

**05227000367**

On Monday, August 15, 2005, at approximately 6:00 a.m., officers were dispatched to the 6700 block of Mocking Bird Woods Court in Lorton for an unknown situation, which was shortly thereafter changed to a domestic violence event. As the first officer arrived on the scene, he found the front door to the townhouse ajar and could hear a struggle inside. The officer ran up the front steps and observed a man holding a female victim, who was covered in blood, in a headlock with his left arm. The man was repeatedly striking her in the head and body with a closed fist. The officer radioed for the back-up officers to expedite their response, and gave commands to the man to release the female. The man released the female and she ran out of the townhouse. The man then sat on the steps inside the townhouse.

While inside the townhouse, the officer continually gave the man commands to "lie on the ground" which was met with half compliance. The man did not completely lie down but stayed on his elbows, clinching his fist, and chanting obscenities at the officer. Back-up officers arrived and all the officers moved to the front steps of the home where they could better assess the situation and communicate with the man. Eventually, the man stood up and proceeded to the landing outside the front door. The prompted the officers to retreat in an effort to put distance between themselves and him. During the retreat, an officer applied oleoresin capsicum spray to the man's face which had no effect. The officers continued to give verbal commands to the man to get on the ground while he continued to advance towards the officers. Once the man was at the bottom of the steps, two officers drew their batons while still issuing verbal commands to him to stop and get on the ground.

The man immediately turned towards the first officer, raised his arms, clenched his fist, and charged the officer. The officer retreated down the sidewalk in order to maintain distance from the man and discarded his baton. The officer believed the baton would be ineffective with the behavior the man was exhibiting. The officer felt that the man's behaviors indicated he was either under the influence of narcotics or experiencing a major psychotic episode. The officer drew his service weapon and pointed it at the man. While still retreating to gain distance, the officer continually issued verbal commands and warned the man that he would shoot if he did not stop advancing. The man continued charging towards the officer when the officer fired his service weapon, missing the man.

The man continued to charge towards the officer when the officer fired his service weapon a second time striking him in the abdomen. A second officer simultaneously fired his service weapon grazing the man. The man stopped charging the officer and began to walk in a circle. Meanwhile, the officers continued to issue verbal commands to get on the ground which the man ignored. He began walking toward the end of the street on the sidewalk where he collapsed.

The man was taken into custody and medical treatment was attempted, however, the man resisted any medical aid. Eventually, with the assistance of the Fire and Rescue Department, medical aid was rendered.

The man was subsequently charged with Malicious Wounding and Abduction.