed from patient Jack Miller and the bullet was being held as evidence at the hospital.

At about 1730 hours, I, Detective C. Aguiar #1395, responded to Sunrise Hospital, 3186 South Maryland Parkway, Las Vegas, Nevada 89109 where I met with Public Safety Lieutenant Salvatore Martin. Martin opened a sealed plastic bag which contained another bag containing a plastic container with an apparent spent projectile. A label containing the patient information for Miller was also on the plastic container.

I took possession of the evidence and it was booked into evidence at the Henderson Police Department Main Station.

Attachments: 1
CC: N/A

ENTERED DATE/TIME: 3/7/2014 18:41:18
NARRATIVE TYPE: SUPPLEMENT
SUBJECT: MEDICAL REPORT
AUTHOR: EBERT, JOSEPH

On 03/05/2014 I received a copy of Jack Miller's entire medical records. I attached a copy of the medical records to this report for it to be filed with records.

Copies: None

Attachments: 1

ENTERED DATE/TIME: 4/23/2014 11:39:33

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

NARRATIVE TYPE: SUPPLEMENT
SUBJECT: DNA SEARCH WARRANT
AUTHOR: EBERT, JOSEPH

On 04/23/2014 I, Detective J. Ebert #1358, completed a search warrant to obtain a DNA Buccal Swab from Xavier Malik.

Xavier Malik was located at Clark County detention Center at 330 South Casino Center, Las Vegas, Nevada.

I contacted Xavier Identified him by inmate ID# 02858213 and DOB 02/01/1994 and obtained a Buccal Swab with his DNA.

I Kept the DNA Buccal Swab in my possession until I booked it into evidence at the main police station.

I completed a LVMPD Forensic Request form to have the DNA buccal compared to the DNA recovered off of the shell casings.

Copies: CCDA Elizabeth Mercer

Attachments: 1

ENTERED DATE/TIME: 5/16/2014 17:37:39

NARRATIVE TYPE: SUPPLEMENT
SUBJECT: SHELL CASINGS
AUTHOR: EBERT, JOSEPH

I, Detective J. Ebert #1358, was notified by the Henderson Police Department Forensic Laboratory that the shell casing's submitted for a comparison were identified as being fired from the same firearm.

See the forensic laboratory report for further information.

Copies: None

Attachments: None

ENTERED DATE/TIME: 6/10/2014 10:28:34

Incident Report

HENDERSON POLICE
223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

NARRATIVE TYPE: SUPPLEMENT
SUBJECT: RECOVERY OF STOLEN FIREARM
AUTHOR: EBERT, JOSEPH

On 05-26-2014, Ofc. J. Smikel #1151, was assigned to the desk at the main station. Officer Smikel took a report from Joseph Schneider (DOB 05-21-1989) reference a handgun that had been stolen from him under HPD DR #14-08206.

Joseph advised he lives at 532 College #115. Anthony Schneider (DOB 09-27-1994), had been staying with him for a few days and after Anthony left Joseph observed that his Black Beretta 9 mm semi-auto (serial # BER157840), was missing. (See Officer Smikel's report for details.)

On 05/27/14 at approximately 1240 hours, Officer C. Weske #974, was working the East desk when, Seth Osgood DOB 08/10/1994, came into register a 9 mm Beretta, serial number BER157840.

Once Seth completed the registration paperwork Officer Weske observed Seth had listed buying the firearm from "Joe." Officer Weske asked Seth who Joe was and he said it was a friend, however he did not know his last name.

A records check of the firearm was completed which revealed the firearm to be stolen in NCIC as of 05/26/14 by a Joseph Schneider. Joseph reported the firearm stolen on 05/24/14 from his residence at 532 College #115.

Officer Weske's investigation ended with Seth being arrested for possession of a stolen firearm. Officer Weske received consent to look at text messages on Seth's phone which revealed Seth was communicating with a subject named Ray Ray. Ray Ray is an uncooperative victim in this case and is identified as Ray Buccat. When Officer Weske asked who Ray Ray was Seth told him to stop looking at his phone and take him to jail.

Due to the following facts Officer Weske contacted me. I have not recovered the firearm used in this case and it was a 9mm handgun. Seth was texting Ray Ray in reference to buying a handgun. The handgun Seth was trying to register was stolen.

On 05/30/2014 at 1235 hours I contacted Seth Osgood at the Henderson Detention. Seth read and signed his rights per Miranda and agreed to speak with me. Seth also signed a voluntary consent form to have his I-Phone forensically analyzed. Seth gave the following information. He met a guy named Joe, unknown last name, at the LVMPD Substation off of Las Vegas Boulevard and Sunset Road at 1800 hours. The Substation was closed so he could not register the gun that day. He gave Joe \$300.00 for the handgun. He described Joe as a white male, 5'8-6'0 tall, 180lbs, dirty blonde hair, 20-22 years of age. He was possibly driving a silver Hyundai Sonata.

Seth advised that he knows a guy by the name of Anthony Schneider. After being in jail for 3 days and having time to think he believes that "Joe" may have been Anthony Schneider but he has not seen him in a long time.

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Seth advised that if I went through his phone I would find numerous pictures and text messages involving illegal drug use and sales. He is a middle man reference dealing drugs like cocaine, marijuana and prescription pills. Seth advised he did not want to be the richest drug dealer but he needed to eat.

Seth advised that this firearm did not come from Ray Buccat and he did not believe this firearm was used in the shooting involving Xavier Malik, Ray Buccat or Jack Miller. Seth admitted that he believed Xavier Malik is a very bad person and should be in jail. He heard through different people that Xavier Malik was the person who shot Ray Buccat and Jack Miller. He was also told that Xavier Malik is the person who shot his friend Lupe in Las Vegas.

Seth stated that the following is his what he believes happened. Anthony Schneider stole the handgun from Joseph Schneider, then sold the handgun to Xavier Malik, shot both Ray Buccat and Jack Miller at the party then gave the gun back to Anthony Schneider. Anthony let the handgun "lay low" for a little bit. Then Joseph Schneider realized his handgun was missing/stolen and reported it to the police. Anthony decided to get rid of the handgun so he listed it on Back Page to sell. Seth advised he did not know this information as fact it was his speculation.

Based on the fact the handgun recovered by Officer Weske may be the handgun used by Xavier Malik in the attempt murder of Ray Buccat and Jack Miller I sent a request to the Henderson Police Department Forensic Lab to have the firearm compared to the shell casings recovered to see if they match.

Investigation continues.

Attachments: 2

Copies: CCDA

ENTERED DATE/TIME: 7/22/2014 17:47:27
NARRATIVE TYPE: SUPPLEMENT
SUBJECT: SHELL CASINGS DNA
AUTHOR: EBERT, JOSEPH

On 07/22/2014 I received the results of the LVMPD Forensic Laboratory report dated 07/16/2014.

The report explained that no DNA was obtained from the shell casings and that they were booked back into evidence.

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223 LEAD ST
HENDERSON, NEVADA 89015

Incident Number: 14-00096

Copies: None

Attachments: 1

ENTERED DATE/TIME: 12/29/2014 14:42:20

NARRATIVE TYPE: SUPPLEMENT

SUBJECT: CARTRIDGE CASES

AUTHOR: EBERT, JOSEPH

On 12/29/2014 at 1400 hours I, Detective J. Ebert #1358, spoke with James Krylo LVMPD Forensics reference getting the cartridge cases collected from my case compared to the Taurus handgun believed to be the one used (NIBIN HIT). James requested I complete a new lab request and submit it through normal course.

The Taurus firearm was retained by the court after being submitted back to evidence and a new lab request was needed to compare the firearm to the test fired cartridge cases that LVMPD had on hand.

According to LVMPD Forensic laboratory once they have the new lab request and the cartridge cases from our evidence vault they will complete a comparison of the cartridge cases recovered from my scene to the cartridge cases test fired from the handgun listed under lvmpd event #140711-3831

Copies: None

Attachments: None

Signatures

Reporting Officer

Date

Supervisor

Date