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On Tuesday, September 11, 2007, at approximately 3:32 a.m., uniformed officers responded to a single vehicle crash on Sunrise Valley Drive near Coppermine Road in Herndon. When the officers arrived, the driver was sitting in the driver seat and refused to exit. Officers called for a tow truck because the vehicle was disabled and partially blocking the road.

Officers negotiated with the driver for over forty minutes to exit his vehicle, however, he continuously refused. As the first officer approached the driver to remove him from the vehicle, the driver exited the vehicle on his own and placed a firearm to the head of the officer. The officer pushed the gun away and struggled with the driver for possession of the firearm. Observing the struggle, a second officer deployed the electronic control weapon, which was ineffective.

The second officer then realized the driver had a firearm and transitioned to his firearm. The second officer and a third officer discharged their service weapons, striking the driver (as the first officer and driver fell to the ground during their struggle).

Officers provided medical aid to the driver until relieved by Fire and Rescue personnel. He was transported to Inova Fairfax Hospital for medical treatment.

The driver's firearm, a .40 caliber semi-automatic pistol along with additional ammunition, were recovered at the scene.

The driver was subsequently charged with Attempted Capital Murder of a Law Enforcement Officer and Use of a Firearm in the Commission of a Felony.