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# **T** Tempe

#### Tempe Police Department

## **Incident Report**

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## TEMPE POLICE DEPARTMENT NARRATIVE

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OFFICER: D. DESPAIN 4



ON 09-09-09 AT APPROXIMATELY 1627 HOURS, OFFICER RAZO AND I RESPONDED TO A SELIZABETH JOHNSON, BREAKING WINDOWS AT THAT APARTMENT. THE CALL INDICATED THAT THE LANDLORD, LATER IDENTIFIED AS ROBERT GRAFF, CALLED POLICE.

WHILE IN ROUTE TO THE CALL, OFFICER RAZO ADVISED BY RADIO THAT HE HAD DETAINED JOHNSON IN THE PARKING LOT. UPON ARRIVAL, I CONTACTED OFFICER RAZO WHO WAS IN THE EAST PARKING LOT. OFFICER RAZO HAD JOHNSON IN HANDCUFFS. JOHNSON WAS YELLING AT OFFICER RAZO THAT SHE DID NOT DO ANYTHING WRONG AND STATING SHE SHOULD NOT BE IN HANDCUFFS.

GRAFF WAS ALSO STANDING IN THE EAST PARKING LOT NEAR OFFICER RAZO AND JOHNSON. GRAFF ADVISED ME THAT HE CALLED POLICE AFTER SEEING JOHNSON BREAK THE WINDOW OUT OF A. JOHNSON LIVES IN THE APARTMENT WITH HER BOYFRIEND, LOGAN MCQUEARY.

WHILE IN THE EAST PARKING LOT, GRAFF POINTED TO A SMALL DOG RUNNING AROUND NEAR OFFICER RAZO AND JOHNSON. GRAFF ADVISED ME THE DOG BELONGS TO JOHNSON. HE ALSO ADVISED ME THAT HE PICKED THE DOG UP PRIOR TO POLICE ARRIVAL, BUT PUT IT DOWN AFTER NOTICING IT HAD BLOOD ON IT. OFFICER RAZO CHECKED THE DOG FOR INJURIES, BUT FOUND NONE. OFFICER RAZO ALSO ADVISED ME THAT JOHNSON WAS NOT INJURED.

I WALKED TO APARTMENT WITH GRAFF WHILE OFFICER RAZO REMAINED IN THE PARKING LOT WITH JOHNSON. I SAW THAT THE FRONT NORTH FACING GLASS WINDOW TO APARTMENT WAS BROKEN. THERE WERE SEVERAL PIECES OF GLASS ON THE GROUND AND SIDEWALK OUTSIDE OF THE APARTMENT INDICATING IT HAD LIKELY BEEN BROKEN FROM THE INSIDE.

I ALSO NOTICED THERE WAS WET BLOOD ON THE SIDEWALK AND STAIRS JUST OUTSIDE OF APARTMENT. THE BLOOD APPEARED TO HAVE COME OUT OF THE APARTMENT ON THE PAWS OF THE DOG. THERE WAS NO ANSWER AT THE DOOR OF APARTMENT AND THE DOOR WAS LOCKED.

I ASKED GRAFF WHO LIVES IN THE APARTMENT BESIDES JOHNSON. HE STATED SHE LIVES IN THE APARTMENT WITH MCQUEARY AND THEIR FOUR MONTH OLD CHILD.

GRAFF CALLED MCQUEARY ON HIS CELLULAR PHONE. I SPOKE TO MCQUEARY WHO ADVISED ME HE WAS CURRENTLY WORKING IN WEST PHOENIX. MCQUEARY ADVISED ME HE HAD BEEN NOTIFIED OF THE SITUATION A FEW MINUTES EARLIER BY GRAFF AND WAS ALREADY ON HIS WAY HOME. HE STATED HE WOULD NOT BE HOME FOR APPROXIMATELY 30 MINUTES. I ASKED HIM IF THERE SHOULD BE ANYONE ELSE IN THE HOME AND HE STATED THERE SHOULD NOT BE ANYONE ELSE INSIDE. I ASKED HIM IF HE KNOWS WHERE HIS CHILD IS. HE STATED JOHNSON TOOK THE CHILD TO A NEARBY DAYCARE CENTER THIS MORNING AND THE CHILD WAS SCHEDULED TO BE AT THE DAYCARE UNTIL 1800 HOURS. I ASKED MCQUERY IF I COULD HAVE PERMISSION TO CHECK THE INSIDE OF THE APARTMENT AND HE STATED I COULD.

I THEN OPENED THE APARTMENT WITH GRAFF'S KEY AND CHECKED THE INSIDE OF THE APARTMENT. THERE WAS NO ONE INSIDE THE APARTMENT. I DID NOTICE AN EXTENSIVE AMOUNT OF DAMAGE INCLUDING BROKEN WINDOWS, BROKEN MIRRORS, AND A BROKEN BIG SCREEN TELEVISION. THERE WAS ALSO BLOOD ON THE FLOOR INSIDE THE

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APARTMENT. ALL OF THE BLOOD APPEARED TO HAVE GOTTEN ONTO THE FLOOR FROM THE DOG'S PAWS.

WHILE WAITING FOR MCQUEARY TO ARRIVE AT THE APARTMENT, I ASKED GRAFF IF HE COULD TELL ME WHAT HAPPENED AT THE APARTMENT TODAY.

GRAFF WALKED INTO THE COMPLEX AND SAW A RESIDENT, LATER IDENTIFIED AS PAUL MARUCCI, SITTING ON THE BALCONY OF HIS APARTMENT MARUCCI'S APARTMENT IS JUST WEST OF MCQUEARY'S APARTMENT AND THE REAR OF MCQUEARY'S APARTMENT IS PARTIALLY VISIBLE FROM MARUCCI'S BALCONY. MARUCCI ADVISED GRAFF THAT SOMEONE IN APARTMENT WAS YELLING AND BREAKING WINDOWS.

GRAFF THEN WALKED BACK TO THE SOUTH PARKING LOT WHERE HE COULD SEE THE REAR OF APARTMENT. GRAFF ADVISED ME HE SAW JOHNSON THROUGH THE LARGE SLIDING GLASS DOOR OF #217. HE STATED JOHNSON WAS YELLING AND BANGING ON THE INSIDE OF THE CLOSED SLIDING GLASS DOOR. HE COULD NOT UNDERSTAND WHAT JOHNSON WAS YELLING.

JOHNSON THEN WALKED AWAY FROM THE SLIDING GLASS DOOR AND GRAFF COULD NO LONGER SEE HER INSIDE THE APARTMENT. GRAFF STATED HE THEN SAW THE SOUTH FACING GLASS WINDOW OF APARTMENT BREAK FROM THE INSIDE. HE COULD NOT SEE WHAT BROKE THE WINDOW DUE TO THE DRAPES COVERING THE WINDOW FROM THE INSIDE. HE SHOWED ME WHERE A LARGE PIECE OF GLASS BROKE FROM THE WINDOW AND FELL TO THE BOTTOM OF THE WINDOW FRAME.

GRAFF THEN WALKED TO THE FRONT OF APARTMENT AND KNOCKED ON THE DOOR. HE STATED THERE WAS NOW SILENCE IN THE APARTMENT AND NO ONE CAME TO THE DOOR. HE KNOCKED AGAIN AND STILL RECEIVED NO ANSWER.

GRAFF THEN CALLED MCQUEARY ON HIS CELLULAR PHONE AND TOLD HIM WHAT HAPPENED. MCQUEARY TOLD HIM JOHNSON WAS MAD AT HIM AND DESTROYING HIS PROPERTY IN THE APARTMENT. HE TOLD GRAFF THAT HE WAS ON HIS WAY HOME FROM WORK.

GRAFF AGAIN KNOCKED ON THE FRONT DOOR OF APARTMENT JOHNSON THEN OPENED THE DOOR AND TOLD GRAFF THAT EVERYTHING WAS OKAY. SHE QUICKLY SHUT THE DOOR.

GRAFF THEN CALLED POLICE. HE STATED HE WALKED BACK TOWARDS THE SOUTH SIDE OF APARTMENT TO WAIT FOR POLICE. GRAFF THEN RECEIVED A CALL ON HIS CELLULAR PHONE FROM MCQUEARY. MCQUEARY TOLD HIM TO WATCH THE APARTMENT TO MAKE SURE JOHNSON DOES NOT LEAVE BEFORE POLICE ARRIVE.

GRAFF THEN WALKED BACK TO THE FRONT SIDE OF APARTMENT AND SAW JOHNSON WALKING AWAY FROM THE APARTMENT TOWARDS THE EAST PARKING LOT. HE STATED THE DOG WAS FOLLOWING JOHNSON. GRAFF FOLLOWED JOHNSON TO THE EAST PARKING LOT. WHEN THEY ARRIVED IN THE EAST PARKING LOT, HE SAW OFFICER RAZO. HE TOLD OFFICER RAZO THAT IT WAS JOHNSON WHO HAD BROKEN THE APARTMENT WINDOW

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AND OFFICER RAZO THEN PLACED JOHNSON IN HANDCUFFS.

I THEN SPOKE TO PAUL MARUCCI WHO LIVES IN APARTMENT ASKED MARUCCI IF HE COULD TELL ME WHAT HAPPENED AT APARTMENT TODAY, HE ADVISED ME THAT HE WAS ON THE BALCONY OF HIS OWN APARTMENT WHEN HE HEARD YELLING AND THE SOUND OF THINGS BREAKING COMING FROM APARTMENT AND.

I ASKED MARUCCI IF HE KNOWS WHO WAS YELLING AT APARTMENT HE STATED HE RECOGNIZED THE VOICE AS BEING THE FEMALE RESIDENT OF HE DID NOT KNOW HER NAME. I ASKED HIM IF HE HEARD ANYONE ELSE YELLING. HE ADVISED ME IT SOUNDED LIKE SHE WAS ARGUING WITH SOMEONE, BUT HE COULD NOT HEAR THE OTHER PERSON AT ALL. I ASKED HIM WHAT SHE WAS SAYING. HE STATED SHE WAS YELLING THINGS SUCH AS, "LEAVE ME ALONE" AND "GET AWAY FROM ME".

MARUCCI STATED HE NEVER SAW ANYONE BREAK ANYTHING AT APARTMENT . HE STATED HE WAS ONLY HEARING THINGS FROM HIS BALCONY WHEN HE SAW GRAFF ARRIVE AT THE COMPLEX. HE STATED HE ADVISED GRAFF OF WHAT HE HEARD AND REMAINED ON HIS BALCONY.

I STOOD BY WITH OFFICER RAZO IN THE EAST PARKING LOT FOR A SHORT TIME UNTIL MCQUEARY ARRIVED AT THE COMPLEX. MCQUEARY WAS DRIVING A WORK TRUCK AND WAS WEARING HIS WORK UNIFORM.

I ASKED MCQUEARY IF HE COULD TELL ME WHAT HAPPENED AT HIS APARTMENT TODAY. HE ADVISED ME HE LEFT FOR WORK THIS MORNING AND HAD NOT BEEN BACK TO HIS APARTMENT UNTIL NOW.

MCQUEARY ADVISED ME HE WAS AT WORK WHEN HE RECEIVED A CALL ON HIS CELLULAR PHONE FROM JOHNSON AT ABOUT 1630 HOURS. HE STATED SHE WAS UPSET AND BEGAN SCREAMING AT HIM BECAUSE SHE BELIEVES HE HAS BEEN CHEATING ON HER. HE STATED SHE TOLD HIM THAT SHE WAS GOING TO DESTROY ALL OF HIS THINGS. MCQUEARY STATED HE COULD HEAR THE SOUND OF THINGS BREAKING OVER THE PHONE. HE STATED HE TRIED TO TALK TO JOHNSON AND TELL HER HE HAS NOT BEEN CHEATING ON HER. SHE CONTINUED SCREAMING AND THEN HUNG UP THE PHONE.

HE STATED HE RECEIVED PHONE CALLS FROM GRAFF AND FROM MYSELF A SHORT TIME LATER AND THEN RETURNED HOME.

I WALKED THROUGH THE APARTMENT WITH MCQUEARY AND GRAFF AND TOOK PHOTOGRAPHS OF ALL OF THE DAMAGED PROPERTY.

GRAFF ADVISED ME THE FOLLOWING BROKEN ITEMS WOULD BE REPLACED BY HIM AS THE LANDLORD AND PROVIDED ME WITH MONETARY ESTIMATES:

SLIDING MIRRÖRED DOORS IN THE SOUTHEAST BEDROOM - \$197.00 SLIDING MIRRORED DOORS IN THE NORTHEAST BEDROOM - \$197.00 BATHROOM MIRROR - \$100.00 THERMOSTAT ON HALLWAY WALL - \$100.00 SOUTHEAST BEDROOM WINDOW - \$97.00 NORTHEAST BEDROOM WINDOW - \$97.00 WINDOW BLINDS FOR SOUTHEAST BEDROOM - \$56.00 WINDOW BLINDS FOR LIVING ROOM - \$90.00

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MCQUEARY PROVIDED ME WITH THE FOLLOWING MONETARY ESTIMATES FOR HIS DAMAGED PROPERTY:

MAGNAVOX 52 INCH TELEVISION - \$300.00 NINTENDO WII VIDEO GAME SYSTEM - \$250.00 WALL CLOCK - \$20.00 MIRROR ON DRESSER IN SOUTHEAST BEDROOM - \$100.00 CERAMIC AIRPLANE IN NORTHEAST BEDROOM - \$20.00 BLACK QUICKSILVER T-SHIRT - \$10.00 GREEN T-SHIRT - \$10.00 WHITE T-SHIRT - \$10.00 GRAY T-SHIRT - \$10.00 BLACK SHORTS - \$10.00 GRAY UNDERWEAR - \$5.00 BLUE UNDERWEAR - \$5.00 BLACK UNDERWEAR - \$5.00 WHITE SHORTS - \$10.00 WHITE SHIRT - \$10.00 GREEN SHORTS - \$10.00

THE LISTED CLOTHING HAD BEEN REMOVED FROM THE NORTHEAST BEDROOM CLOSET, CUT, AND LEFT ON THE NORTHEAST BEDROOM FLOOR. THERE WAS A LARGE KITCHEN KNIFE SITTING ON A SHELF IN THE CLOSET. MCQUEARY STATED THE KNIFE CAME FROM HIS KITCHEN.

THE TELEVISION, VIDEO GAME SYSTEM, WALL CLOCK, DRESSER MIRROR, AND CERAMIC AIRPLANE WERE ALL SMASHED BY UNKNOWN MEANS.

MCQUEARY ADVISED ME THAT HE KNOWS JOHNSON DESTROYED ALL OF THE ITEMS IN THE APARTMENT BY HERSELF BECAUSE SHE WAS HOME ALONE WHEN SHE WAS YELLING AT HIM AND BREAKING THINGS ON THE PHONE EARLIER. HE ALSO ADVISED ME THAT JOHNSON HAS DONE THIS SAME THING TWO TIMES IN THE PAST WHEN SHE WAS UPSET WITH HIM.

MCQUEARY ADVISED ME THAT ALL OF THE DAMAGED ITEMS IN THE APARTMENT BELONG TO HIM. NONE OF JOHNSON'S PROPERTY WAS DAMAGED.

DIGITAL PHOTOGRAPHS OF THE SCENE WERE IMPOUNDED AS EVIDENCE AT 1875 E APACHE BLVD, TEMPE, ALONG WITH AUDIO RECORDINGS OF MY INTERVIEWS WITH MCQUEARY, GRAFF, AND MARUCCI.

MCQUEARY, GRAFF, AND MARUCCI EACH STATED THEY ARE WILLING TO AID IN PROSECUTION.

JOHNSON WAS BOOKED INTO THE TEMPE CITY JAIL FOR DOMESTIC VIOLENCE CRIMINAL DAMAGE. REFER TO OFFICER RAZO'S SUPPLEMENTAL REPORT FOR FURTHER INFORMATION REGARDING HIS INTERVIEW WITH JOHNSON.

\*\*\*CLEARED BY ARREST\*\*\*