

**Weber County Attorney's Office
Criminal Investigation
Officer Involved/Deadly Force Used
Date 08-17-24
Investigator Steve Haney
Premise: [REDACTED]
City: Roy**

Agency Involved: Roy City Police Department
Ogden City Case # 17RO13054
CSI Case #24CS930

PURSUANT to URCrP, Rule 16(e)
and UCS §77-38-6, the victim(s)
and witnesses' identifying
information has been redacted
from the enclosed documents.

INTRODUCTION

On August 17th, 2024, the Roy City Police Department reported that there had been an officer-involved critical incident involving members of their department. The officer-involved critical incident protocol for Weber County was initiated.

This force investigation was handled by the Weber County Attorney's Office as outlined in the protocol. The information provided in this document is a summary of the complete and thorough investigation conducted by the Weber County Attorney's Office Force Investigation Team. The following investigators were utilized;

Weber County Attorney's Office Force Investigation Team Involved:

Investigator Steve Zaccardi- (WCAO)

Investigator Cameron Hartman- (WCAO)

Detective Jeremy Rock- (MCSO)

Detective Dustin Stewart- (WCSO)

Detective Ty Hebdon- (WCSO)

Detective Rachel Walker- (OPD)

Homicide Task Force Investigators Involved:

Detective Caleb Rivera (WCSO)

Detective Doug Dubar (OPD)

Detective Jon Ungard (NOPD)

Agent James Campos (AP&P)

Detective Grady McFarland (WCSO)

Overview/ Summary

Involved: Cameron Hackworth- Roy City Police Department

Involved: Sgt Tim Fulton- Roy City Police Department

Involved: Patrick Brown- Roy City Police Department

Subject: Jeremy Lundgreen

Victim: Bianca Garcia

Witness Officer: Ben Pearson- Roy City Police Department

Witness Officer: Colby Stanger- Roy City Police Department

On August 17th, 2024, Officers from the Roy City Police Department were attempting to effect an arrest on a suspect in an enticement of a minor case. The suspect fled when officers approached his vehicle. The suspect was found in a cul-de-sac not far away and approached again. The suspect exited his vehicle and fired shots from a handgun at the officers. Three Roy City Police Officers returned fire. The suspect was wounded and taken into custody.

5677 S 2775 W

This area is residential and is at the end of a dead-end Cul-de-sac. [REDACTED] can only be accessed off of the south side of [REDACTED] just west of the bridge that goes over the railroad tracks. [REDACTED] is the last residence in the cul-de-sac and faces south.

Below is an image taken from CSI drone footage of the night of the incident.



Initial Investigation

Detective Ben Pearson of the Roy City Police Department was investigating an enticement of a minor case. Det Pearson had been acting in an undercover capacity and communicating with a [REDACTED] male named Jeremy Lundgreen. This had all been over the “Telegram” phone app and Lundgreen had clearly stated in the messages that he wanted to meet the 13-year-old girl and have sex. A meeting spot was pre-determined, and it was decided that Lundgreen would come to a church parking lot in Roy City located at [REDACTED]

Officers and detectives went to the area of the church on [REDACTED] and set up to wait for Lundgreen to arrive. Det Pearson observed a full-sized tow truck pull into the church parking lot. Det Pearson saw the driver’s face and recognized it from Lundgreen online profile.

Det Pearson received a message from Lundgreen right at this point. Lundgreen said he had seen some police vehicles in the area and suggested the meet should be near the golf course located about [REDACTED]

Officers found the tow truck had parked near the walking trail just east of the golf course. Two patrol vehicles pulled up behind where the tow truck was parked. Officer Cameron Hackworth was driving one of the vehicles and Officer Patrick Brown was driving the other.

Officer Colby Stanger was in the passenger seat of Officer Brown's vehicle. Officer Stanger was field training Officer Brown.

The emergency lights on the police vehicles were turned on and all three officers exited. Commands were then shouted to Lundgreen to place his hands where they could be seen and to exit the truck. Lundgreen initially stuck both his hands out the driver window and then pulled them back inside. Lundgreen started yelling at the officers, "fuck you!", and then put the truck into drive and fled.

The officers did not chase the vehicle but tried to keep it in sight from a distance. Officer Hackworth radioed that he had found the tow truck on [REDACTED] and that the driver was fleeing on foot. Officer Brown and Officer Stanger had just arrived in the area where the tow truck was located. Soon after, Officer Hackworth announced over the radio that shots had been fired.

Officer Brown and Officer Stanger arrived in the area. Officer Brown reportedly fired his weapon before announcing on his radio that he had been "hit" by a bullet during the gunfight. Officer Brown later determined that he had not been struck.

Detective Pearson and Sgt Fulton arrived on scene. Sgt Fulton fired his weapon from behind the cover of Det Pearson's vehicle that was parked on [REDACTED] just north of the residence [REDACTED]

Lundgreen reportedly had fired a weapon at officers from behind the [REDACTED] residence and then attempted to flee over backyard fences. Lundgreen had been wounded and was taken into custody next to the residence of [REDACTED]

The area was secured by responding agencies. Sgt Endsley of the Weber County Attorney's Office arrived and started getting Roy City Police personnel out of the inner perimeter. The officers involved in this incident were transported to the Roy City Police station. I was told that the officers had a blood on their hands and arms that needed to be documented before they washed it off. I spoke with CSI Grogan and it was decided that we needed to get to the station quickly.

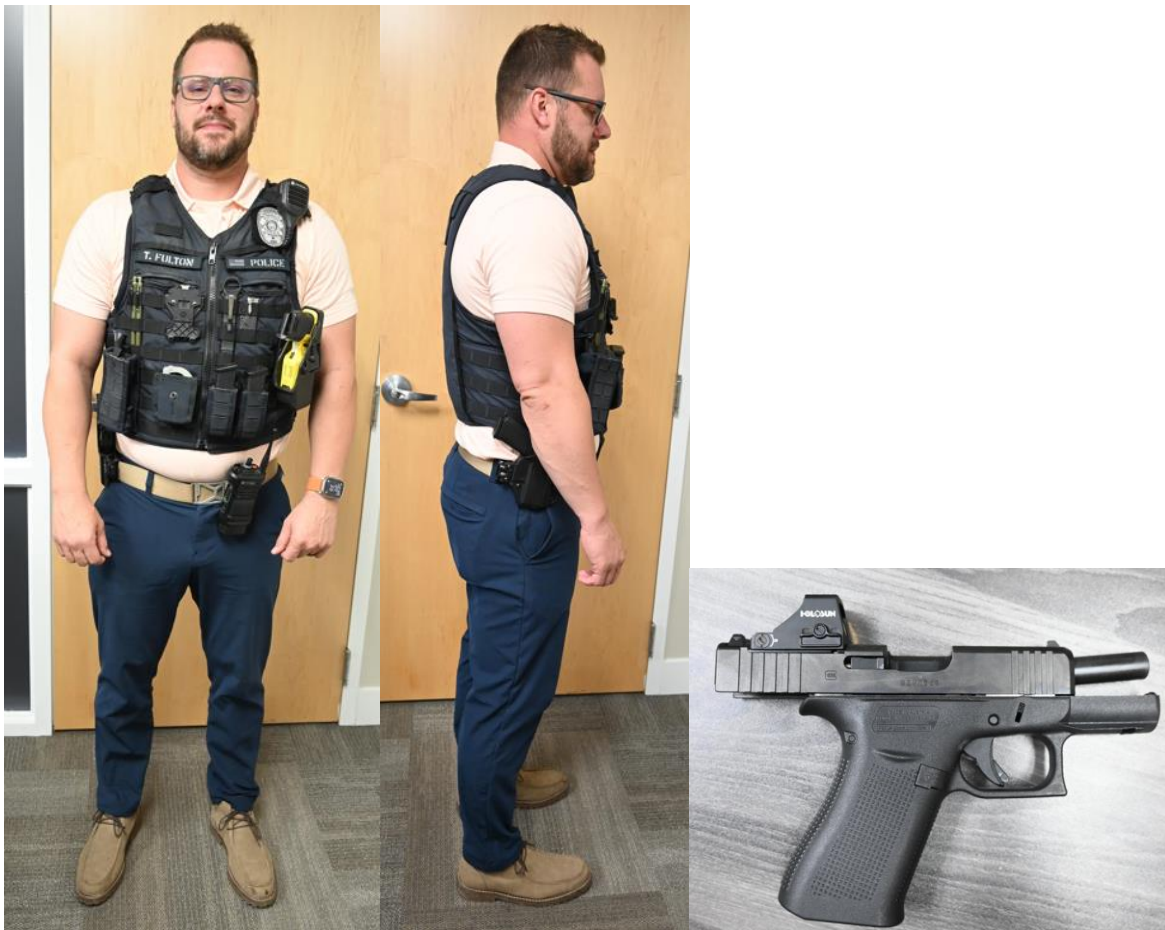
I had called out Investigator Hartmann of the Weber County Attorney's Office, and he was responding to McKay-Dee Hospital where Lundgreen had been transported.

Morgan County Detective, Jeremy Rock, who is a on the Force Investigation Team, had arrived. I placed him in charge of the scene while I proceeded the officers. Weber County Detective, Dustin Stewart, also on the Force Investigation Team, was called out and responded to the scene to assist Det Rock at the scene.

Processing the officers

I arrived at Roy City Police Department and met with CSI Grogan who would be collecting the firearms for processing. Each officer was photographed so they could wash the blood off their hands. I then met with them one at a time and they were again photographed as they looked at the time of the incident. I then counted the amount of bullets remaining in their firearms and spare magazines. Below are the photographs.

Detective Sgt Tim Fulton



Glock 43 9mm with Green Dot Optics serial # [REDACTED]
Fired 10 rounds

Officer Cameron Hackworth



**Glock 17 Gen 5 9mm with Red Dot optics and Tac light serial # [REDACTED]
Fired 44 rounds**

Officer Patrick Brown



**Glock 17 Gen 4 9mm Serial # [REDACTED]
Fired 11 rounds from extended magazine**

Detective Ben Pearson

After the officers had been processed, I spoke with Detective Ben Pearson of the Roy City Police Department. Det Pearson was the detective who had been investigating Lundgreen traveling to meet an underage girl. Det Pearson showed me the Telegram messages that Lundgreen had been sending to Det Pearson who was posing as a 13-year-old girl. I read the texts, and it was clear that Lundgreen wanted to meet this 13-year-old girl with the intention of having sex. Lundgreen had also promised to bring a condom.

Det Pearson said that Lundgreen agreed to meet this girl at the LDS church parking lot located at [REDACTED]. Det Pearson met with patrol units and made a plan that they would set up near the church until Lundgreen arrived and Det Pearson would confirm his arrival and then the marked patrol units would stop Lundgreen.

Det Pearson and Sgt Fulton were in Det Pearson's unmarked vehicle and were in the area of the church. They observed a "Chuck's Towing" flatbed tow truck pull into the parking lot and then pull back out onto the road. Det Pearson then received a message from Lundgreen saying he was there but had seen police units in the area and asked to meet somewhere else. It was decided that the meeting spot was going to be the Eagle Lake golf course located at [REDACTED].

Det Pearson watched as the same tow truck parked just east of the golf course parking lot. Det Pearson then received a message from Lundgreen saying they he was parked in a truck near the walking trailhead. That was exactly where the tow truck was parked.

Det Pearson called the patrol units and gave them the information on the location of the tow truck. The two patrol units arrived, and an attempted felony stop was made. Det Pearson said the tow truck drove away, but they did not chase it. Det Pearson said they had the information that Jeremy Lundgreen was the person he was messaging with, and they knew where he lived, so they told the patrol units to just try and keep an eye on him in case he stopped.

When the tow truck fled the area, Det Pearson and Sgt Fulton drove west to 3100 W and then south to 5600 S, in case Lundgreen had ended up going west. Det Pearson said he heard on the radio that patrol units had found the vehicle on a dead-end road off of 5600 S. Det Pearson and Sgt Fulton started heading that way when they heard shots had been fired.

When they arrived on [REDACTED] they saw officers in the roadway and stopped. Det Pearson said he exited his vehicle and was trying to assess the situation when he observed Lundgreen standing near a driveway to his right (west). He heard officers yelling at Lundgreen to drop the gun. Det Pearson heard Lundgreen yell back that he wanted them to "just kill me". Det Pearson yelled at Lundgreen that they were not going to kill him and just put the gun down. Right then, Lundgreen suddenly raised his weapon and shot at Det Pearson.

Det Pearson told me that he ducked instantly but expressed that he heard and felt something fly right by his ear. Det Pearson took immediate cover by a house close to him. Det Pearson said he then saw Sgt Fulton firing his weapon from behind the cover of his vehicle.

Det Pearson said he waited until he felt he could move back to the cover of his vehicle. Det Pearson did not fire his duty weapon, and he did not see Lundgreen again until he was taken into custody.

I have since watched Det Pearson's body camera and it matches up to his statement.

Evidence from the scene

I returned to the scene and assisted CSI in identifying the location of evidence such as bullet casings and bullet holes. I was advised that the firearm that Lundgreen was using had not been located. Shell casings from a .45 caliber gun had been found on scene next to a shed on the west side of [REDACTED] where Lundgreen had been reportedly seen. There were also two rounds of un-fired .45 bullets located near those casings. All Roy City officers fired 9mm handguns, so it was believed we would be looking for a .45 caliber handgun. Myself and Investigator Hartmann went to the property of [REDACTED] where Lundgreen had been taken into custody and started searching the area. A severe rain and thunderstorm started, and the searching and processing of the scene was halted until we could safely resume.

After the storm had passed, the search resumed. CSI also resumed processing the scene. After a few hours, it was decided that the scene would remain taped off and watched by Roy City officers until daylight. The tow truck owned by Chuck's Towing was removed from the scene using another tow truck. It was taken to the CSI secure bay. I was advised that the door to the tow truck had been left open by Lundgreen when he initially fled. A holster to a sidearm was observed on the center console. I spoke with the owner of Chuck's Towing by phone and confirmed the Lundgreen was an employee of Chuck's Towing and had permission to be in possession of the truck.

The following day, I enlisted the assistance of detectives from the Weber Morgan Homicide Task Force to assist in a search and processing of the scene. I also contacted Deputy Mike Chatlain of the Weber County Sheriff's Office and requested that he bring PDS Midas to the scene.

I met with the task force detectives and assigned them to assist CSI in the area around [REDACTED] I took Deputy Chatlain to [REDACTED] and showed him where Lundgreen had been taken into custody and also the route that we believed Lundgreen had taken to get there.

Deputy Chatlain deployed PSD Midas and the started searching the backyard of [REDACTED] I watched from a distance and observed PSD Midas indicate near the back fence of the property where there were large bushes. Deputy Chatlain waved me over and pushed back the bushes to reveal a silver and black semi-automatic handgun on the ground.



CSI Grogan was summoned to this location where the gun was documented and then examined. It was a .45 caliber Ruger P90 semi-automatic handgun. I removed the magazine from the gun and found it to be empty. I pulled the slide back and it was also empty.

The detectives assisted CSI in identifying shell casings in the grass areas of the scene using metal detectors and even getting down on hands and knees to search for them. CSI collected 50 different 9 mm casings and 6 different .45 caliber casings from the scene. It is possible that some casings that were in the roadway, were washed away into storm drains during the downpour of rain.

After the scene had been Farro scanned and processed by CSI, the tape was taken down and the scene was released.

On August 19th, I obtained a search warrant for the tow truck and went to the CSI secure bay. The tow truck was photographed by CSI and then I searched the cab of the tow truck. The holster that was seen sitting on the console was collected. It had a spare magazine pouch with a fully loaded magazine to a .45 caliber semi-automatic. See photograph below.

The only other item of note located was a credit card issued to Jeremy Lundgreen was found on the floor of the driver side. There were no condoms found in the cab or on Lundgreen's person. The tow truck was then released back to Chuck's Towing.

On August 20th, I was contacted by Chief Matt Gwynn of the Roy City Police who advised me that the hospital had relayed that Lundgreen had died as a result of his wounds. I contacted the State Medical Examiner's Office Investigator to respond to the hospital. Lundgreen's body

was transported to the Medical Examiner's Office for autopsy. Investigator Hartman went to the autopsy and retrieved evidence along with the photographs of the autopsy.

On August 29th, I obtained a search warrant to image Lundgreen's cellular phone. I emailed a copy of the warrant to Det Stewart and requested that he download the contents of the phone using a Cellebrite device. Det Stewart went to CSI and obtained the phone. All the contents of the phone were imaged and copied onto a thumb drive. Det Stewart turned this thumb drive over to me and I closed the warrant. I opened the report of the contents imaged from Lundgreen's phone and found it was a large amount of data collected. I noticed numerous chat messages between Lundgreen and females. I also observed pornographic images that had been viewed, some of them appeared to be young looking females. Investigator Hartman has been tasked to fully review the download of this phone. See his supplement.

I interviewed Officer Colby Stanger at the Weber County Attorney's Office and obtained his statement about this incident. Officer Stanger was riding with Officer Brown as his field training officer. They had been asked to assist investigators with taking a male into custody when he arrived at a meeting spot. The male had been messaging unknowingly with Detective Pearson, who was posing as a 13-year-old female. Officer Stanger told me that he and Officer Brown were directed to perform a felony stop on a tow truck in the area of the golf course on [REDACTED] near the walking trail.

Officer Stanger described the tow truck driving away after they had activated their overhead emergency lights and shouted commands at the driver (Lundgreen), to turn off the vehicle. Officer Stanger and Officer Brown followed Officer Hackworth as they both tried to keep an eye on the direction Lundgreen was going.

They heard Officer Hackworth state over the radio that he had found the tow truck and followed down [REDACTED]. Officer Stanger said he and Officer Brown pulled up behind Officer Hackworth and witnessed Lundgreen running around the west side of residence [REDACTED].

Officer Stanger said he ran around the east side of [REDACTED] in an attempt to cut Lundgreen off when he heard shots being fired on the west side. Officer Stanger ran back west and saw Officer Brown firing towards the northwest and then moving to the corner of the residence along the driveway. Officer Stanger could not see Lundgreen and was trying to get Officer Brown to move back to other cover when Lundgreen came out from around the edge of a boat and trailer that were parked along the west side of the residence. Two shots were fired from Lundgreen at Officer Brown and Officer Stanger.

Officer Stanger and Officer Brown ran back to cover using a truck that parked in the street. Officer Brown called out that he had been hit. Officer Stanger told Officer Brown to move to better cover on the east side of [REDACTED] behind the blue passenger car.

Officer Stanger said he then heard Det Pearson and Sgt Fulton yelling at Lundgreen who had now moved to the east side of [REDACTED] Officer Stanger could see Det Pearson was not behind cover and tried to yell and warn him that Lundgreen had fired at them when he heard shots fired and saw Det Pearson duck and run for cover. Officer Stanger said he tried to locate Lundgreen but never saw him and did not fire his weapon.

Officer Stanger ended up retrieving a rifle and making his way back to behind the blue car with Officer Brown. They ended up both moving over by where the tow truck was parked in the roadway. Officer Stanger said that Officer Brown said he was not bleeding and was fine, so they retrieved a ballistic shield and moved to the backyard of [REDACTED] Officer Brown and Officer Stanger moved up and saw Lundgreen on the ground near the side of residence [REDACTED] Officer Stanger explained how he and Officer Brown assisted in taking Lundgreen into custody.

Body Worn Cameras

Roy City Police turned over all the body worn camera footage along with dash camera footage from the involved officers. I had reviewed the footage and provided a breakdown of what was captured.

Body Camera Footage from Officer Hackworth (Motorola Solutions Camera-30 second delay until sound starts)

The first image in this footage you can see the steering wheel and dashboard area of Officer Hackworth's patrol vehicle. The time stamp shows 19:20:48 hrs.

At 19:20:54, Officer Hackworth puts the vehicle into park and starts to exit the vehicle. Officer Hackworth then stops and sits back down and reaches over to turn his emergency overhead lights on. Officer Hackworth then starts to exit the vehicle again but stops. He then sits back down and puts the vehicle in drive. Officer Hackworth drives the vehicle forward and then stops. Officer Hackworth exits his vehicle at 19:21:16. Officer Hackworth is running and the sound turns on at 19:21:19 hrs.

Officer Hackworth is running towards the west side of residence [REDACTED] and yells out, "Go that way!". Officer Hackworth runs up the driveway and along the west side of the house. There is a boat and an enclosed trailer parked along a driveway that runs towards the back of the property. As Officer Hackworth approaches the rear of the yard, there is a shed on the north west corner.

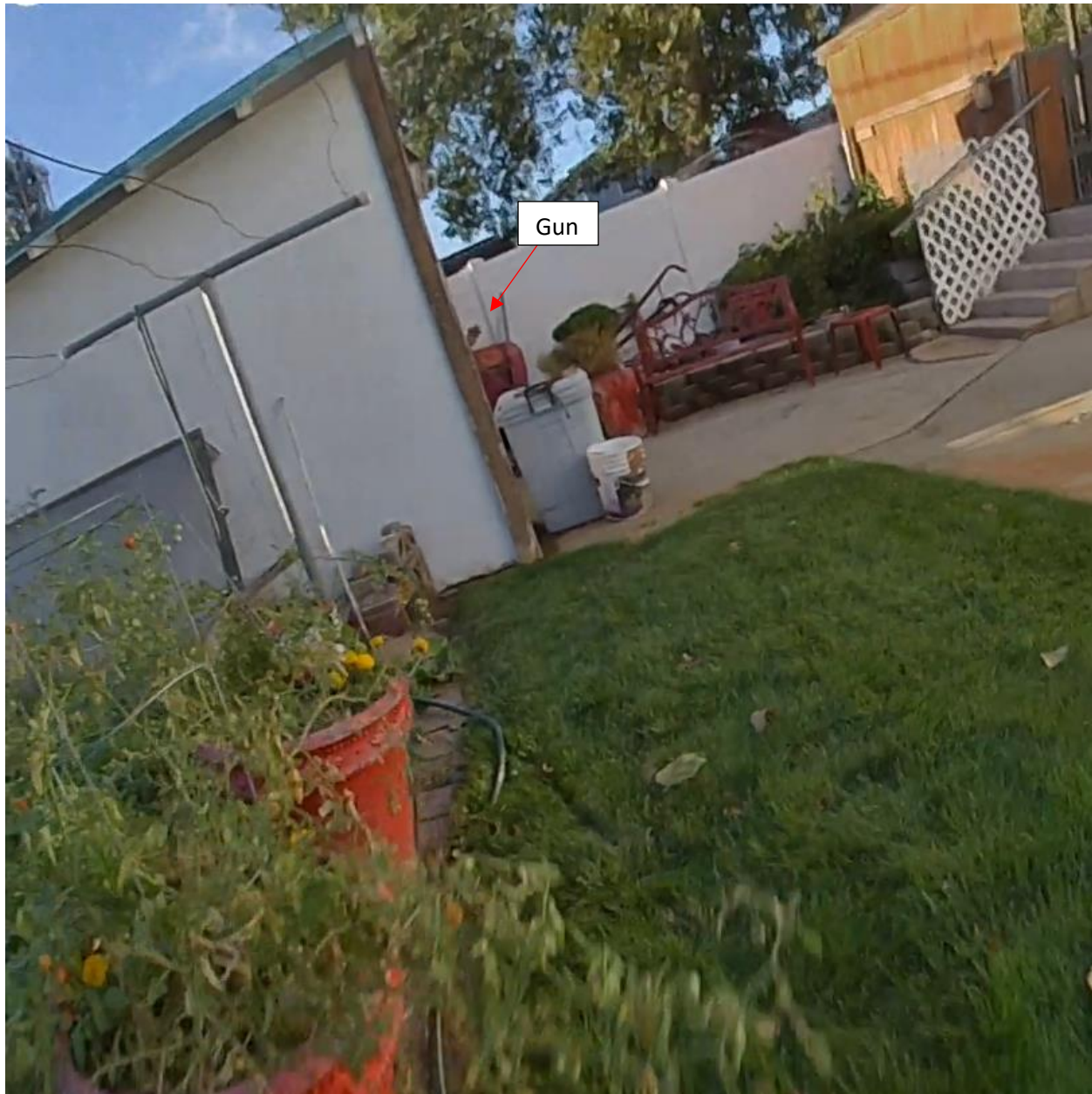
At 19:21:23, Lundgreen is seen popping out from behind the shed with his right arm extended up towards Officer Hackworth. (Still framed photo below, Red arrow)



Officer Hackworth yells, “get on the ground!”, as he draws his duty weapon with his right hand. Lundgreen can be seen with his right arm extended, firing a handgun at Officer Hackworth.



Officer Hackworth returns fire and moves to his left. Officer Hackworth then falls into a potted tomato plant garden. Officer Horth is able to get back on his feet and moves backwards to the southwest edge of the property. There are more gun shots heard and Lundgreen is reaching what looks to be his handgun around the corner of the shed and pointing it at Officer Hackworth. (See Still framed photo below)



As Officer Hackworth is retreating, he is returning fire. During a breaking in between shots, Lundgreen can be heard yelling out, "Fuck you!"

Officer Hackworth steps into a garden area on the west side of the property and calls out "shots fired" over his radio. (19:21:36)

At 19:21:39, Officer Hackworth ejects the magazine that is inserted into his weapon and puts another one in. Officer Brown can be seen standing on the driveway of [REDACTED] and pointing his duty weapon towards the north.

Officer Hackworth then jumps over a chain link fence and enters the property to the west [REDACTED] and takes cover behind a shed in the northeast corner of this property. Two quick shots of gunfire can be heard coming from the other side of the shed. (19:21:53)

Officer Hackworth moves around the west side of the shed where he is taking cover. He reaches the north side of the shed where he can see into the backside of [REDACTED] Officer Hackworth can be heard firing again. Lundgreen can then be heard yelling what sounds like more obscenities at the officers. (19:22:12)

Officer Hackworth takes cover on the northwest corner of the shed. Voices can be heard in the distance. Detective Pearson's voice is heard yelling at Lundgreen to surrender. Officer Hackworth announces his position into the radio and warns of crossfire. This is followed by gunfire coming from a distance.

At 19:23:03 a voice can be heard telling Lundgreen to "get on the ground!"

Lundgreen can be heard yelling back, "No!"

Officer Hackworth is now positioned on the fence line and southeast corner of the shed. More commands of "get on the ground!" can be heard and more sounds of gunfire.

A burst of gunfire happens at 19:23:39 and a car alarm goes off to the east of Officer Hackworth. Officer Hackworth transmits into his radio instructing incoming units where their location is on [REDACTED]

At 19:24:00, Officer Hackworth fires a burst of three shots and then transmits into his radio that Lundgreen has went over a fence to the north. Hackworth also announces that he has lost visual.

At 19:24:21, a sound of a metal ladder being moved can be heard in the distance. Officer Hackworth then fires three times towards the north. Right down the fence line Lundgreen can be seen briefly falling over the fence line to the west. Lundgreen can also be heard yelling out in pain.

Officer Hackworth moves to the west side of the shed where he is still using as cover and transmits that Lundgreen has now moved to the property to the west. Officer Hackworth holds this position and watches to the north. Officer Hackworth tells Officer Stanger over the radio, that he has a ballistic shield in his vehicle.

Officer Hackworth cannot see Lundgreen since he went over the fence. He moves back to the east side of the shed and then moves back to the west. (19:25:18)

Officer Hackworth can be seen doing a tactical reload, and changes the magazine on his duty weapon. (19:25:23) He then transmits that he does not know the address of the house

where he last saw Lundgreen go into. Officer Hackworth then reacts to something and transmits, "Stand by, stand by".

Officer Hackworth fires his duty weapon four times towards the north. He then tells dispatch that Lundgreen is moving west and that he believes that Lundgreen has been hit.

Officer Hackworth runs west and stops on the fence line facing north. There is a taller fence post that he uses as cover. At 19:26:02, Officer Hackworth fires his duty weapon twice. Lundgreen can be seen falling to the ground but still moving. Officer Hackworth yells at Lundgreen to "drop the gun", and then fires 8 more times. Lundgreen screams out in pain as Officer Hackworth continues to yell, "drop the gun" and "do it now".

Officer Hackworth tells dispatch that Lundgreen is on the ground and that Lundgreen still has a gun in his hand. (19:26:31)

Lundgreen is moaning out in pain and Officer Hackworth is trying to direct Detective Pearson to stay back because he had a good visual on Lundgreen. At 19:27:01, Officer Hackworth radioed that he could no longer see a gun with Lundgreen.

Officer Hackworth stays at this location until he verifies with Officer Stanger that he and Officer Brown have Lundgreen covered. Officer Hackworth runs around the fence and enters the property of [REDACTED] and uses the front garage as cover to approach the fence line where Lundgreen is laying.

Officer Hackworth tells other officers in the area to be cautious because he saw a gun in Lundgreen's hand at that very spot. Officer Brown and Officer Stanger move forward with the ballistic shield from the backyard of [REDACTED] Officer Hackworth moves up toward Lundgreen with them. Detective Pearson is seen at the fence line to the west, covering Lundgreen. Detective Pearson yells out, "no gun, no gun, no gun". Lundgreen can be seen laying on his stomach on the other side of the fence with his hands on his head.

Detective Pearson then points out that there is a cellular phone near Lundgreen and there could be a gun underneath him. Officers move to go around the fence to get to where Lundgreen was laying. Officer Hackworth backs up to the edge of the garage in yard 5650 S with Det Pearson where they watched Lundgreen from a short distance.

Officers move forward into the yard of [REDACTED] and encounter Lundgreen still laying on the ground. Comments about not seeing a gun are made. (19:29:48)

Officer Hackworth moves forward back to the fence line. Officer Brown and Sgt Fulton secure Lundgreen in handcuffs. Lundgreen is moaning out in pain. Once he is secure Sgt Fulton yells out that medical personnel need to come in. Officer Hackworth tells dispatch that the scene is secure and medical was needed.

Lundgreen is sat upright, and Officer Stanger asks Lundgreen where the gun is. Sgt Fulton tells Officer Stanger not to ask him any questions.

Sgt Fulton then tells Officer Hackworth that he wants him to get three officers to look for Lundgreen's firearm. Officer Hackworth climbs the fence into [REDACTED] and directs a Weber County Deputy where Lundgreen had come over the fence in the backyard using the metal ladder. Officer Hackworth describes the weapon as a "silver handgun".

Officer Hackworth starts walking around the backyard of [REDACTED] and is directing the deputy where Lundgreen had used the ladder and which yards to check. Sgt Ricks of the South Ogden Police Department arrived and directed that everything be identified and nothing be collected.

Officer Stanger then approached Officer Hackworth and checked him for any wounds. Officer Hackworth removed his outer bullet proof vest and they confirmed that he was not wounded. The camera to the body camera is covered while they check Officer Hackworth and nothing can be seen. There is a conversation between Officer Hackworth and Officer Stanger that can be heard. Officer Hackworth says, "he stuck that gun right in my face".

At 19:35:39, the vest is picked up and the camera lens is uncovered. Officer Hackworth then walks out to 2800 W where he is directed to stay while they figure out which officers were involved. Sgt Ricks assists in getting Officer Brown, Officer Hackworth, and Sgt Fulton sequestered and taken to the Roy City Police station.

Officer Hackworth gets some water from the Fire Department and then removes himself from the scene. Recording ends at 19:41:59.

**Video Footage from the Dash mounted camera
from Officer Hackworth's patrol vehicle
(Due to this footage not having a time counter, references of time will be of how many
minutes and seconds into the footage)**

This footage starts with Officer Hackworth following another marked patrol unit as they drive southbound on [REDACTED]. There is no sound.

Both patrol vehicles turn west on [REDACTED]. They travel west and the tow truck becomes visible at 59 seconds. The tow truck is parked on the right side of the roadway facing west. Audio turns on at 1:00.

Voices can be heard yelling out and commanding the driver to put his hands outside the vehicle. Lundgreen puts his hands out the window and pulls them back in. The driver door opens and then shuts right as the tow truck starts driving away. (01:32)

The tow truck turns right on [REDACTED] Officer Hackworth starts to follow that route. The tow truck can be seen far ahead in the distance of the footage. The roadway turns west at [REDACTED] and then back south again at [REDACTED]

As Officer Hackworth approaches [REDACTED] the tow truck is visible on the left side of the footage traveling south on [REDACTED] on the south side of [REDACTED]



Officer Hackworth pulls out onto eastbound [REDACTED] and then turns right and drives south on [REDACTED]. The tow truck is now visible and has turned around driving northbound. Officer Hackworth radios that he has found the tow truck and gives the location.

The tow truck stops and then drives in reverse quickly, driving over the curb in front of residence [REDACTED] (03:31)



Officer Hackworth drives forward and stops right in front of the tow truck. Officer Hackworth announces over the radio that Lundgreen has exited the vehicle and is out on foot. Officer Hackworth exits his own vehicle and begins to run past the front of the tow truck. (03:48)

Three quick gunshots are heard at 03:53, followed by further burst of fired shots. At 04:21 minutes, a shot is fired and strikes Officer Hackworth's patrol vehicle.

In the reflection of the chrome grill on the tow truck, both Officer Brown and Officer Stanger can be seen retreating. Officer Stanger can be heard yelling to get cover. This matches up with the footage from both Officer Brown and Officer Stanger's body worn camera footage where Lundgreen fires at the officers when they were in the driveway. A bullet was found in the the rear door frame of Officer Hackworth's patrol vehicle. The fired slug of the bullet projectile was recovered out of the door by CSI. (Photograph below)

The rest of this dash camera shows the front of the tow truck and does not capture anything else worth of note.

Body Camera Footage from Officer Brown
(Motorola Solutions Camera-30 second delay until sound starts)
There is no sound captured from Officer Brown's body worn camera due to a malfunction.
The video footage was recovered.

Officer Brown's camera is activated at 19:18:00 hrs according to the time stamp. The steering wheel and dashboard to Officer Brown's patrol vehicle is visible and he is driving. Officer Brown activates his emergency overhead lights and then exits the vehicle. (19:18:35)

Officer Colby Stanger is riding in the passenger seat due to him being Officer Brown's Field Training Officer. He also exits the patrol vehicle, and they quickly move to the rear of the vehicle. They both have their duty sidearms out and are pointing them towards the front of the vehicle, but it is unknown at this point what they are pointing at. Officer Brown then lowers his weapon and the two truck can be seen for the first time, driving away.

Officer Brown and Officer Stanger get back into the patrol vehicle and start driving. The steering wheel and dash are the only thing visible while they are driving.

At 19:21:04, Officer Brown puts the vehicle in park and starts to exit the driver door. He quickly gets back into his vehicle and drives again. He quickly stops and exits the vehicle at 19:21:19 hrs and starts running. The tow truck is now visible along with Officer Hackworth's vehicle. Officer Brown runs past them and on to the driveway of [REDACTED]

Officer Brown moves toward the west side of [REDACTED] where the boat and enclosed trailer are parked. As he gets closer to the front of the boat, his duty weapon is drawn by his right hand. When Officer Brown comes around the front of the boat, Officer Hackworth can be seen firing his duty weapon as he moves backward. Lundgreen's gun can be seen pointing at Officer Hackworth from behind the shed. (19:21:30)

Below is a still framed photo.



Officer Brown then moves back to his right and further up the driveway towards the southwest corner of the residence. Officer Brown then moves back south further down the driveway towards the street. Lundgreen has now moves up the west side next the boat and fires at Officer Brown. (19:21:51)

Below is a photo of Lundgreen firing his weapon with a two handed pistol grip.



Officer Brown runs back towards the street and takes cover behind a pickup truck parked along the west side of [REDACTED]. Officer Stanger can now be seen with Officer Brown from the shadows on the ground. Officer Brown starts checking his right arm and shaking it out.

Officer Brown then moves to the east side of [REDACTED] and stopped behind a parked blue passenger vehicle. (19:22:18)

Officer Brown crouches down and stays there but keeps touching his right arm with his left hand.

At 19:23:44, it appears that Officer Brown fires his duty weapon from behind the blue vehicle. He then drops the magazine from his weapon and puts another in. (19:23:44)

At 19:24:37, Officer Stanger runs around the front of the blue passenger vehicle and has a rifle in his possession.

They both wait there and then Officer Brown starts moving west across the street and moves to the rear of where his patrol vehicle is parked. Officer Brown moves further west to where Officer Stanger has pulled a ballistic shield from Officer Hackworth's vehicle.

Officer Brown then moves further forward past the tow truck, still parked in the middle of the road, and back to the west side of the residence of [REDACTED]. Both Officer Brown and Officer Stanger move to the west fence line that borders the backyards of the residences of 2800 W.

Officer Brown jumps the very corner of the fence into the backyard of [REDACTED]. Officer Brown turns back and takes the rifle from Officer Stanger and then takes a position of cover in the backyard next to a building. Officer Stanger returns with the shield and hands it to Officer Brown. Officer Brown then takes the shield and leads them forward to the northwest side of the yard.

As they get to a gate towards the middle of the property, Lundgreen can be seen, on the ground on the other side of the fence that borders the next property to the north. Officer Brown then moves forward to that fence line. Lundgreen is on the ground laying on his stomach with his hands near his head.

Officer Brown moves west toward 2800 W and goes around the fence line and onto the driveway of [REDACTED]. Officer Brown uses the ballistic shield to lead the way towards the south side of the residence where Lundgreen was laying. Officer Stanger can be seen coming around Officer Brown to his right and Sgt Fulton was now to Brown's left.

Officer Brown puts the shield down and kneels on Lundgreen's back. He then pulls Lundgreen's arms behind his back and places handcuffs on him. A cellular phone can be seen on the ground near Lundgreen. Officer Brown starts checking Lundgreen for weapons as he is sat up. At 19:31:18, Officer Brown then pulls out a tourniquet and places it on Lundgreen's left leg where he had been shot and was bleeding. Officer Brown's hands are now covered in Lundgreen's blood.

Officer Brown moves towards the back side of the house and removes his bullet proof vest. His camera is now on the ground and only grass is visible. (19:32:31)

Officer Brown puts the vest back on at 19:32:55. Medics are on scene along with Sgt Ricks from South Ogden Police. Officer Stanger can be seen going to check Officer Hackworth for injuries. Officer Brown stays in the backyard and is speaking with Officer Johnson of the South Ogden Police Department and Deputy Olsen of the Weber County Sheriff's Office.

Officer Brown then jumps the fence back into the yard of [REDACTED]. He then moves up to [REDACTED] where he waits with Officer Hackworth.

At 19:38:30, the sound comes on the body camera footage. Officer Brown then ends up going with a Clinton City Police Officer. Officer Brown is moved to the west side of [REDACTED] and gets some water. The footage ends at 19:42:57 hrs.

**Body Camera Footage from Officer Stanger
(Motorola Solutions Camera-30 second delay until sound starts)**

The footage from Officer Stanger starts at 19:18:18 hrs. The footage starts with the visual of the dashboard to the police unit that Officer Brown is driving. Officer Stanger is the Field Training Officer for Officer Brown.

The patrol car is moving forward and then stops at 19:18:34, both officer Stanger and Officer Brown exit the patrol SUV and then take cover at the rear of their vehicle.

The sound to the footage starts at 19:18:50 and voices can be heard yelling, “show me your hands”, and “turn the vehicle off”. (This is the original attempted felony stop of Lundgreen)

Lundgreen starts to drive away in his tow truck and both Officer Brown and Officer Stanger holster their sidearms and walk back their vehicle and get back inside. (19:19:12)

As they start to drive there is audio over the police radio confirming that there is no pursuit of the vehicle but to be advised to stop the vehicle if it’s seen again.

Officer Brown is driving the vehicle and there is talk on the radio about where different officers should go to try and locate the tow truck. Officer Stanger reminds Officer Brown to drive at the speed limit. (19:20:25)

There is radio traffic from Officer Hackworth saying he has found the tow truck on [REDACTED]. Officer Brown turns down the street and Officer Stanger tells him where to park and starts to get out of the vehicle. (19:20:59)

They get back in the vehicle and start driving again. They stop and quickly exit the vehicle. Officer Stanger starts running across the grass lawn of a house that they stopped right in front of. (5677 S)

As Officer Stanger reaches the east side of the house, there is gunfire that can be heard in the distance. Officer Stanger stops and turns back and runs across the front lawn towards the west. More gunshots can be heard, and they are getting closer as Officer Stanger runs west.

As Officer Stanger reaches the southeast corner of the property, both Officer Hackworth and Officer Brown are seen taking cover. Officer Hackworth is on the left upper corner of the

screen next to the fence line of the property; Officer Brown is seen at the upper right corner of the frame next to the southwest corner of the residence. (See still frame photo below)



Officer Stanger yells at Officer Brown to get back. He then speaks into the radio detailing their location. Officer Hackworth has now jumped the fence to the property to the west and takes cover next to a shed.

Officer Stanger and Officer Brown are now standing in the driveway of the residence [REDACTED] Lundgreen has now moved forward, and the top of his head can be seen emerge at the corner of the southwest corner of the residence. Lundgreen fires his weapon twice in the direction of Officer Brown and Officer Stanger. (Still frame photo below)



Both Officer Brown and Officer Stanger duck down and retreat to where a truck is parked on the west side of [REDACTED]

As they start to move, Officer Brown states that he has been hit. When they get to cover, Officer Stanger radioed to dispatch that an officer has been hit. There are multiple gunshots that can be heard still coming from the distance. Officer Stanger tells Officer Brown to get better cover.

At 19:22:22, there are voices that can be heard, and Officer Stanger yells out that Lundgreen is behind this house. There is a loud command yelled, "drop the weapon now!"

Officer Stanger yells at Det Pearson, "Ben!", when three shots are fired quickly. Officer Stanger yells to Det Pearson to get into cover. Officer Stanger is still taking cover behind the dark colored truck parked on the road. There are multiple shots again that can be heard. A voice is yelling, "get on the ground!", followed by singular shots. A voice can be heard that yells back, "no!".

At 19:23:35, there are further shots that can be heard, and a car alarm then goes off. Officer Stanger then runs up to the patrol units still parked in the street. Officer Stanger gets into Officer Hackworth's vehicle and retrieves a patrol rifle. Officer Stanger runs back to the east side of [REDACTED] and returns to the cover of the dark colored truck.

Officer Stanger moves across to the east side of [REDACTED] where Officer Brown can be seen taking cover behind a blue passenger vehicle. Officer Stanger moves to a position to be able use the rifle if needed but says he can't see anything.

There is radio traffic telling Officer Stanger to get a ballistic shield from Officer Hackworth's vehicle. Officer Stanger tells Officer Brown to come with him and also yells to the others to cover them as they move.

Officer Brown and Officer Stanger retrieve the shield from the backseat of Officer Hackworth's vehicle. (19:25:30)

Officer Stanger is trying to get his radio back into its holder on his vest when shots happen again in the distance. (19:25:41) Officer Stanger moves up to the engine of the Tow Truck. Officer Brown and Officer Stanger run forward to the edge of the property line to the west. Officer Hackworth can be heard yelling, "drop the gun!"

Officer Brown jumps the fence to the west into the property of [REDACTED] Officer Stanger realizes that they forgot the ballistic shield and runs back to get it. He runs back and gives the shield to Officer Brown. Officer Stanger jumps the fence, and they take up a position into the backyard using the northeast corner of the residence on the property. They then move further west to a fence with a gate. Commands start getting yelled at Lundgreen who is down on the ground in the property to their right. After a discussion with other officers, they eventually move forward to the north fence line and engage Lundgreen who is now seen in the footage laying on the ground. Lundgreen can be heard moaning.

Officer Brown and Officer Stanger move west around the end of the fence line on [REDACTED] and into the property of [REDACTED] where Lundgreen is laying. Officer Brown is leading the way with the shield and Officer Stanger is following him up the driveway. Sgt Fulton can be heard joining them and developing a plan when they reach Lundgreen.

As they move around to the side of the house, Sgt Fulton steps on Lundgreen arms, pinning him from moving. Handcuffs are then put on Lundgreen as he cries out in pain. Lundgreen is then rolled to his side and a cellular phone is next to him on the ground. Sgt Fulton calls out for medical to respond. Lundgreen is then sat up and searched further.

Officer Brown asks Lundgreen about the gun and Lundgreen says he doesn't have it. Sgt Fulton tells Officer Brown not to ask him any further questions. Officer Stanger pulls out a tourniquet and gives it to Officer Brown who then uses it to put on Lundgreen's leg. (19:31:18)

Lundgreen is asking to be laid down on the ground because he can't breathe. Sgt Fulton lays Lundgreen down on his side. Officer Stanger tells Officer Brown to remove his bullet proof vest and check for injuries due to him earlier saying he was hit by a bullet that Lundgreen had fired.

Sgt Fulton is seen crouching down and staying with Lundgreen who is moaning in pain. Lundgreen says he is going to be sick. Sgt Fulton tells dispatch to start the OIS protocol.

Medical personnel arrive and start to render aide to Lundgreen. Officer Stanger takes his camera and hands it to Sgt Fulton while he checks himself for any injuries. Sgt Fulton holds the camera down by Lundgreen and he can be heard talking and moaning. The medics cut off Lundgreen shirt which was a white Washington Redskins football jersey with the name "Taylor" on the back and the number "21" on the front and back.

Sgt Fulton then attaches the body camera to the front of his vest. Sgt Fulton then yells to the back of the house to the other officers who fired their weapons, asking them to come to the roadway and stay separate.

Sgt Fulton then walks to the door of [REDACTED] and knocks. No one answers. Sgt Fulton then yells over to the other officers who fired and tells them not to talk about the incident with each other. Sgt Fulton then walks to the roadway of [REDACTED] and speaks to the owner of [REDACTED] and informs her that there was an officer involved critical incident on her property. The owner offers up her surveillance camera footage from the house.

Sgt Ricks walks up, and they decide that involved officers need to be put with another officer. Sgt Ricks gets one of the South Ogden officers to follow the ambulance to the hospital.

Sgt Fulton walks to the side of [REDACTED] and asks if Lundgreen's firearm had been located. Sgt Fulton starts looking in the garbage cans next to where Lundgreen had been laying. Sgt Fulton then observes damage to the side of [REDACTED] where bullets struck the house.

Sgt Fulton then gives Officer Stanger his camera back. Officer Stanger points out to Sgt Stanger where the scene extends to. Officer Stanger stays standing on [REDACTED] until 19:51:34 when he walks to the west side of the road and turns off his camera.

**Body Camera Footage from Detective Pearson
(Motorola Solutions Camera-30 second delay until sound starts)**

Detective Pearson's body worn camera turns on at 19:21:30 hrs. Det Pearson is driving, and the steering wheel and dashboard of his vehicle are visible. Det Pearson is also holding a police radio in his right hand. You can see that Sgt Fulton is riding in the front passenger seat of the vehicle.

At 19:21:56, Det Pearson stops the vehicle and exits quickly. Officer Brown and Officer Stanger are seen in a quick frame in the roadway of [REDACTED] ahead of where Det Pearson has stopped. The backside of residence [REDACTED] is visible.

Det Pearson moves forward in front of his vehicle. The sound turns on at 19:22:02 hrs. Det Pearson yells to the officers asking where Lundgreen is. Det Pearson then see Lundgreen and yells at him to “drop the weapon now!”

Lundgreen can be heard yells at the officers and saying, “kill me”. Det Pearson yells back that they are not going to kill him. Det Pearson has moved forward to the fence of [REDACTED].

Det Pearson yells “drop the gun”, as Lundgreen can be seen next to a vehicle parked in the driveway of [REDACTED] Lundgreen fires his handgun three times at Det Pearson. (See still framed photograph below)



Det Pearson takes cover and jumps the fence to [REDACTED] (19:22:23) Det Pearson takes cover against the front of the residence.

As Det Pearson is crouching against the front of this residence, his camera is facing south toward where he last saw Lundgreen. Sgt Fulton can be heard yelling, “get on the ground!” and Lundgreen yells back, “no!”. (19:22:45)

At 19:23:04, Lundgreen yells, “shoot me!”. A shot can then be heard followed by Sgt Fulton yelling out further commands of Lundgreen to get on the ground. Lundgreen yells back, “Shoot me, motherfuckers!”.

Det Pearson moves forward to the south edge of the residence. There is a volley of shots that can be heard. A car alarm goes off and is honking. There is yelling in the distance of what sounds like directions the police officers are giving each other. Sgt Fulton yells at Det Pearson that Lundgreen had moved. Soon after that, they are shots fired in the distance. Sgt Fulton yells, "where is he at?".

Det Pearson runs and jumps the fence back onto [REDACTED] and then moves back to cover by Sgt Fulton who says he does not know where Lundgreen has gone. (19:25:14)

Det Pearson finds his radio laying on the ground and picks it up. Shots can be heard being fired in the distance. Radio traffic can be heard coming from Officer Hackworth, stating Lundgreen is wounded and moving west. Det Pearson runs around the front of residence [REDACTED] [REDACTED] gunshots again are heard in the distance. Det Pearson runs to the west fence and jumps into the yard of [REDACTED] where Officer Hackworth is. Further gunshots are being fired. (19:25:59)

As Det Pearson runs west, Officer Hackworth appears on screen and can be heard yelling at Lundgreen. Det Pearson yells west to [REDACTED] and goes around the fence and into the fence yard of [REDACTED] Det Pearson slows down and moves up to a position of cover using the northwest edge of a garage. Lundgreen can be heard moaning in the distance.

Det Pearson moves back onto the roadway of [REDACTED] and announces on the radio that the suspect is inside the property of [REDACTED] S but is unsure of the west address. Det Pearson moves back into the property of [REDACTED] Officer Brown and Officer Stanger can be seen in the top of the screen approaching with the ballistic shield. Officer Hackworth also moves forward to the fence line.

Det Pearson moves forward and yells out that he does not see any gun with Lundgreen. Det Pearson calls out that he does see a cellular phone near Lundgreen. (19:28:30)

Det Pearson starts to look for the west address to get medical to be able to find them. Det Pearson yells to a local resident who has come outside, and ask what the west is and hears it is [REDACTED] Det Pearson tells dispatch the exact location and begins to request additional support such as CSI, and the critical incident protocol.

The residents of [REDACTED] pull up in a vehicle and Det Pearson advises them that a critical incident has happened on their property. Det Pearson then directs the ambulance and paramedics where to go to treat Lundgreen.

Sgt Fulton asks Det Pearson to go get his cellular phone. Det Pearson starts to jog back through the yards and makes his way back to his vehicle still parked on [REDACTED] Det Pearson starts calling Roy City administration and updating them on the incident.

The resident of [REDACTED] advises Det Pearson that a bullet has gone through his door. Det Pearson then speaks with Sgt Endsley of the Weber County Sheriff's Office who is trying to secure the scene for the investigation. The footage stops at 19:43:19.

Surveillance Camera Footage from Residence [REDACTED]

The residents of [REDACTED] provided footage from the surveillance cameras that are on their house. There is a camera mounted on the back of the residence and it is pointed to the east end of the property. There is not a time counter attached to this five minute video so I will reference the time from the start of the video from zero.

As this video starts, the car alarm can be heard going off in the distance. Yelling voices can also be heard at the 4 second mark. At 16 seconds, a sound of someone moving an aluminum ladder can be heard.

At 22 seconds, four gunshots are audible. There is a cry out in pain that can be heard at 24 seconds. Lundgreen can then be seen at the very top of the screen, by the white shed, as he has dropped into the property. Below is a still framed photo. Lundgreen identified by red arrow.



Lundgreen crawls for a few seconds and a sound can be heard as if something has hit the bushes (48 seconds). Lundgreen continues to crawl to the north and then collapses (54

seconds). Lundgreen rolls around on the ground and then gets to his feet and begins to move further to the south. Lundgreen reaches the south side fence and then turns west. (1:24)

Shots can be heard coming from the distance, Lundgreen is limping and moving west towards the back of the residence. (1:38)

Lundgreen has reached the back of the house and is now walking south. Lundgreen shirt/jersey is bloody and there is blood running down his left leg as he approaches the camera. Lundgreen has his cellular phone in his left hand. Below is a still framed photo.



Lundgreen leaves the bottom of the frame and a metal gate can be heard. Shots can be heard again at 2:00 minutes. Officer Hackworth's voice can then be heard yelling at Lundgreen to get on the ground and to drop the gun. Lundgreen can be heard crying out in pain and screaming, "I'm down!" (2:20)

The rest of the video matches up with what has already been documented in the officer's body cameras.

Statements of Involved Officers

I was advised that all three involved officers were willing to give a formal statement.

Statement of Officer Cameron Hackworth

On August 21st, Officer Cameron Hackworth came to the Weber County Attorney's Office with his FOP Attorney present. I asked Officer Hackworth to tell myself and Investigator Zaccardi what had happened on August 17th starting where the felony stop had been attempted. Officer Hackworth said that he had been instructed to stop and detain the driver of the tow truck who was being investigated for an ICAC case.

Officer Hackworth said he stopped behind the tow truck and exited his vehicle. The driver was given instructions to exit the vehicle. The driver was yelling back at the officers asking what he did but would not comply. The tow truck then drove away from the officers and went southbound on what Officer Hackworth believed was [REDACTED] at a high rate of speed.

Officer Hackworth said he did not pursue the tow truck but did follow the same route and tried to keep an eye on where he was going and relocate him. Officer Hackworth described how the road turns west and then back south until you reach [REDACTED]. Officer Hackworth said he had lost visual of the tow truck during these turns but said that due to construction in the area and the tow truck was driving fast, there was a dust trail in the air.

Officer Hackworth did not see the truck traveling east or west when he reached [REDACTED] but guessed that he had taken a side street off of [REDACTED]. Officer Hackworth "guessed" that the tow truck had turned off onto [REDACTED] which is a dead end. Officer Hackworth said that he turned onto [REDACTED] and started driving and saw the tow truck turned around and started driving right at him.

Officer Hackworth stopped in the middle of the roadway, exited his vehicle and drew his sidearm. Officer Hackworth said he started yelling orders at the driver to stop and exit his vehicle. Officer Hackworth said he also at this moment reached back into his vehicle and turned his emergency overhead lights on. The tow truck stopped and then reversed all the way back to the end of the dead-end street.

Officer Hackworth got back into his vehicle and followed the tow truck. The driver stopped the vehicle and exited. The driver then started running north toward the back of a house. Officer Hackworth stated that he assumed the residence had a backyard and thought he would be headed there. Officer Hackworth announced his location and the direction the driver was headed and started to chase after him on foot.

Officer Hackworth followed where he had last seen the driver running around the west side of the residence and saw there was no backyard, just a fence close to the back of the residence. Officer Hackworth then saw the driver appear from behind a shed, he had a silver handgun in his hand and started firing at Officer Hackworth.

Officer Hackworth described that he was out in the open and had no cover at this time, but he was able to quickly draw his sidearm duty weapon and return fire at the driver. Officer Hackworth began to retreat backwards in an attempt to find cover. As he did, he fell into a

garden to his left but was able to gather himself and get back up. The driver (Lundgreen) had moved back behind the shed but had struck his hand out from behind the shed and was again firing at Officer Hackworth.

Officer Hackworth began to move backwards and would fire in Lundgreen's direction when he saw the gun pop out from behind the shed. Officer Hackworth said he wanted to try and keep Lundgreen pinned down to that spot.

Officer Hackworth saw two officers to his right but said he did not want to go to the right and be exposed to Lundgreen's angle, so he saw a low fence to the left of the garden area and jumped the fence. Officer Hackworth also mentioned that before he jumped the fence, he did a reload of his weapon when there was a stop in the action.

Officer Hackworth said there was a shed on the west side of the fence, and he used it as cover. Officer Hackworth explained that he went around to the west of this shed and again exchanged gunfire with Lundgreen. Officer Hackworth said he moved back behind cover.

Officer Hackworth could then hear Lundgreen yelling out and he sounded like he had moved further east. He then heard shots being fired in the distance which confirmed to him that Lundgreen had moved behind the residence, so Officer Hackworth moved his position to the right side of the shed looking east.

Officer Hackworth heard further exchange of gunfire between Lundgreen and other officers. He then saw the top of Lundgreen's head as he moved behind the residence. Officer Hackworth described it being elevated behind the house. Lundgreen then started going over the fence towards the north, Officer Hackworth said he fired again at Lundgreen at this time. Officer Hackworth said he believed Lundgreen still had the firearm and was fearful of him getting out of this containment and endangering other officers in the area and also citizens and their families if he entered into a residence. Officer Hackworth stated Lundgreen had already demonstrated his willingness to kill an officer and believed he would do "whatever" at this point.

Officer Hackworth said after Lundgreen had made it over the fence, he lost sight of him. Officer Hackworth then said he heard the distinct sound of an aluminum ladder being lifted. Officer Hackworth then saw a ladder being placed up on a fence to the west.

Officer Hackworth stated that he was still on the right side of the shed facing north and had a clear line of sight down the fence line where he could see top of the ladder. Officer Hackworth waited and observed Lundgreen climb up the ladder and was now exposed. Officer Hackworth said he still believed that what had already happened, Lundgreen was still armed and feared his escape into another yard. Officer Hackworth said he identified it was the same person who had been driving the tow truck and had fired his gun at him due to his clothing. Officer Hackworth fired his duty weapon and heard Lundgreen scream out in pain as if he had been hit.

Officer Hackworth said that Lundgreen then fell into the property to the west, and he could not see him. Officer Hackworth moved to the left side of the shed (west) and positioned himself to an opening if Lundgreen continued to move west. Officer Hackworth said he then saw Lundgreen moving west through this backyard, and he could see that Lundgreen was wounded but was walking. Officer Hackworth estimated that he was fifty yards away from Lundgreen at this time and stated he still believed that Lundgreen was armed. Officer Hackworth fired his weapon again at Lundgreen as he moved west.

Officer Hackworth lost sight of Lundgreen when he continued west due to a house now being in between them and blocking his view. Officer Hackworth also moved west and took a position up next to a fence. Officer Hackworth described that he was two property lines away from where Lundgreen was but now had a clear view of the south side of the yard that Lundgreen was in.

Officer Hackworth said that he saw Lundgreen on the south side of the residence still moving west. Officer Hackworth said he could see that Lundgreen had something in his hand and believed it was the firearm. Officer Hackworth began firing his weapon at Lundgreen to "stop the threat" and explained that he did not know where other officers were and could not allow Lundgreen to get any further west. Officer Hackworth said while he was firing, he was yelling commands of, "drop the gun".

Officer Hackworth said Lundgreen fell to the ground but was sitting up and not complying with his commands to get down on the ground. Officer Hackworth said he still believed that Lundgreen had the firearm in his hand at this time and believed he was still a danger. Officer Hackworth fired his weapon again until Lundgreen finally laid down and started to submit to commands.

Officer Hackworth said he was not sure where exactly they were and gave dispatch a description of the house over the radio. He stayed at this point until other officers arrived in the area. Officer Hackworth then approached where Lundgreen was and could not see a firearm in the area but observed a cell phone near Lundgreen. Officer Hackworth said once Lundgreen was in custody, he started to search the area for the handgun but was quickly removed from the scene and taken to the Roy City PD station.

I followed up with asking Officer Hackworth about when he first started chasing Lundgreen and asked if he thought it was just a foot chase of a suspect. Officer Hackworth said yes, he was just chasing. I then asked how he felt when Lundgreen came out from behind the shed with the gun in his hand. Officer Hackworth said he felt, "100 percent ambushed", and further described that he could still in his mind see the barrel of the gun pointed at him and also that the gun was silver colored. Officer Hackworth said Lundgreen shouted something like possibly, "fuck you!", and then started firing.

Officer Hackworth stated that he does not know how he was not hit by Lundgreen shooting at him right then and that he did not know how he was able to get his sidearm out so

quickly and return fire. I then asked Officer Hackworth if he believed that if he did not take that action, would he have been killed. Officer Hackworth said yes and stated that Lundgreen still continued to aggressively attack him even after this initial exchange of gunfire.

I also asked Officer Hackworth if the actions that he took that day were in defense of himself, other officers, and the citizens in the area. Officer Hackworth said yes and explained that Lundgreen came to the area with the intent to harm a child and then started shooting officers. Officer Hackworth stated that whoever encountered Lundgreen that day was in "grave danger".

Investigator Zaccardi asked Officer Hackworth about when he first approached Lundgreen in his vehicle and clarified that he stopped and then turned on his overhead lights and then pulled forward when Lundgreen reversed and then stopped at the end of the cul-de-sac.

Investigator Zaccardi then asked Officer Hackworth if he heard any bullet impacts when Lundgreen was firing at him. Officer Hackworth said he didn't and then explained that he was not even sure that he had not been hit until they checked him over once Lundgreen was in custody.

Officer Hackworth was asked if he had heard that Officer Brown announced that he was hit. Officer Hackworth said he did not and explained they were to his right but at a distance and recalled one of them sitting behind a blue vehicle. He also recalled hearing gunfire from the east and advising over the radio to "watch for crossfire" due to him being to the west. Officer Hackworth also remembered hearing the car alarm going off.

There were no further questions, and the interview was ended at this point.

Statement of Officer Patrick Brown

Officer Patrick Brown came to the Weber County Attorney's Office to give his formal statement. I asked Officer Brown how long he had been with Roy City Police; Officer Brown said it was just six weeks and that he was still in Field Training and explained he was riding with Officer Stanger who was his Field Training Officer (FTO).

I asked Officer Brown to tell me what had happened during the incident starting with the attempted traffic stop. Officer Brown explained that detectives asked patrol officers to stop a person who was soliciting a 13-year-old girl for sex. A plan was made up to stop this person when they arrived, but the meeting spot was changed due to the suspect seeing law enforcement officers in the area. Officer Brown said the suspect (Lundgreen) was driving a tow truck and had parked near the golf course area. A plan of a "felony stop" had been made and Officer Brown pulled up behind the tow truck and activated his emergency lights.

Officer Brown said he started yelling commands at Lundgreen who he said seemed like he was going to cooperate at first but then started yelling back at the officers and saying he

didn't do anything. Lundgreen then yelled, "Fuck you, fuck you!" and started the vehicle and drove away.

Officer Brown said he got back into his patrol vehicle with Officer Stanger riding with him. They started driving south on the road they last saw the tow truck. There was radio traffic talking about possible directions that the tow truck could be headed.

Officer Brown said the tow truck had now turned onto a dead-end road, and he followed. Officer Brown stated the tow truck had made a U-turn and was facing them. Officer Hackworth had made it there first and Officer Brown said he remembered seeing Officer Hackworth exit his vehicle begin running. Officer Brown said he also exited his vehicle and followed Officer Hackworth along the side of a house. Officer Brown described seeing a boat parked in the driveway and as he rounded it, he saw Lundgreen firing at Officer Hackworth.

Officer Brown said that Officer Hackworth was trying to retreat, and Officer Brown fired his weapon at Lundgreen and then moved up to the corner of the residence. Officer Brown then moved back into the driveway area and was looking for where Lundgreen was. Officer Brown said Lundgreen then emerged from the corner of the residence and pointed his gun at Officer Brown and fired.

Officer Brown felt something hit him in the armpit area and believed he had been hit by the bullet that Lundgreen had just fired. Officer Brown sought cover and called out to Officer Stanger that he had been hit. Officer Brown started checking himself but could see no blood and was not sure he had been hit.

Officer Brown said there was gunfire between Officer Hackworth and Lundgreen at this point, so Officer Stanger told him to run to better cover behind a parked blue car.

Officer Hackworth was still engaging Lundgreen from behind a shed. Officer Brown said he had a clear line of sight at Lundgreen and fired again from behind the blue car. Officer Brown said Lundgreen then turned and fired in Officer Brown's direction.

Officer Brown described doing a "tactical reload" at this time while Officer Stanger was retrieving a patrol rifle. Officer Stanger then joined him behind the blue vehicle. Officer Brown said the sun was in their eyes as they faced west, and it made it hard to see.

Officer Brown heard Lundgreen yelling at the detectives to "kill me". Officer Brown had moved up to where the tow truck was parked, and Officer Stanger was retrieving a ballistic shield from a patrol vehicle.

Officer Brown said that Officer Hackworth fired again from behind the shed and advised the suspect was moving west. Officer Brown and Officer Stanger moved to the west fence line and jumped into the property to the west. Officer Brown heard gunfire coming from the west as he landed into this yard.

Officer Stanger went back for the shield and Officer Brown took the rifle and held his position in this yard. Officer Stanger returned with the shield and Officer Brown took it and gave Officer Stanger the rifle. They moved around the corner of a house on the property and made it to a gated fence. Officer Brown said he could then see Lundgreen on the ground just inside the fence of the property line to the north.

Officer Brown explained that all the officers approached the fence line and then a detective held cover on Lundgreen while he and other officers went around the fence line and approached where Lundgreen was laying. Officer Brown said he could not see a gun where Lundgreen was. Officer Brown led the arrest team using the shield and they handcuffed Lundgreen.

Officer Brown said he checked Lundgreen for injuries and described seeing what looked like a bullet hole in his torso where Lundgreen was bleeding. There was also a pool of blood on his leg and Officer Brown placed a tourniquet on Lundgreen's upper thigh.

Officer Brown said at that time, officers from other agencies arrived and removed him from the scene. Officer Brown was then checked to make sure he was not hit by any bullets or debris. He was then taken to Roy City PD.

I then followed up with Officer Brown by asking him if he recalled when he exited his vehicle, had there already been shots fired. Officer Brown said no, he was chasing after where Officer Hackworth had gone around the residence and when he rounded the corner, saw the suspect firing at Officer Hackworth.

Officer Brown described seeing Lundgreen holding the gun in a shooting stance and firing the gun directly at Officer Hackworth. Officer Brown said it was on the grass area along the west side of the residence.

I then asked about when he saw Lundgreen emerge from behind the house. Officer Brown described Lundgreen being still on the grass by the boat parked only the residence. Officer Brown said Lundgreen pointed the gun "right at my face". Officer Brown said he ducked as Lundgreen fired and that was when he felt the pain in his armpit and thought he had been hit.

I asked Officer Brown if he fired his weapon because Lundgreen was shooting at Officer Hackworth. Officer Brown stated he was "terrified" that Lundgreen was going to kill Officer Hackworth. He also explained that Officer Hackworth was out in the open and had no cover when Lundgreen was firing at him. Officer Brown was asked open the second time he fired at Lundgreen, Officer Brown stated that Lundgreen was still shooting at Officer Hackworth at this time and had already "popped out" and fired directly at Officer Brown.

I asked Officer Brown if he believed Lundgreen was trying to kill them. Officer Brown said he absolutely believed Lundgreen was trying to kill them. Officer Brown believed he was firing his weapon in defense of his life and the other officer's lives.

I followed up by asking Officer Brown which fence he and Officer Stanger jumped over. Officer Brown explained it was the fence just west of the residence where the shooting began.

Investigator Zaccardi asked Officer Brown if he fired at Lundgreen during the time Lundgreen emerged and shot right at him. Officer Brown stated he did not fire at this moment, he ducked and retreated to cover. He later fired from behind the blue passenger vehicle at Lundgreen who was still shooting at Officer Hackworth.

Officer Brown said that Lundgreen eventually moved behind this house and engaged the detectives who had arrived on scene.

The body camera footage from Officer Brown's camera was then played for Officer Brown to watch. As we watched the footage together, Investigator Zaccardi asked Officer Brown if he figured out what had given him the sensation that he had been hit by a bullet. Officer Brown said he did not have any marks on him but described the feeling of hitting his elbow as the sensation that he felt.

Officer Brown said that when they first exited the patrol vehicle, he and Stanger split up but rejoined in the driveway after shots had been fired. Officer Stanger never fired his weapon.

As we watched the footage, Officer Brown stated he believed he was mistaken about where Lundgreen was at the second time he fired. Officer Brown now recalled Lundgreen being in the backyard of the residence and that was when he engaged him and fired the second round of shots.

We finished watching the end of the footage where Lundgreen was taken into custody. Nothing more was added to the statement. The interview was ended.

Statement of Sgt Tim Fulton

Sgt Tim Fulton came to the Weber County Attorney's Office and gave a formal statement; his FOP Attorney Zack Becerra was present.

Sgt Fulton was asked to tell me about the incident. Sgt Fulton told me about the investigation of Lundgreen soliciting sex from a 13-year-old girl and how they had enlisted patrol units to stop the vehicle and then he and Detective Pearson would come take command of the arrest.

The meeting spot changed, and patrol units went to the new spot and stopped behind the tow truck. Sgt Fulton said he could hear commands being yelled out to the driver (Lundgreen).

Sgt Fulton said Lundgreen started yelling back at the officers and then stuck his head out the window and yelled, "fuck you!"

Lundgreen then drove away and turned on [REDACTED] Sgt Fulton and Det Pearson drove west to [REDACTED] and turned south. They drove to [REDACTED] and waited to see if Lundgreen would turn east or west on [REDACTED]

Sgt Fulton said that they heard on the radio the tow truck had been located and it was occupied near the dead-end road of [REDACTED] Sgt Fulton and Det Pearson started driving in the direction of [REDACTED] due to it being the dead-end road that patrol units were speaking of. While they were driving, they heard the shots fired call on the radio. Sgt Fulton directed Det Pearson while they drove and turned into the cul-de-sac of [REDACTED] on the south side of [REDACTED]

Sgt Fulton said they stopped and got out when Sgt Fulton saw two officers in the street, pointing their guns toward the house to his right. Sgt Fulton took cover using Det Pearson's vehicle.

Sgt Fulton said he then saw Lundgreen in the driveway of the house directly to his right. Commands were immediately given to Lundgreen to drop the gun and get on the ground. Sgt Fulton said that Lundgreen moved to a shooting position and pointed the gun directly at him. Sgt Fulton fired off a burst of shots at Lundgreen at this time.

Sgt Fulton said that Lundgreen ducked behind a vehicle and then continued to stick his head out and point his gun at Sgt Fulton. Sgt Fulton again fired at Lundgreen and continued to yell commands of "get on the ground" and "drop the weapon".

Lundgreen then disappeared to the west behind a residence. Sgt Fulton was worried about containing Lundgreen and the situation. Sgt Fulton began to use his radio to direct incoming units to try and set up some time of containment in the area.

I asked Sgt Fulton to clarify where Lundgren was when he was engaging him. Sgt Fulton said it appeared to him to be in the driveway of the house where he and Det Pearson had stopped in front of and described the driveway as going west away from [REDACTED]

Some more questions were asked to Sgt Fulton to confirm where Lundgreen was standing. Sgt Fulton said that the backdrop of when he was firing at Lundgreen was a deck. (This cleared up that Sgt Fulton was speaking of the rear of [REDACTED])

I confirmed with Sgt Fulton that shots had already been fired before he arrived. Sgt Fulton said yes, and it had been announced over the radio. I then asked Sgt Fulton about seeing the gun pointed at him and shots being fired. Sgt Fulton then recalled seeing Lundgreen at one point during the gunfight, was looking at the gun as if it had malfunctioned or was out of battery.

I then asked Sgt Fulton about when Lundgreen went into a shooters stance and if he felt his life was in danger. Sgt Fulton believed his life was in danger and they were in a neighborhood and all the citizens in the area were in danger. Sgt Fulton believed that if he did not take action immediately, then someone would be killed.

Sgt Fulton said after he lost sight of Lundgreen he started directing officers to retrieve patrol rifles.

A Google map of the area was pulled up and Sgt Fulton was able to direct us where Det Pearson's vehicle was parked and where he could see Lundgreen, confirming he was shooting towards the rear of [REDACTED]

Sgt Fulton was asked about Lundgreen yelling at Det Pearson to kill him. Sgt Fulton said that he recalled hearing Lundgreen state, "just fucking kill me".

There were no further questions. The interview was ended.

Farro Scans

I have reviewed the Farro Scans that were taken by CSI. The Farro scans are 360 degree images where a high speed Terrestrial Laser Scanner (TLS) scans in areas of a crime scene and is the most efficient method for 3D measurement and 3D documentation available.

Below is a photograph of the west side of [REDACTED] and where Lundgreen first fired at Officer Hackworth. Using the still framed photo, Lundgreen was standing at the edge of the shed and Officer Hackworth was even with the tire of the trailer, the measured distance between them was approximately 20.763 feet.



Below is a photo showing the distance that Officer Hackworth fired his final shots at Lundgreen. The distance was approximately 85.128 feet.



Conclusion

All the evidence in this case has been examined and statements have been confirmed through the evidence or video evidence. It has been determined that Jeremy Lundgreen had been communicating with Detective Ben Pearson, believing he was messaging with a 13-year-old female. Lundgreen wanted to meet the girl with the intention of having unlawful sexual intercourse. It is noted that Lundgreen had promised in the messages to bring a condom to the meet, but none were found. However, Lundgreen had a weapon in his possession and a high-profile vehicle. These factors could have led to Lundgreen's deadly actions.

The Roy City patrol officers had probable cause to stop Lundgreen and activated their emergency lights in marked police vehicles. Lundgreen refused to comply to their lawful commands and even yelled, "fuck you", before driving away.

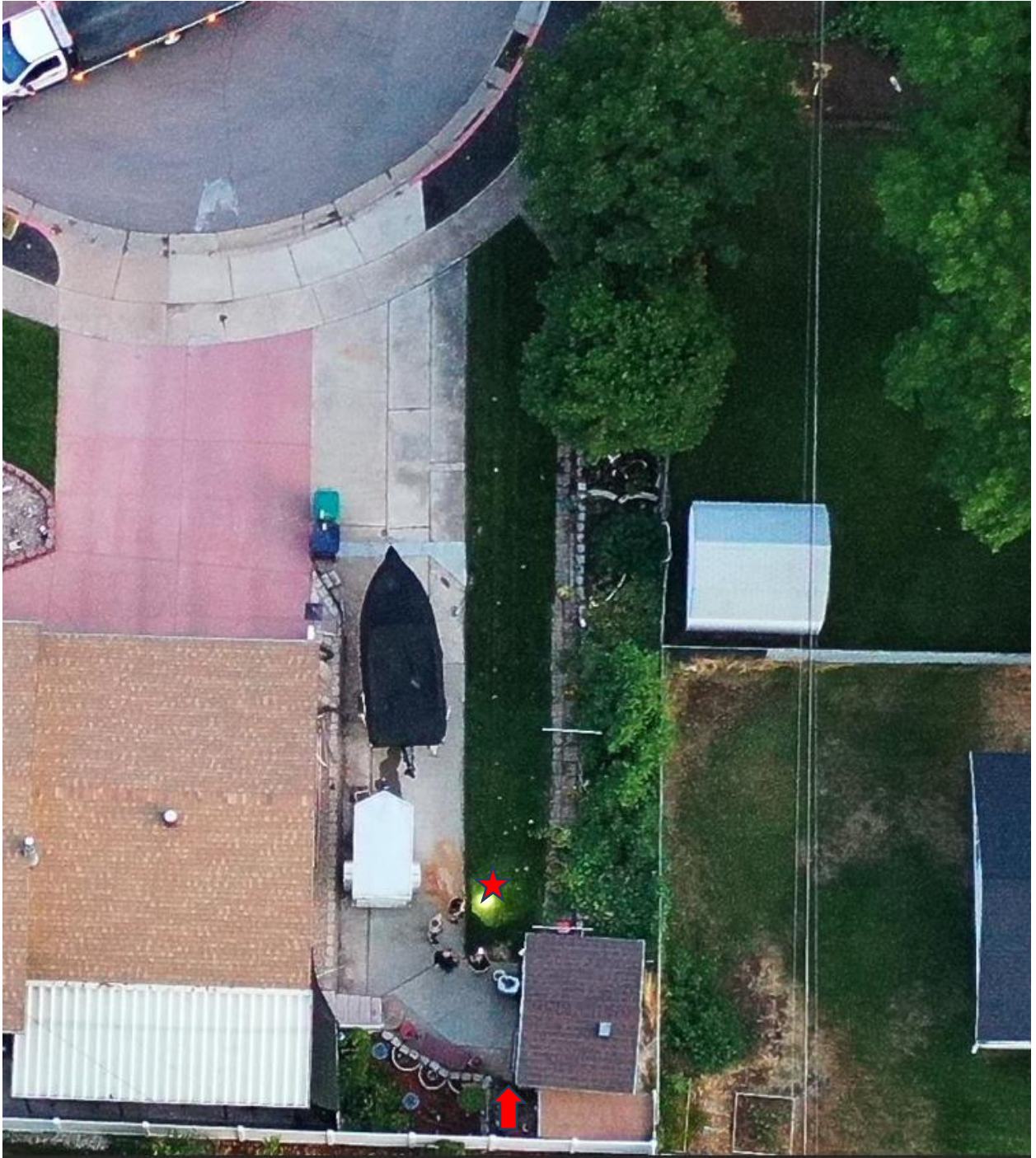
Lundgreen fled the scene but was found in the dead-end road of [REDACTED] just south of [REDACTED] by Officer Hackworth. The officer again had probable cause to stop Lundgreen and again activated his emergency overhead lights on his marked patrol vehicle. Lundgreen is seen in the dash camera video, throwing up his hands in frustration of not being able to escape, and then reverses the tow truck back to the dead-end portion of the road.

Below is an overhead photograph taken by CSI's drone just after the incident took place.



Lundgreen exits his vehicle and starts running along the west side of the residence of [REDACTED]. Officer Hackworth gives chase on foot. It is documented on Officer Hackworth's body worn camera that Lundgreen was laying in wait behind the shed on the northwest corner of the property and attempted to ambush Officer Hackworth. Lundgreen came out from behind the shed with a silver-colored handgun and fired at Officer Hackworth.

Below is a zoomed in photograph were this took place. Lundgreen was behind the shed at the bottom right of the photograph, marked with a red arrow. Officer Hackworth is marked by the red star.



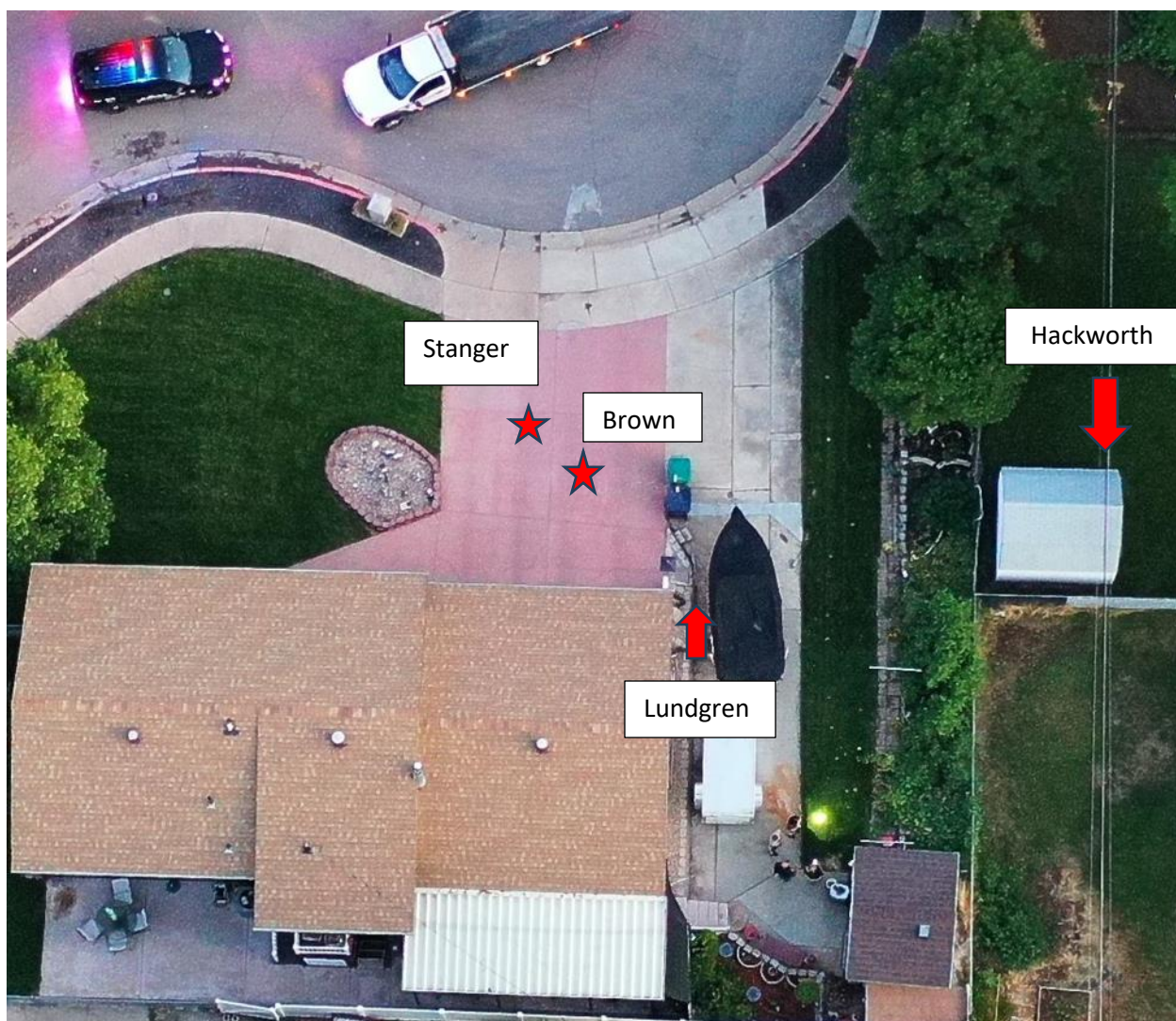
In his statement, Officer Hackworth believed he had no choice but to draw his duty issued 9mm sidearm, and fire back at Lundgreen in defense of his own life. Officer Hackworth also expressed that he does not know how he was not struck but Lundgreen bullets due to the close distance.

Officer Hackworth retreated backwards as he continued to fire his weapon. Lundgreen reached just his gun around the corner of the shed and again fired at Officer Hackworth.

At this point Officer Brown had arrived on scene and witnessed Lundgren's ambush attempt on Officer Hackworth. In his statement, Officer Brown expressed that Officer Hackworth was exposed out in the open with no cover. Officer Brown fired his weapon at Lundgren in defense of Officer Hackworth's life.

Officer Hackworth was able to retreat to a position near a small fence to the west of the property. There was a shed just on the other side of this fence and Officer Hackworth jumped the fence and took up a position on the west corner.

At this same time, Officer Brown had positioned himself near the southwest corner of the residence of 5677 S, Officer Stanger had joined him in the driveway. It is documented in both Officer Brown and Officer Stanger's body worn camera footage that Lundgren appears from behind a parked trailer and raises his handgun and fires at Officer Brown. There is trajectory from a bullet hole in a half fence that was on the southwest corner of the residence that is directly in line with the bullet that struck Officer Hackworth's patrol vehicle.

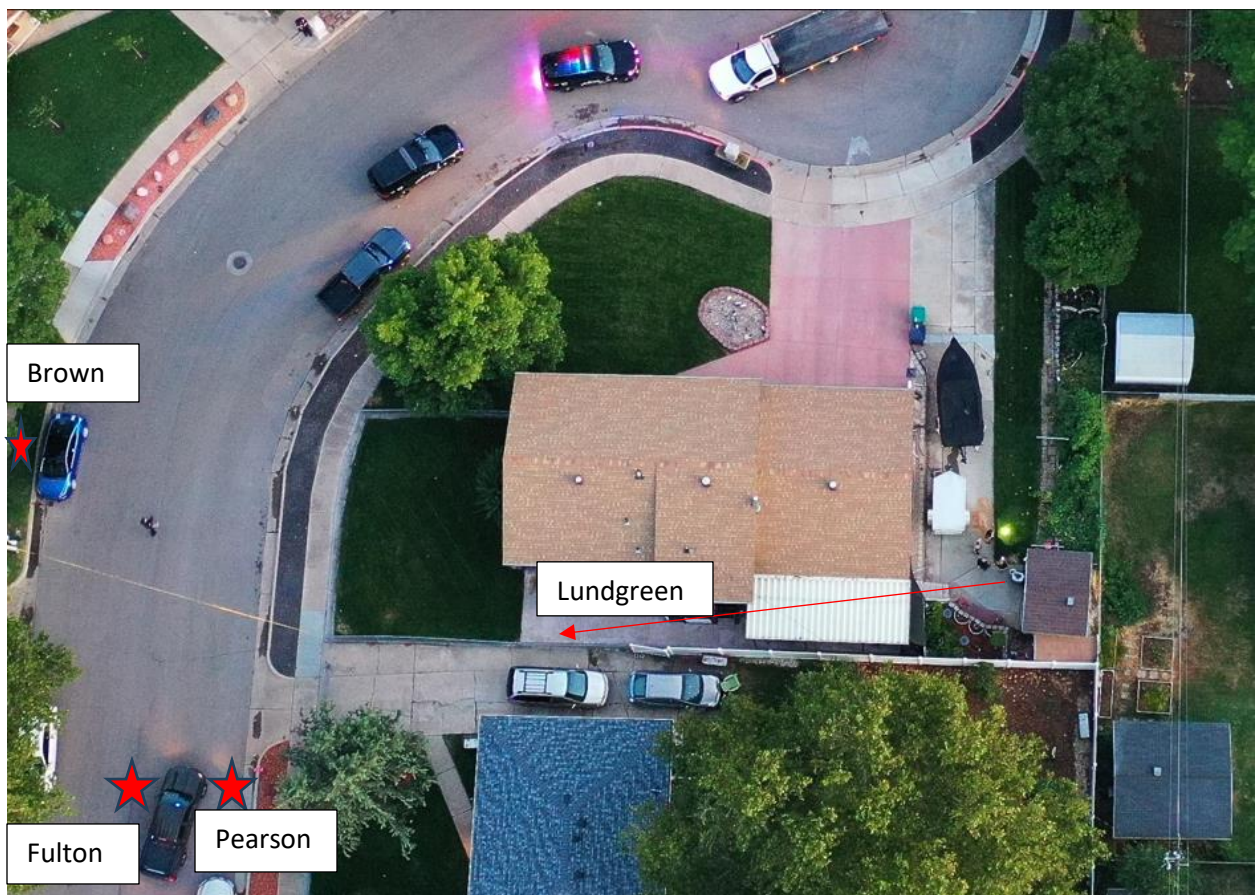


Officer Hackworth continues to engage Lundgreen, and they exchange fire. This is documented on the body camera and there is evidence that Lundgreen fired at Officer Hackworth in this position due to a bullet hole in the shed that Officer Hackworth was taking cover behind.

Lundgreen moved behind the residence of [REDACTED] and moved east towards [REDACTED] and encountered Det Pearson and Sgt Fulton who were clearly marked as police officers. Commands were shouted at Lundgreen to drop his weapon and to get on the ground. It is documented from Det Pearson's statement and verified through his body camera that Lundgreen fired his weapon in the direction of Det Pearson and Sgt Fulton. Both expressed that they believed Lundgreen was shooting at them personally. Sgt Fulton stated he returned fire at this point believing his life and the lives of everyone in this neighborhood were in danger of being killed.

Officer Brown had moved to a position of cover behind a vehicle on the east side of [REDACTED]. He observed Lundgreen firing at officers and again returned fire at Lundgreen.

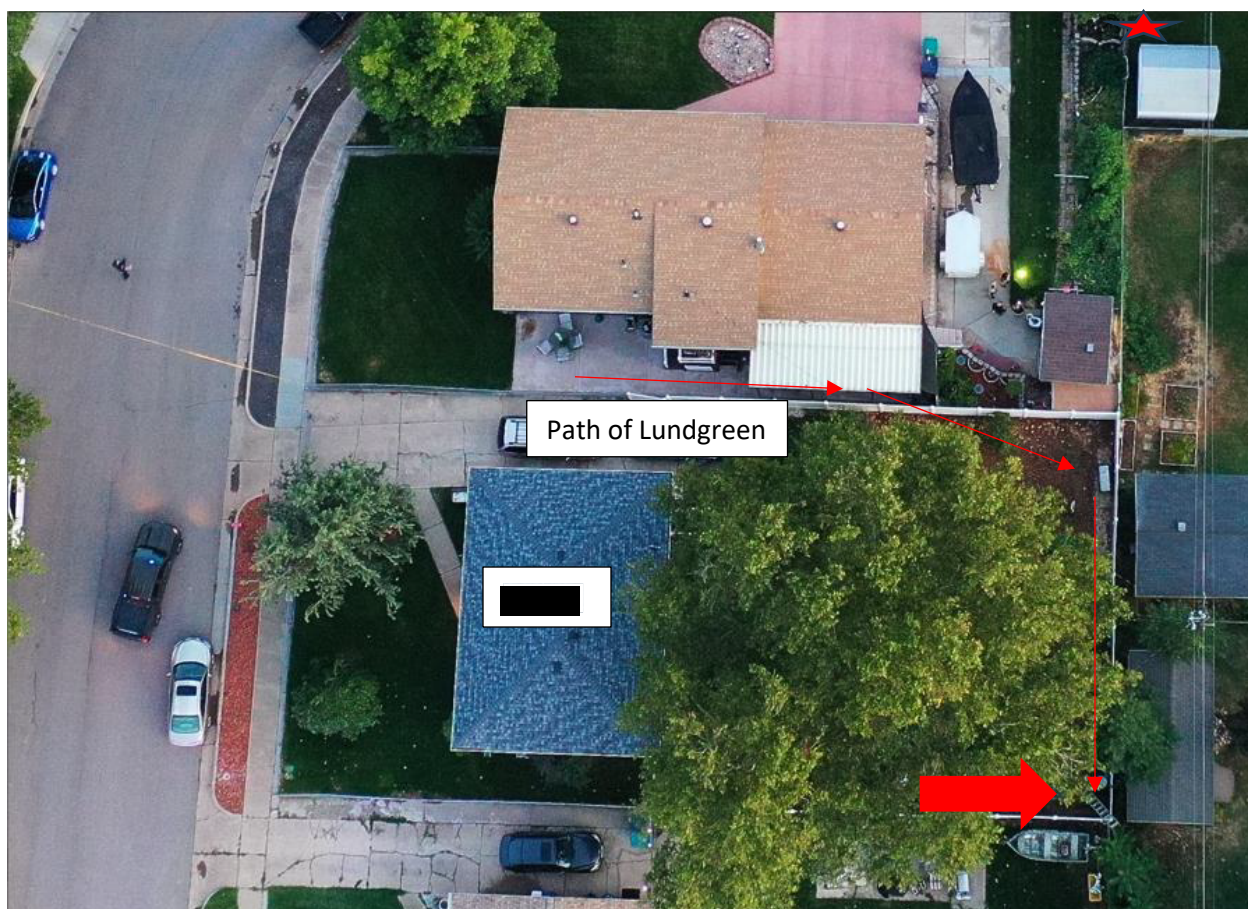
Below is a photograph showing the scene. The red line is where Lundgreen traveled before confronting officers on [REDACTED]. The red stars show where officers were positioned.



Lundgreen attempted to escape by jumping over the fence behind [REDACTED] and into the backyard of [REDACTED]. Officer Hackworth fired his weapon at Lundgreen again believing he still had the weapon and could not allow him to get out of the perimeter and which exposed a further possibility of exposure to citizens. Officer Hackworth expressed that Lundgreen came to Roy City with the intent to harm a child and had now attempted to kill him and other officers. Officer Hackworth believed he would stop at nothing to escape.

Lundgreen attempted further escape by placing a metal ladder on the west fence of [REDACTED] and climbing it to flee into the backyard of [REDACTED]. Officer Hackworth saw Lundgreen on the ladder and fired again, striking Lundgreen. This is documented on Officer Hackworth's body worn camera and the surveillance footage from the residence of [REDACTED].

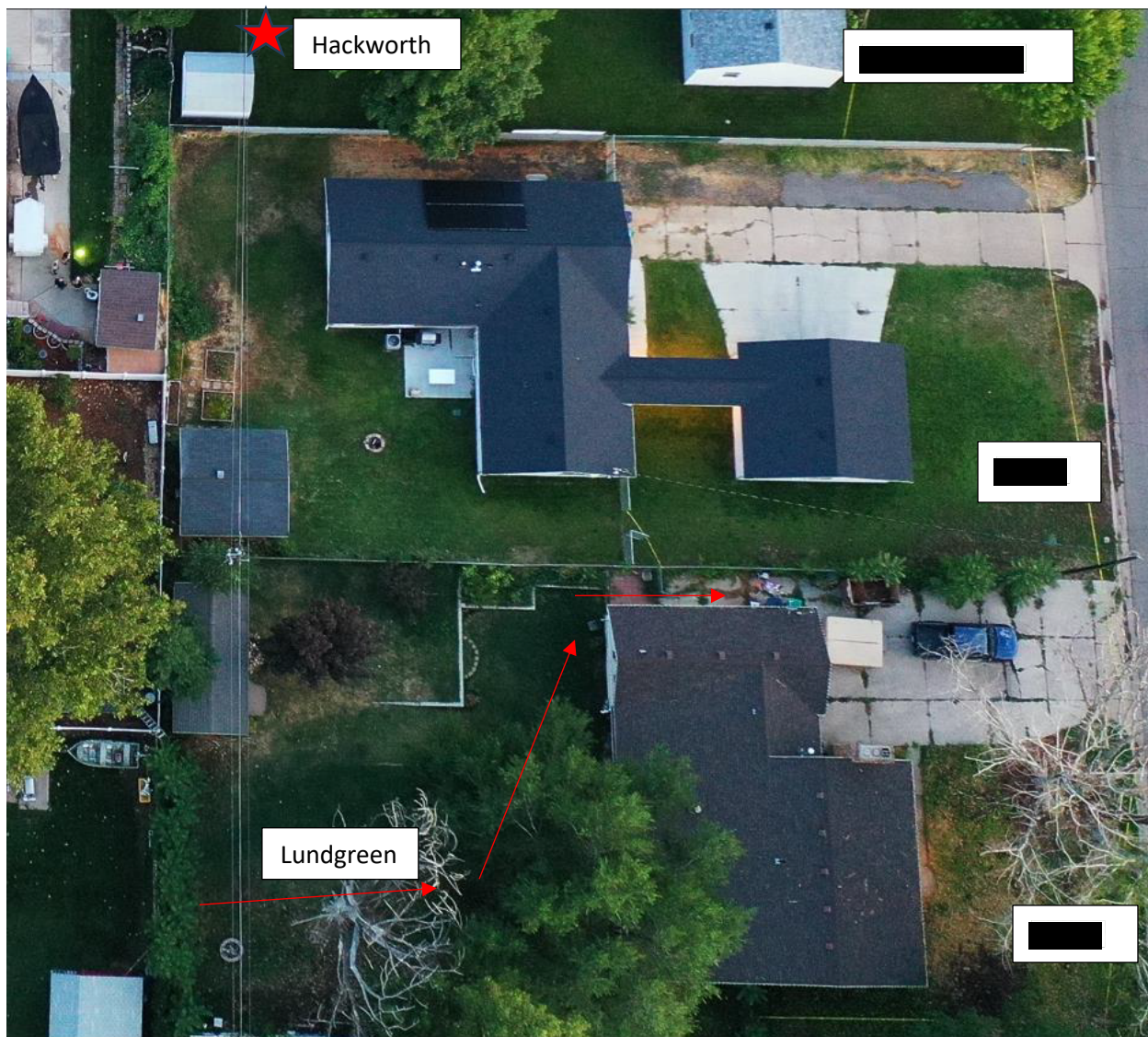
Below is a photograph of the scene. The red arrows show where Lundgreen went over the fence. At the bottom right corner of the photo, the ladder is leaning up against the fence.



Lundgreen still has the handgun at this time, but it is out of bullets. Lundgreen tosses the gun into the bushes on the east fence line of [REDACTED] and then pulls his cellular phone out and is carrying it in his hand. This is documented in the surveillance footage from [REDACTED].

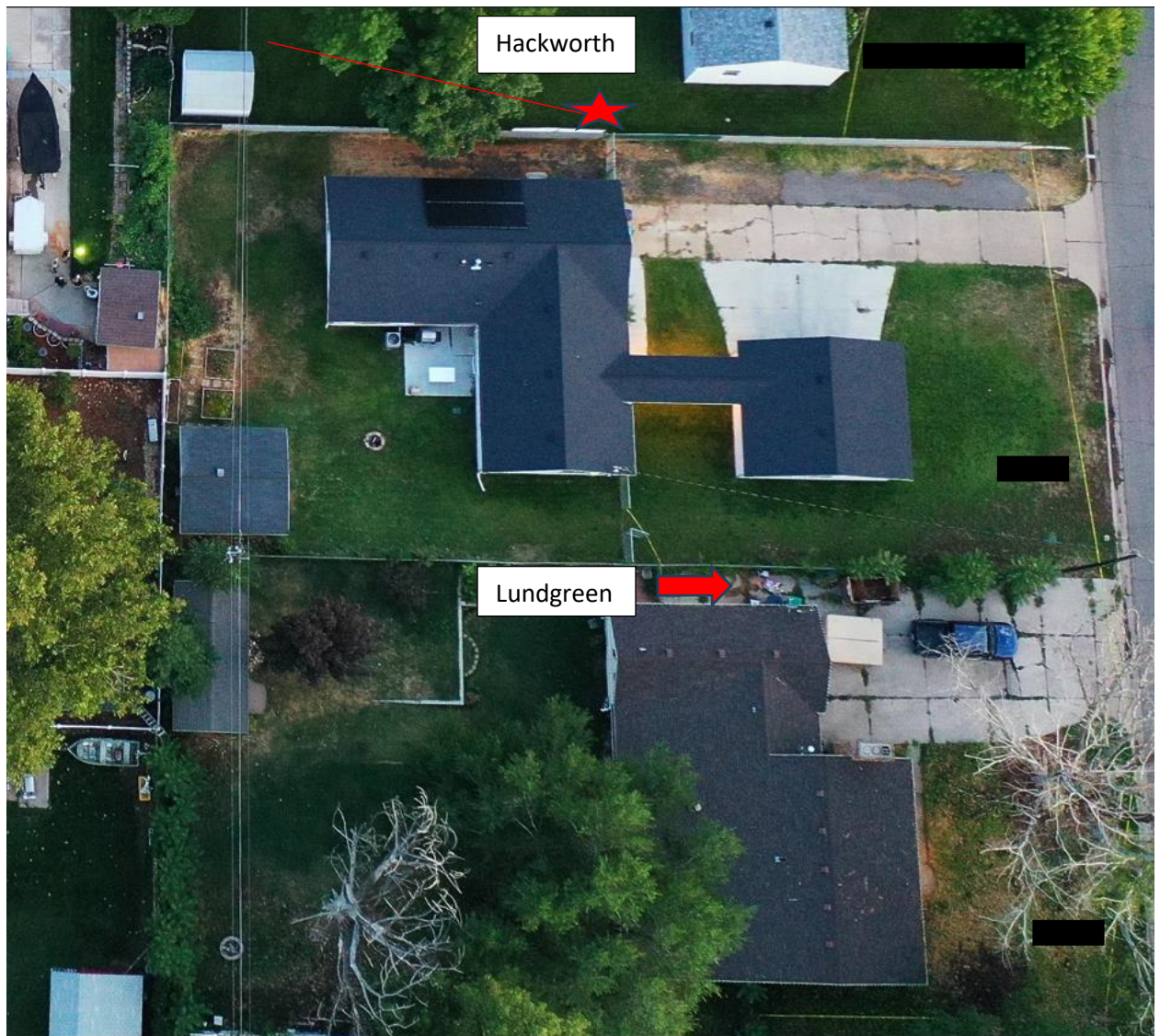
As Lundgreen is moving west through the property, Officer Hackworth fires his weapon again at Lundgreen. Officer Hackworth believes he still has the gun as he is trying to flee.

Below is a photo of the scene showing where Officer Hackworth was firing at Lundgreen as he moved west through the backyard of residence [REDACTED]



Officer Hackworth moves west and comes to an opening where he can see Lundgreen who is still moving westbound through the yard. In the audio of the body worn camera, Officer Hackworth yells at Lundgreen multiple times to drop his gun. Officer Hackworth's statement was that he could see Lundgreen had something in his hand and believed it was the same gun that Lundgreen had used to shoot and Officer Hackworth and the other officers. Officer Hackworth fired multiple times, yelling commands between shots, telling Lundgreen to get on the ground and to drop the gun. Officer Hackworth also got on the radio telling other officers that Lundgreen still had the gun in his hand.

Below is a photo showing where Officer Hackworth fired to the north and Lundgreen was struck and was went to the ground.



Conclusion Continued

Officer Cameron Hackworth- drew and fired his duty weapon only after being ambushed by Lundgreen who fired his handgun at Officer Hackworth. Officer Hackworth expressed that Lundgreen continued to fire at him as he sought cover. Officer Hackworth later fired at Lundgreen believing he was still armed and presented an immediate risk to the public and other officers if action was not immediately taken.

Officer Patrick Brown- drew and fired his duty issued weapon when he witnessed Lundgreen ambush Officer Hackworth. Officer Brown believed that if he did not take this immediate action that Officer Hackworth would have been killed. Officer Brown later narrowly missed being shot by Lundgreen and then returned fire after seeking cover.

Sgt Tim Fulton- fired his weapon after Lundgreen ignored commands of surrender and fired in the direction of Sgt Fulton and Detective Pearson. Sgt Fulton believed his actions were necessary due the defense of his own life, the lives of other officers, and the citizens who lived in this residential neighborhood.

All of these factors need to be taken into consideration when determining if the use of deadly force is justified.

***Investigator Steve Haney
Weber County Attorney's Office***



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November 12, 2024

Chief Mathew Gwynn
Roy City Police Department
5051 South 1900 West
Roy, Utah 84067

RE: OFFICER-INVOLVED SHOOTING; Officers Cameron Hackworth,
Tim Fulton and Patrick Brown

Dear Chief Gwynn:

Our office has concluded its investigation into an officer-involved shooting in which Jeremy Jason Lundgreen was shot by several police officers during an attempt to arrest him in connection with an enticement of a minor case. Officers Cameron Hackworth, Tim Fulton, and Patrick Brown all fired their duty weapons. The incident occurred on August 17, 2024 at approximately [REDACTED]. [REDACTED] Steve Haney was the lead investigator, and he was assisted by members of the Weber County Force Investigation Team and the Homicide Task Force.

I have thoroughly reviewed the investigation and discussed it at length with investigators and senior prosecutors in my office. This letter will provide a summary of the facts giving rise to the conclusions reached herein. The complete investigation report prepared by Steve Haney contains significantly more detail than outlined in this letter. The content of that report should be considered incorporated into this letter in order to provide a full and complete understanding of the factual background. My conclusions are as follows:

SUMMARY

On August 17, 2024, officers from the Roy City Police Department were attempting to effect an arrest on a suspect in an enticement of a minor case. Jeremy Lundgreen had been communicating with Detective Ben Pearson, believing he was messaging with a 13-year-old female. Lundgreen wanted to meet the girl with the intention of having unlawful sexual intercourse. Officers located the defendant in his vehicle near the meeting place arranged by Detective Pearson. Officers pulled up behind Lundgreen's truck with their overhead police lights activated and shouted at Lundgreen to get out of the truck. In response, Lundgreen shouted "fuck you!" and fled in the truck. Shortly thereafter Officer Hackworth located him in a nearby cul-de-sac. The overhead emergency lights on Hackworth's marked police vehicle were again

activated. This time Lundgreen jumped out of his truck and fled on foot. As Hackworth gave chase, Lundgreen jumped out from behind a shed and fired a handgun at the officer. Hackworth fired back while retreating from Lundgreen who continued to fire at the officer.

At this point Officer Brown had arrived on scene and witnessed Lundgreen's ambush attempt on Officer Hackworth. Officer Brown explained that Officer Hackworth was exposed out in the open with no cover. Officer Brown fired his weapon at Lundgreen in defense of Officer Hackworth. Both officers retreated and took cover. As officers approached the driveway of the residence, body camera footage shows Lundgreen appear from behind a parked trailer where he raises his handgun and fires at Officer Brown. Officer Hackworth continues to engage Lundgreen, and they exchange fire.

Lundgreen then moved behind the residence going east where he encountered Detective Pearson and Sgt Fulton who were clearly marked as police officers. Commands were shouted at Lundgreen to drop his weapon and to get on the ground. Lundgreen fired his weapon in the direction of Pearson and Fulton. Fulton stated he returned fire at this point believing his life and the lives of everyone in this neighborhood were in danger.

More gunfire was exchanged as Lundgreen tried to escape by going over a fence into an adjacent backyard. Lundgreen apparently ran out of bullets around this point and discarded his .45 caliber handgun (which was subsequently located nearby). At this point Hackworth saw Lundgreen trying to escape through the backyard. Hackworth saw that Lundgreen was still carrying what appeared to be a gun, and he shouted at him to drop the gun. When Lundgreen refused to drop the object (later determined to be a cell phone), Hackworth fired at him again and Lundgreen went to the ground. Officers approached Lundgreen cautiously, believing he still had the gun. They secured him and called medical. Lundgreen was treated and transported to the hospital where he eventually died from his wounds.

Officers shouted commands at Lundgreen several times throughout the encounter to drop the gun and get on the ground, but he never made any attempt to comply. In fact, at various points throughout, Lundgreen shouted at officers telling them to shoot him and to kill him. This suggests that Lundgreen was seeking to facilitate a "suicide by cop."

LEGAL STANDARDS AND ANALYSIS

Pursuant to Utah Code 76-2-404(2), an officer is legally justified in using deadly force when:

(b) effecting an arrest . . . if: (i) the officer reasonably believes that deadly force is necessary to prevent the arrest from being defeated by escape; and (ii)(A) the officer has probable cause to believe that the suspect has committed a felony offense involving the infliction or threatened infliction of death or serious bodily injury; or (B) the officer has probable cause to believe the suspect poses a threat of death or serious bodily injury to the officer or to an individual other than the suspect if apprehension is delayed; or (c) the officer reasonably

believes that the use of deadly force is necessary to prevent death or serious bodily injury to the officer or an individual other than the suspect.”

The determination of whether an officer’s use of deadly force was “reasonable” under the particular circumstances is the paramount question. In *Graham v. Conner*, 490 U.S. 386 (1989), the United States Supreme Court instructed that “reasonableness” for law enforcement officers must be assessed objectively, in light of a “reasonable officer on the scene, rather than with the 20/20 vision of hindsight.” *Id.* At 396 (internal citations omitted). The *Graham* court also explained that “The calculus of reasonableness must embody allowance for the fact that police officers are often forced to make split-second judgments – in circumstances that are tense, uncertain, and rapidly evolving – about the amount of force that is necessary in a particular situation.” *Id.* At 397. The Court held that this determination “requires a careful balancing of the nature and quality of the intrusion on the individual’s Fourth Amendment interests . . . against the countervailing governmental interests at stake.” *Id.* Finally, the *Graham* court instructed (*id.* (internal citations omitted)):

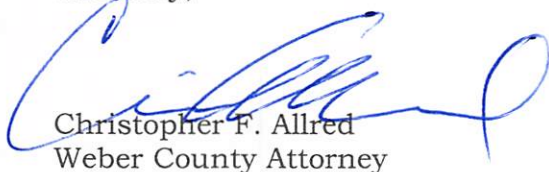
Because “[t]he test of reasonableness under the Fourth Amendment is not capable of precise definition or mechanical application,” . . . its proper application requires careful attention to the facts and circumstances of each particular case, including the severity of the crime at issue, whether the suspect poses an immediate threat to the safety of the officers or others, and whether [the suspect] is actively resisting arrest or attempting to evade arrest by flight.

CONCLUSION

In this instance Lundgreen fired on three different officers. Each officer in turn fired back at Lundgreen. Over the course of the encounter, Lundgreen was given opportunities to surrender as officers shouted for him to drop the weapon and get on the ground. Instead of complying, Lundgreen continued to escalate the situation by firing his weapon at the officers. Under these circumstances it was reasonable for each officer to believe that the use of deadly force was necessary to prevent death or serious bodily injury to the officer or an individual other than the suspect. Therefore, we conclude that each of the officers were justified in their use of deadly force.

Please feel free to call me if you would like to discuss this further.

Sincerely,



Christopher F. Allred
Weber County Attorney