

**San Francisco Police Commander Paul Yep
Talking Points and Briefing Material**

May 26, 2023 OIS Town Hall Remarks



Safety with Respect

**SFPD Headquarters
Conference Room 1025
May 26, 2023 — Time: 1500 hours**

Introduction

The Officer Involved Shooting (OIS) incident discussed in this presentation started on Friday, May 19th, 2023, at approximately 2:20 PM on the 100 block of Bosworth Street in San Francisco's Glen Park neighborhood. This incident involved uniformed patrol members of the San Francisco Police Department assigned to Ingleside Station and members assigned to the Special Operations Bureau.

Of the 55 officers on scene during the OIS incident, 46 of the officers completed Crisis Intervention Team (CIT) Training. The officer who discharged their department issued rifle has completed CIT Training.

Officers who are CIT trained have completed a 40-hour California Peace Officers Standards and Training (POST) certified course which prepares them to respond to persons in crisis incidents and, as a team, formulate a plan, establish rapport, and use de-escalation tactics (including tactical repositioning and creating time and distance), whenever possible, to safely resolve person in crisis incidents.

Of the officers on scene during the OIS incident, 47 have received Critical Mindset Coordinated Response (CMCR) Training. All four of the officers who used force have completed CMCR Training.

CMCR is a 20-hour POST-certified training course developed by the San Francisco Police Department's Field Tactics Force Options Unit (FTFO). Training objectives include critical decision-making during high-risk incidents experienced while in the field. Officers develop necessary skill-sets and gain a deeper understanding of how to resolve these incidents with a coordinated and tactically sound approach using teamwork and leadership.

In this presentation you will hear the following terminology and radio code language commonly used by officers:

- **221** is police radio code for “Person with a Gun”
- **459** is police radio code for “Burglary”
- **Bearcat** is an armored rescue vehicle used to provide protection from gunfire for officers and community members during rescue, critical incidents, and other hazardous situations. These vehicles allow officers closer access to high-risk situations while substantially reducing the physical risk to the officers and others.
- **BWC** is body worn camera.
- **Code 33** is police radio code for “Emergency- Clear the Radio Channel.”
- **Crisis/Hostage Negotiations Team** is often referred to as C/H.N.T., whose members are on-call specialized officers and sergeants trained to assist in resolving through communication the following types of incidents: crisis and hostage situations, barricaded individuals, high-risk suicide threats, and high-risk warrant service.
- **Critical Incident** is a life-threatening situation that requires a coordinated tactical response in a specific location. Examples include barricaded individuals, hostage situations, and sniper situations.
- **Command Post** Command Post is often referred to as the “C.P.”, “Operational Command Post”, or “O.C.P.”. The Command Post is the location established by the Operational Commander, who is the source of command authority, decisions, and media information.
- **Dispatch** is the Department of Emergency Management Dispatcher and radio communications system.

- **Extended Range Impact Weapons (or ERIWs)** are less lethal force options. Specialist Team and Tactical Unit members use this weapon to deploy a projectile such as a 40mm foam baton or pepper-ball chemical agent. ERIWs are designed to temporarily incapacitate an individual.
- **OIS** is an Officer Involved Shooting.
- **Public Safety Statement** is information obtained by a supervisor from an officer who utilized lethal force at an Officer Involved Shooting. Questions are intended to determine existing threats to public safety and identify transitory evidence that must be preserved. The scope of this statement is limited to the collection of such critical, fleeting information in the immediate aftermath of these critical incidents. It is the department's policy to deactivate body worn cameras before obtaining Public Safety Statements, and the policy instructs the supervisor to remind the involved officers not to discuss the incident further at the scene.
- **Red Light-** When feasible, officers deploying an ERIW projectile announce to other officers their intent to use the ERIW by stating, "Red light! Less Lethal! Less Lethal!"
- **Specialist Team** is an on-call specialized unit (often referred to as "Specs") within the Special Operations Bureau consisting of patrol officers and sergeants trained in responding to high-risk incidents.
- **Tactical Unit** is a full-time specialized unit (often referred to as "TAC" or "SWAT") within the Special Operations Bureau trained in responding to high-risk incidents.
- **Tactical Emergency Medics** are San Francisco Fire Department members embedded with the San Francisco Police Department's Tactical Unit to immediately render medical aid at the scene of critical incidents, active shooters, and high-risk warrant service.

- **Third Party Intermediary or (TPI)** - is a person such as a friend or family member used by The Crisis/Hostage Negotiation Team to communicate with the individual in crisis through a recorded message.

The precise chronology of this incident is currently under investigation. The times presented are approximate. The following is a summary of the events as they are understood as of today and may evolve as further information is learned through the investigation. As of Friday, May 26th, 2023 we believe the facts are as follows:

Incident Narrative

1. At approximately 2:20 pm, the Department of Emergency Management dispatched SFPD officers from Ingleside Station to a call for service regarding a burglary suspect armed with a firearm on the 100 block of Bosworth Street.
2. This incident occurred at a multi-unit property. On the first floor of the property is a commercial space. On the second floor of the property are multiple apartment units. At the rear of the building is a basement that was converted to an apartment.
3. Body worn camera video footage from responding Ingleside Station officers began as they met with the 911 caller on the 100 block of Cuvier Street.
4. The 911 caller stated on scene that they were the victim of a burglary. The 911 caller told officers that the suspect was still in the basement level apartment, and armed with a firearm.
5. As seen on body worn camera footage, the 911 caller pointed to the metal sliding door leading to a breezeway on the back of the property which is the back entrance to this commercial space. The 911 caller stated they believed the suspect was behind the green door under the stairs in that area.
6. The 911 caller identified the suspect as Sergio “Milton” Barrios at the scene.
7. Officers established a perimeter around the property.
8. One of the officers recognized Mr. Barrios’ name as being involved in a previous incident in 2021 at this location. In that incident, Mr. Barrios shot and killed his own dog.
9. Officers who had previously interacted with Mr. Barrios in 2021 recalled using Spanish as the primary language to communicate with him. The initial officer on scene during this current incident, is a qualified SFPD bilingual Spanish speaking officer.

10. At approximately 2:40 pm officers maneuvered a patrol vehicle in close proximity to the property and began giving commands to Mr. Barrios in both English and Spanish over a public address system. There was no apparent response.
11. At approximately 2:50 pm, San Francisco Fire Department Medics arrived on scene and staged on Bosworth Street.
12. At approximately 3:33 p.m. (approximately one hour and thirteen minutes after police were dispatched), a critical incident was declared and a command post was established on the 100 Block of Bosworth Street. Additional resources, including the SFPD's Tactical Unit, the Crisis/Hostage Negotiations Team and additional medical personnel were requested to respond to the incident.
13. At the request of officers on scene, Mr. Barrios' family members provided information in a continued attempt to communicate with him. Officers attempted to contact Mr. Barrios again by utilizing a P.A. system. There was no apparent response.
14. At approximately 3:49 pm, Mr. Barrios exited the lower basement apartment and stepped out onto the breezeway of the property. Officers observed him holding a vodka bottle containing a clear liquid in his left hand and a silver handgun in his right hand.
15. Officers observing Mr. Barrios in the breezeway issued commands to drop the firearm. Mr. Barrios complied with the commands and threw the firearm onto the ground a few feet in front of him.
16. Throughout this incident, Mr. Barrios remained in close proximity to the firearm for approximately two hours. Mr. Barrios threw a set of keys on top of the firearm. Mr. Barrios appeared to be listening to music, manipulating his cell phone, and drinking from two alcohol bottles. Officers continued to give Mr. Barrios commands in Spanish to move away from the firearm.
17. The Tactical Unit maneuvered the Bearcat to the 100 block of Cuvier Street.
18. The qualified bilingual officer entered the Bearcat and utilized a P.A. system to continue issuing commands to Mr. Barrios in

- Spanish. The officer is heard on body worn camera video footage telling Mr. Barrios to not go for the gun and that he wants to help him. This officer continually issued commands to Mr. Barrios for approximately one hour and ten minutes.
19. Crisis/Hostage Negotiations Team arrived on scene and joined the qualified bilingual officer in the Bearcat to assist in negotiations.
 20. Family members on scene told the Crisis/Hostage Negotiations Team that Mr. Barrios had a close relationship with a specific family member. The Crisis/ Hostage Negotiations Team obtained a voice recorded message from this family member in Spanish and played it from a P.A. system to Mr. Barrios, who did not respond.
 21. The Tactical Unit deployed an iRobot (a remote-controlled device equipped with a camera) into the breezeway. This device provided a live stream video feed to the Crisis/Hostage Negotiations Team.
 22. The qualified bilingual officer attempted to call Mr. Barrios on his cell phone but he did not answer. The same officer then used the P.A. system and directed Mr. Barrios to answer his cell phone. This officer attempted to call Mr. Barrios twice. Mr. Barrios did not answer the phone calls.
 23. The Crisis/Hostage Negotiations Team played another voice message from Mr. Barrios' family member over the P.A. system. Mr. Barrios did not react to it. An officer on scene signaled to let the Crisis/Hostage Negotiations Team know that Mr. Barrios may not be able to hear the P.A. system because he was wearing headphones.
 24. The Crisis/Hostage Negotiations Team members and the qualified bilingual officer exited the Bearcat and moved to a position directly behind the members of the Special Operations Bureau to give direct de-escalation commands in Spanish.
 25. A Crisis/Hostage Negotiations Team member played the voice message from Mr. Barrios' family member again to attempt to de-escalate the situation.

26. While remaining near the firearm, Mr. Barrios removed his rosary and held it in his hand. Multiple officers on scene appeared concerned about Mr. Barrios' actions and were heard on body worn camera saying, "He is taking off his rosary beads."
27. The qualified bilingual officer told Mr. Barrios to stand up and walk towards the officers. Mr. Barrios raised his index finger and moved it side to side. The qualified bilingual officer is heard on body worn camera video saying, "I told him to get up and walk back towards us. He said no. He held up his fingers saying no".
28. At one point, Mr. Barrios was holding a wine bottle in his left hand and a vodka bottle in his right hand. Mr. Barrios raised each bottle to his mouth and appeared to drink from them
29. The Crisis/Hostage Negotiations Team gave continuous commands and offers of help to Mr. Barrios in Spanish through the qualified bilingual officer.
30. Mr. Barrios removed his headphones and an officer on scene could hear music coming from Mr. Barrios' cellphone. The Crisis/Hostage Negotiations Team continued to give him commands in Spanish through the qualified bilingual officer.
31. Mr. Barrios was seen holding a folded dollar bill containing an unknown substance. Officers on scene believed the substance was a form of narcotics. Mr. Barrios then appeared to ingest the suspected narcotics. Officers are heard on body worn camera saying, "He's got coke on a dollar bill. He's snorting coke right now."
32. The qualified bilingual officer continued to give commands and offers to help Mr. Barrios in Spanish. The qualified bilingual officer repeatedly told Mr. Barrios not to reach for the firearm.
33. The Crisis/Hostage Negotiations Team made a plan to utilize Mr. Barrios' family member again to record another voice message. The goal was a continued effort to de-escalate and convince Mr. Barrios to move away from the firearm.

34. Officers on scene observed Mr. Barrios' demeanor change shortly after ingesting the suspected narcotics through his nose. Mr. Barrios' behavior became more animated. Officers are heard on body worn camera video saying, "The coke is kicking in".
35. A Specialist Team Supervisor formulated and communicated a plan to the officers with the objective of distancing Mr. Barrios from the firearm.
36. Mr. Barrios was observed ingesting more of the suspected narcotics through his nose. Officers are heard on body worn video camera saying, "He did another round of coke. He's snorting more cocaine."
37. In order to de-escalate the situation, the qualified bilingual officer continued to give Mr. Barrios commands in Spanish. The Crisis/Hostage Negotiations Team played another voice recorded message from his family member over the P.A. system
38. The qualified bilingual officer told Mr. Barrios in Spanish that his family was outside, and they were worried about him. Mr. Barrios replied, (My family? What family?) in Spanish.
39. Mr. Barrios picked up the keys which were touching the handle of the firearm, which were still on the ground directly in front of him. Multiple officers on scene yelled, "No!". Mr. Barrios backed away from the firearm for a moment and leaned against the building.
40. At 5:49 PM, which was approximately 3 hours and 29 minutes after the officers were dispatched to the call for service, Mr. Barrios leaned over towards the firearm. Multiple officers yelled "No!", "Hey!", and "Red Light!".
41. Mr. Barrios then picked up the firearm.

Four officers used force at this time:

**Officer #1 discharged their department issued rifle.
Officer #2 deployed a 40mm less-lethal foam baton.
Officer #3 deployed a 40mm less-lethal foam baton.
Officer #4 deployed a “pepper-ball” chemical agent.**

42. At approximately 5:50 PM, a designated team consisting of Special Operations Bureau members and the San Francisco Fire Department Tactical Emergency Medics quickly moved towards Mr. Barrios to provide medical aid and take him into custody.
43. Approximately thirty-four seconds after force was used, Mr. Barrios received medical attention.
44. Mr. Barrios was transported by the San Francisco Fire Department to Zuckerberg San Francisco General Hospital where he was later pronounced deceased.

Additional Information

Subject

- Sergio “Milton” Barrios

- Date of birth: May 10, 1983

Evidence

- Crime Scene Investigators from the San Francisco Police Department Forensic Services Division responded and processed physical evidence from the scene, including, but not limited to the following:
 - One .45 caliber semi-automatic pistol.
 - Make: AMT
 - Model: 1911 Hardballer loaded with three .45 caliber rounds of ammunition.
 - Two 40mm foam baton projectiles
 - Three .223 fired cartridge casings
 - one vodka bottle
 - one wine bottle

Video Footage and Photographs

- Officers on scene were wearing Department-issued body worn cameras, which were activated at the time of the incident and recorded the events as they unfolded.
- Security cameras owned by a private party recorded footage of the incident that was later provided as evidence to the San Francisco Police Department and the San Francisco District Attorney's Independent Investigations Bureau.
- Any other relevant video footage or photographs can be provided to the San Francisco Police Department Investigative Services Detail and/or to the San Francisco District Attorney's Independent Investigations Bureau using the following phone number: (415) 575-4444.

Witnesses

- Multiple eyewitnesses of the incident were interviewed by San Francisco Police Department's Investigative Services Detail and the San Francisco District Attorney's Independent Investigations Bureau.
- Any other witnesses are encouraged to contact the San Francisco Police Department and San Francisco District Attorney's Independent Investigations Bureau at (415) 575-4444.

Involved Member

The SFPD officer who discharged their weapon in this incident is:

Officer Gregory Buhagiar #1277, a Specialist Team Officer,
assigned to Northern Station