

**Case Number:** P200904019

**Date of Violation:** 03/24/2009

**Date Closed:** 06/01/2009

**Date Received:** 04/06/2009

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**Complainant(s):**

No Complainants

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**Involved Officers:**

**Mcalexander, Kachina (P99076)**

<u>Violation</u>	<u>RR Code</u>	<u>OMS Code</u>	<u>Other Desc</u>	<u>Disposition</u>	<u>Penalty</u>	<u>Hours</u>		
						<u>Fined</u>	<u>Suspended</u>	<u>Abeysance</u>
Aggravated Conduct Prohibited by Law	115.2			Not Reviewed	Resigned			
Date Sustained:								
Disposition Category:								
Disposition Level:								

IAB REVIEW		
	Initial	Date
Comm	<i>[Signature]</i>	6/1/09
Lt.	<i>[Signature]</i>	

**DENVER POLICE DEPARTMENT  
INTER-DEPARTMENT  
CORRESPONDENCE**

**TO:** John Burbach Commander, Internal Affairs Bureau

**FROM:** Lt. Marcus L. Fountain, Internal Affairs Bureau

**DATE:** June 1, 2009

**SUBJECT: Case Number: P200904019**  
**Complainant: Lt. Marcus L. Fountain, # 91036**  
**Type of Complaint: Aggravated Conduct Prohibited by Law**  
**Subject Officer: Kachina McAlexander, # P99076**

**INCIDENT**

Officer McAlexander was on vacation in South Dakota when she became [REDACTED]

**COMPLAINT**

When officers responded to her hotel room, they deployed their Taser and Officer McAlexander fired her service weapon several times. This exchange resulted in Officer McAlexander being charged with two counts of Attempted Murder.

**INVESTIGATION**

On 04/18/09, Officer McAlexander resigned from her position with the classified service.

On 06/01/09, I received a copy of the case packet that was completed by Investigator Brett Garland of the South Dakota Bureau of Investigation. Included with the packet were numerous documents containing a variety of information. These documents are included in the case for your review. For a complete understanding of this case, it is necessary that all statements be reviewed in their entirety.

Respectfully Submitted,



Lt. Marcus L. Fountain, # 91036  
Internal Affairs Bureau

Status: Open - Assigned

Case No: P200904019

**Denver Police Department  
Internal Affairs Bureau  
Complaint Summary**

**How Complaint Was Received:**

**Date Received:** 04/06/2009

**Requesting Station Officer:** Fountain, Marcus (P91036)

**Date Case Closed:**

**Type of Complaint:** Aggravated Conduct Prohibited by Law

**RR Code:** 115.2

**OMS Code:**

**Taken By:** Fountain, Marcus (P91036)

**Officer:** Mcalexander, Kachina (P990) **Assign:** Internal Affairs Bureau

**Notify Date:**

**Case Type:** Formal

**Assign To:** IAB

Name	Badge	Bureau
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Witness Officer(s)	Badge #	Assignment
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Complainant	Type	Address	City	State	Phone
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Place of Occurrence:	Second Street	Date	Time	District
415 Mt. Rushmore RD		03/24/2009	21:23	

**Incident Summary:**

The subject officer was charged with a felony in another state.

**Internal Affairs Bureau Command Review**

**Assigned By:** Fountain, Marcus (P91036)

**Case Assigned To:** Fountain, Marcus

**Assigned On:** 04/06/2009

IN AND BEFORE THE POLICE DEPARTMENT

DIVISION OF THE

DEPARTMENT OF SAFETY

CITY AND COUNTY OF DENVER

City and County of Denver, Colorado )  
)  
IN THE MATTER OF: )  
KACHINA MCALEXANDER )  
OFFICER )  
IN THE CLASSIFIED SERVICE )  
OF THE DENVER POLICE DEPARTMENT )

ORDER OF SUSPENSION

TO: Officer Kachina McAlexander, 99076  
Officer In the Classified Service  
Of the Denver Police Department

As Chief of Police for the City and County of Denver, Colorado, I received information from the Internal Affairs Bureau that on March 27, 2009, you were charged in Custer County South Dakota with three (3) counts of Attempted Murder and three (3) alternate counts of Aggravated Assault, all of which are Felony Charges.

Accordingly, pursuant to the authority vested in me by Section 9.4.17 of the Charter of the City and County of Denver, State of Colorado, you are hereby suspended from duty, without pay, effective March 28, 2009, for an indefinite period of time until further order.

Upon your release you are ordered to contact the Internal Affairs Bureau at 720 913 6019.

BY ORDER OF:

*Gerald Whitman*  
Gerald Whitman, Chief of the Police Department

I hereby certify that I have served the within **ORDER OF SUSPENSION**, by delivering a true copy thereof to the within named **Officer Kachina McAlexander**, this 27<sup>th</sup> day of March, 2009.

Officer's Signature \_\_\_\_\_ Serial Number \_\_\_\_\_

Served by \_\_\_\_\_ Date \_\_\_\_\_

TO BE SERVED BY  
Inv BRETT GARLAND  
S.D. BUREAU OF JUV - TO JUDGE  
OTC MCALEXANDER AT THE PERMANENT  
COUNTY JAIL



# CITY AND COUNTY OF DENVER

## DEPARTMENT OF SAFETY

DENVER POLICE DEPARTMENT  
ADMINISTRATION BUILDING  
1331 CHEROKEE STREET  
DENVER, COLORADO 80204-2787  
PHONE: (720) 913-2000

April 8, 2009

Ms. Tracy Kelley  
Custer County State's Attorney's Office  
420 Mount Rushmore Road  
Custer, South Dakota 57730

Dear Ms. Kelley,

Please consider this a formal request for a copy of the criminal case file for defendant Kachina McAlexander regarding the felony charges of attempted murder and her arrest on March 24<sup>th</sup>, 2009.

The Denver Police Department makes this request so that we may be fully informed of her alleged conduct as it relates to her employment as a police officer with our department.

Please either mail the file to me at the above address or if more convenient send to my email address at [john.burbach@denvergov.org](mailto:john.burbach@denvergov.org).

Thank you in advance and please contact me should you have any questions regarding this request.

A handwritten signature in blue ink that reads "Comdr. John W. Burbach III" with the date "4/8/09" written to the right.

Commander John W. Burbach III  
Internal Affairs Bureau  
Denver Police Department  
720-813-6747

**SOUTH DAKOTA ATTORNEY GENERAL'S OFFICE**

**DIVISION OF CRIMINAL INVESTIGATION**

**INVESTIGATIVE REPORT - NARRATIVE**

Offense: ATTEMPTED MURDER, SDCL 22-16-4; AGGRAVATED ASSAULT

Agent: Garland  
Typist: vs

File Number: 0901261.n  
Date of Report: 3-31-2009

Copy: Tracy Kelley, CusterCoSA

Narrative:

At approximately 9:56 PM on 3-24-09, I received a phone call from Supervisory Special Agent Pat West. SSA West advised that the Custer County Sheriff's Office was asking for assistance with an investigation. SSA West said that Custer County Deputies responded to the Super 8 Motel in Custer, SD to check the welfare of an individual. SSA West said that the individual fired rounds at the deputies while they were attempting check that person's welfare. SSA West said that no one was hurt and that one person was in custody at that time. I advised SSA West that I would travel to the Super 8 Motel in Custer to assist with the investigation.

At approximately 10:54 PM, I arrived at the Super 8 Motel (415 Mt. Rushmore Road) in Custer, SD. I pulled into the driveway of the Super 8. On scene were Special Agent Lyle Tolsma, Custer County Sheriff Rick Wheeler, Custer County Lieutenant Marty Mechaley, Custer County Sergeant Frank Kistler, and SD Highway Patrolman Todd Albertson. I initially met with Sheriff Wheeler. Sheriff Wheeler said that Sgt. Kistler, Deputy Derek Booker, and Trooper Albertson were attempting to check the welfare of a woman who was staying at the Super 8 Motel. Sheriff Wheeler advised that the woman answered the door with a gun in her hand. Sheriff Wheeler said that the woman was tased. The woman fired multiple rounds in return. Sheriff Wheeler said that Sgt. Kistler would be able to fill in the details.

Sheriff Wheeler said that no one was injured. Sheriff Wheeler said that in a preliminary investigation they learned that the woman who fired rounds at law enforcement was a Denver, Colorado police officer. Sheriff Wheeler said this woman was currently being transported to [REDACTED] Hospital to be examined after being tased. Sheriff Wheeler said I should speak with Sgt. Kistler for further details.

I then met with Sgt. Kistler. Sgt. Kistler said that he responded to the Super 8 Motel after receiving a call from a clerk at the Super 8 Motel. The clerk at the Super 8 reported that the [REDACTED] of a woman staying at the Super 8 wanted them to check on her [REDACTED]. Sgt. Kistler said that he called the [REDACTED] of the woman who had been staying at the Super 8. Sgt. Kistler said the [REDACTED] who was identified as [REDACTED] [REDACTED] reported she got text messages from her [REDACTED] saying she was going to [REDACTED]. [REDACTED] said her [REDACTED] had just gone through a break-up.

File Number: 0901261.N  
April 02, 2009  
Page 1

Sgt. Kistler said that he arrived on scene. He knocked on the door to Room 114 approximately three (3) times. The last time he knocked, he used his flashlight. Sgt. Kistler said that he heard the door start to open. He stood just to the left of the door. He could see into the room. He could see that the woman who answered the door had a gun in her right hand down by her side. Sgt. Kistler said that he stepped behind the door jamb. He drew his gun and ordered the woman to put down her gun. He told the woman to put down her gun so they could talk about the situation. Sgt. Kistler said that he estimated he talked to the woman for approximately 2-3 minutes.

The next thing he knew, he saw a red dot come up on the chest of the woman. Sgt. Kistler said that Deputy DEREK BOOKER tased the woman. After being tased, the woman shot her first round into the floor. Sgt. Kistler said that he backed up. He tripped over Deputy BOOKER. He could see the door jamb come apart from the multiple rounds being fired by the woman in Room 114. The rounds were going through the door jamb. Sgt. Kistler said that he could not see anyone at that point. He did not know if he was hit or not. He had pain in his arm. Sgt. Kistler said that as soon as they got to cover, the woman came out. She had no gun in her hand. Deputy BOOKER ordered the woman to the ground. Trooper Alexander was also on scene. Sgt. Kistler said that the woman went to the ground and Deputy BOOKER took her into custody.

Sgt. Kistler said the scene was secure. They evacuated the entire floor of the motel. Trooper Albertson assisted other law enforcement officers in evacuating the rooms. Sgt. Kistler said that they confirmed that no one was injured or hit by any of the rounds.

Sgt. Kistler said that he knew the woman's name was McALEXANDER. He knew McALEXANDER fired several rounds. He did not know specifically how many.

I asked if anyone returned fire. Sgt. Kistler said that to the best of his knowledge no one returned fire. Sgt. Kistler said that McALEXANDER did not start firing until after she was tased. Sgt. Kistler said McALEXANDER's gun was still in the room. The room was being secured by Deputy BOOKER. Deputy BOOKER was maintaining a log of individuals arriving at the scene.

Sgt. Kistler said he was made aware that McALEXANDER had a blue Lexus parked in the parking lot. McALEXANDER was currently being transported to [REDACTED] Hospital to have the taser barb removed from her person. Sgt. Kistler said that Deputy Bawdon transported McALEXANDER to the hospital.

Sgt. Kistler said he would prepare a detailed report based on this incident. I thanked Sgt. Kistler for his time.

At approximately 11:16 PM, I entered the Super 8 Motel from the first floor hallway. I saw that the entire first floor was roped off with yellow crime scene tape. I saw that Deputy BOOKER was outside the tape maintaining security of the hallway. Deputy BOOKER was maintaining a log of people entering and exiting the scene.

At approximately 11:17 PM, SA Tolsma and I entered the crime scene tape. I noticed a piece of paper on the hallway floor between Rooms 111 and 117. I also saw a taser on the floor just to the right of this piece of paper. There was a lot of debris on the floor. The debris consisted of

drywall and remnants from the door frame of Room 114. I noticed several bullet entries in the door jamb of Room 114. Those rounds appeared to be traveling in a slightly downward angle across the hall. I noticed multiple bullet holes in the wall directly across the hall. These rounds entered Room 113. Room 113 was unoccupied. In doing a quick walk-thru of Room 113, SA Tolsma and I noticed the rounds had entered the bathroom and shower area of Room 113. SA Tolsma and I completed our quick walk-thru at approximately 11:23 AM. SA Tolsma and I did not enter room #114.

I advised SA Tolsma and SSA West that I would travel to the Custer County Sheriff's Office and attempt to interview McALEXANDER. SSA West and SA Tolsma advised that they would maintain security on the scene until I returned and prepared an Affidavit in Support of a Search Warrant.

At approximately 11:38 PM, I arrived at the Custer County Sheriff's Office. There I met with Investigator Steve McMillin. Inv. McMillin advised that Deputy Bawdon had transported McALEXANDER to the Custer County Sheriff's Office. McALEXANDER was currently in an office downstairs in the sheriff's office.

I met briefly with Deputy Bawdon. Deputy Bawdon advised that the woman was identified as KACHINA McALEXANDER.

At approximately 11:42 PM, I met KACHINA McALEXANDER in the office at the Custer County SO. I walked into the room and introduced myself. I asked KACHINA if she was alright. I saw that KACHINA's hands were handcuffed behind her back. I had Deputy Bawdon move the cuffs to the front of her body. KACHINA said that she had to use the restroom and that she was on her menstrual cycle. I told KACHINA that we would immediately make arrangements to have a female escort her to the restroom.

Arrangements were made to have a female escort KACHINA to the restroom. I asked KACHINA if she needed anything to drink. KACHINA requested some water. I exited the room and returned with a glass of water. I again asked KACHINA if she was alright. KACHINA said that she was.

After arrangements were made to have a female assist in escorting KACHINA to the restroom, I re-introduced myself to KACHINA. I showed her my credentials. While waiting for the female to arrive at the Custer County SO, I asked KACHINA if she would be willing to submit a sample of her urine. KACHINA said that would be fine.

At approximately 11:57 PM, EMT Ruth Airheart arrived to assist in escorting KACHINA to the restroom. I again asked KACHINA for her consent to collect a sample of her urine. KACHINA gave me consent. EMT Airheart was present when I asked for KACHINA's consent. EMT Airheart agreed to collect a sample of KACHINA's urine.

At approximately 12:00 AM on 3-25-09, EMT Airheart collected a sample of KACHINA's urine. EMT Airheart completed a SD Health Laboratory Submission Form. I have attached a copy to this report as Enc. #1. The urine sample was sealed in its proper package and secured at the Custer County SO.

At approximately 12:05 AM, I met with KACHINA alone in the downstairs office of the Custer County SO. I told KACHINA that I would like to speak to her about the events of the evening. I read KACHINA her Miranda Warning. When asked if she understood her rights, KACHINA said, "Yes." When asked if she wished to waive her rights and talk to me, KACHINA said, "Sure." I asked KACHINA if she was doing alright. KACHINA said that she was. I asked if she needed more water. She said she did not.

#### INTERVIEW: KACHINA McALEXANDER

I asked KACHINA to tell me about the night. KACHINA said that she had been diagnosed with [REDACTED]. She said that she had [REDACTED] and had to go [REDACTED] in the past. KACHINA said that she was arrested before for the same thing in Adams County. KACHINA said that she was charged. Because it was a [REDACTED] the judge threw out all of the charges. KACHINA said she could not remember when she was specifically diagnosed with. She said she cannot handle change very well. KACHINA said she is fine if everything stays constant. If something drastic happens, she cannot deal with it. Professionally she is fine with it, but personally she cannot deal with it.

KACHINA said that three weeks ago her [REDACTED] broke up with her. It has been hard. She came to Custer to get away. KACHINA said that she was called by the Lakewood Police Department on Monday morning (3-23-09) because her ex-[REDACTED] had called the police saying someone had keyed her car. KACHINA said it was car that she and her [REDACTED] shared together. That stressed her out and made it worse. KACHINA said she came to Custer originally to get away from everything. KACHINA said she put herself in a situation to be alone and have time to herself. Then the detective called her and it really freaked her out and stressed her out.

KACHINA said that she was arrested before in Adams County and she was already clinging to her job with the Denver Police Department. KACHINA said that the Denver PD allowed her to stay on and put her in a desk assignment. Now these charges are like "the end". KACHINA said she was referring to the criminal mischief charges in Lakewood. KACHINA said she did not know if she would be charged or not, but having to go through internal affairs again was too much. KACHINA said that the detective from Lakewood called her on the morning of 3-23-09. The detective said that her [REDACTED] filed a police report. KACHINA said that any time someone files a police report and they are a suspect, they must call their job. KACHINA said she spoke to her sergeants last night (Monday night). KACHINA said her sergeants told her that when she returned to Denver she should talk to internal affairs. KACHINA said she could not deal with it any more.

KACHINA became emotional and began to cry. KACHINA said she did not do it (key vehicle). She has worked for the Denver PD. She is a police officer there and has been for ten years. KACHINA said that after the previous incident, she was charged with reckless endangerment. Those charges were dropped. She was suspended from work for awhile. She was allowed to stay on and until now things had been going well for her at work. KACHINA said she just could not deal with being accused of stuff.

I asked her what happened on this particular night. KACHINA said, [REDACTED] KACHINA said that she was [REDACTED] I asked what happened when law enforcement showed up at the motel. KACHINA said since she had been through this before, she was pretty much thinking [REDACTED] She said she could [REDACTED] obviously. KACHINA said she thought if she opened the door with a gun in her hand, they (officers) [REDACTED] KACHINA said that those law enforcement officers had a lot of restraint.

She did not point the gun at them or anything like that. She was just hoping the officers [REDACTED] KACHINA said that somebody then tased her. That obviously froze her and her gun went off. KACHINA said that her gun went off because her body froze up. KACHINA said that she shut the door. She put her gun down and went, "Oh well, it's over now." KACHINA said that she obviously is not capable of [REDACTED] KACHINA said she put her gun down and just gave up.

I asked if she had any idea that law enforcement would show up at her door. KACHINA said that she did not.

I asked her to go back and start at the beginning by explaining what brought her to Custer. KACHINA said that she just needed to get out of town. She wanted to go where she had never been before. She wanted to see Mount Rushmore, so she thought she would drive to Custer. KACHINA said that she saw Mt. Rushmore on Sunday (3-22-09). KACHINA said that the lady at the front desk told her that a blizzard was coming. She had driven all night. She was really [REDACTED] She felt like she just needed to get out of town. KACHINA said that her [REDACTED] absolutely hates her. Her [REDACTED] would not let her see or talk to the kids. KACHINA said she could not deal with it, so she thought she would leave town to get away.

KACHINA said someone apparently keyed their car on Friday. She talked to her [REDACTED] about it on Sunday and told her to do a police report. KACHINA said it was a car that the two of them shared. KACHINA said that her [REDACTED] filed a police report and listed her (KACHINA) as a suspect for some reason. That just got her in trouble with work. Her sergeants told her that it was not a big deal. She had not been charged. KACHINA said it was a big deal to her. She could not be falsely accused and go through internal affairs. She just wanted to get away. KACHINA said that her [REDACTED] just made it worse. Her [REDACTED] was being real mean to her. KACHINA said that her [REDACTED] called her the other day and told her that wherever she was she (her [REDACTED]) hoped that she just stayed there. Her [REDACTED] told her to "fuck off". Her [REDACTED] told KACHINA that she hoped KACHINA would never come back.

I asked if she spoke to anyone on the phone earlier in the night. KACHINA said she spoke to her best friend, [REDACTED] KACHINA said that she told [REDACTED] that she just could [REDACTED] She told [REDACTED] She could not stand being falsely accused any more and going through all the drama.

I asked if she told [REDACTED] that she was going [REDACTED] KACHINA said that she did. KACHINA said that she told [REDACTED] KACHINA said [REDACTED] started to cry and told her [REDACTED] KACHINA said she told [REDACTED] she really did not know (about [REDACTED]) KACHINA said that in her mind, it just was not looking

[REDACTED] KACHINA said she just kept saying, [REDACTED] KACHINA said that she was hoping they would just [REDACTED]

KACHINA said she was just standing there. Another young officer showed up. They were both pointing their guns at her. They told her to put the gun down. KACHINA said that she told the officers that she could not. All of a sudden somebody tased her. KACHINA said that she froze up. Her finger was in the trigger guard. When she was tased, she automatically froze up and her gun just started shooting.

KACHINA said she was not shooting. Her body tensed up. KACHINA said, "I was like oh my God what are they doing." KACHINA said her body tensed up. She thought the officers would return fire but they did not. She was just standing there. She shut the door. She heard the officers calling for backup. She heard them say that shots were fired. KACHINA said that was not how this was supposed to be.

I asked what she did next. KACHINA said she thought about [REDACTED], [REDACTED] [REDACTED] KACHINA said she set the gun down on the bathroom sink. She opened the door and put her hands out slowly. She followed the officers' commands and they put her down, cuffing her behind her back.

I asked if she went to the door knowing law enforcement was there and [REDACTED] [REDACTED] KACHINA said that she did not think that right away when she opened the door. She did not know who was at the door because someone was at the door earlier and no one was there. The second time she went to the door, she went to the door with her gun hidden behind her back. When she opened the door, she met the officer. The officer asked her if she was KACHINA. She told the officer that she was. The officer told her to show her hands. KACHINA said she brought the gun forward so the officer would see that she had a gun in her hand. After she saw the officer, [REDACTED] [REDACTED]

I asked where she had the gun. KACHINA said that she had the gun in her right hand, pointing down at the floor, behind her. I asked when she showed the gun. KACHINA said that she showed the officer the gun after the officer told her to show him her hands. KACHINA said that she brought the gun around to her side to show him that she had the gun. The officer retreated a little bit more and pulled his own gun out. The officer told her to drop the gun. She told the officer that she could not. KACHINA said she told the officer she was not going to hurt them. She also said she was not going to put down the gun. The officer kept saying, "drop the gun; drop the gun". KACHINA said she told the officer, "[REDACTED]" KACHINA said that in the meantime [REDACTED] [REDACTED] She thought about raising [REDACTED] [REDACTED]

KACHINA said she was then tased. She froze up. The gun just started shooting. She did not know how many rounds she fired off. Her finger was in the trigger guard. She thought for sure that after they tased her and her gun was going off because her body froze, the officers would return fire. They did not. KACHINA said that she shut the door. She thought, "What are they doing?"

I asked where the officers were when this happened. KACHINA said there were two officers to her right. She was standing in the doorway with her foot in the door holding it open. She had her gun pointed down. She could see the officers' guns pointing at her. She told the officers that she could not put the gun down. She said they were just talking. She was never going to point the gun at them.

KACHINA realized that they were not going to shoot her with her gun pointing down. KACHINA said that she was thinking about just giving up and putting her gun down, but then she was tased. KACHINA said that she had her left foot holding the door open. She was bladed a little bit with her left foot holding the door open, her gun was pointing down with her finger in the trigger guard. The officers were both telling her to put the gun down. She told them that she could not.

All of a sudden "boom" she was tased. KASHINA said the gunshots then went off. She did not know how many times her gun shot. She was waiting for the officers to return fire. There was nothing there. She shut the door. She heard the officers call for backup. She heard the officers say that shots were fired. She was not there to hurt any officers. KACHINA said [REDACTED] and tased her instead, she was just going to give up.

I asked if she fired in the officers' direction hoping they would fire back. KACHINA said she did not. She said her body completely froze from the taser and her gun just started firing off. KACHINA said her finger was in the trigger guard. She just stood there after the taser wore off. She thought, "Why did they do that?" KACHINA said that from her training, she knew that officers are not supposed to tase someone with a gun in their hand. KACHINA said that when they tased her it just threw her body off and her gun just started going off.

KACHINA said that she heard one officer yell at the other, "Why did you do that?" The officer did not yell "taser" or say anything about shooting the taser. KACHINA believed it was the younger guy who tased her. She remembered the older officer yelling at the younger guy, "Why did you do that? You don't do that."

KACHINA said that she knew that she was a threat with a gun, but she was not pointing it at anyone. KACHINA said that she knew it only takes a split second, but you don't tase someone when they have a gun.

I asked what she did when the taser wore off. KACHINA said she knew the door shut automatically so she just removed her foot from the door and locked it back up. She looked in the mirror and lifted her shirt up noticing that she had been tased. KACHINA said she would never shoot at an officer.

KACHINA said she was upset. She set the gun down on the bathroom counter. She heard the officers calling for SWAT. She heard them say the suspect was inside. The officers were calling out "shots fired". KACHINA said she was not going to do that to those officers. KACHINA said it was probably crazy enough that her gun went off from the taser. KACHINA said she opened the door and put her hands out. The officer proned her out in the hallway and put her in handcuffs. The officers then took her out to the car.

I asked if she said anything to anyone. KACHINA said she did not. She remembered asking who tased her. The officers said they did not know. KACHINA said she told the officers that you do not tase someone. KACHINA said she told them that she felt really bad when her gun was going off. KACHINA said that she told them, "Dude, you don't do that."

I asked if the gun was her duty gun. KACHINA said it was. KACHINA said the gun was a Glock 17, 9mm handgun. I asked how many rounds were in the gun. KACHINA said the gun holds 17 rounds. I asked if there were 17 rounds in the gun. KACHINA said she did not think there were. She did not think she had a full gun. I asked if she normally kept a full gun. KACHINA said there were probably 15 or 16 rounds in the gun. She was not sure. I asked why there would not be 17 rounds. KACHINA said that after she qualified at her department, she could not say for sure how many rounds were in the gun. KACHINA said it was a high capacity magazine. She did not know how many times she fired after she was tased. KACHINA said it was like "boom, boom, boom, boom, boom, boom, boom".

KACHINA said that when she was tased, her body tensed up. KACHINA said that both of her hands tensed up. Her finger was already in the trigger guard. She did not know how many rounds she shot. It was just shot after shot. It was a shocker to her. It was like her body froze up and almost like an automatic trigger. In no way did she intend to shoot at the officers.

I asked if she had been drinking. KACHINA said she had. I asked how much. KACHINA said that she had not drunk that much. She said she had approximately two full shots of Jack Daniels from a bottle. She said she had the equivalent of three drinks of Tuac. KACHINA said that she drank in her room. KACHINA said she was not on any medications. I asked if she had been prescribed any medications. KACHINA said that in 2006, when she was [REDACTED] [REDACTED] There have been no medications recently. She had not been prescribed any medications recently.

I asked if she had taken any illegal drugs. KACHINA said she does not take drugs. She had not taken any medications at all. KACHINA said there were no medications or drugs in her possession.

I asked if there were any other weapons in the room. KACHINA said there were not. KACHINA said there were no other weapons in her vehicle. She said that the Lexus parked in the Super 8 parking lot belonged to her.

I asked her to backtrack again for me. KACHINA said that she arrived at the Super 8 in Custer at about 10:30 AM on Sunday morning (3-22-09). She said she was really upset about the breakup. She was out with friends Saturday night. She just could not take it so she decided she needed to go. KACHINA said that she went home and packed her bag. She just started driving. She did not even know where she was going to go. She stopped at a gas station to get a map. She decided to go to Mt. Rushmore. She ended up driving the wrong way at first. She got lost in the middle of the night. She had to backtrack. KACHINA said that she made it to Cheyenne, Wyoming and got another map there. She stopped in Lusk, Wyoming and slept for a couple of hours. She got to Lusk, Wyoming at approximately 5:30 AM. She got back on the road at about 8:30 AM. She got to the Super 8 in Custer between 10:30 AM and 11:00 AM.

KACHINA said she was told a blizzard was coming. She decided to stay and just get away from all the drama. KACHINA said she was doing well until the detective from Lakewood called and told her she was a suspect in a criminal mischief case. The detective called her on Monday morning. She was finally able to get back to him at about 5:00 PM. She was already stressing out. The detective told her that she was a person of interest. The detective told her that he probably did not have enough to charge her, but that she should probably call her supervisor. KACHINA said she then called her sergeants and told them about the incident. They told her not to worry about it. KACHINA said she told him that she could not deal with it. She said she told him that she did not do anything. KACHINA said they were already mad at her from the last time. KACHINA said she just could not deal with the stress.

KACHINA said [REDACTED] called her on Monday night at about 9:30 PM. [REDACTED] was really mean to her. [REDACTED] told KACHINA that she knew KACHINA damaged the vehicle. [REDACTED] said, "I'm going to fuck you over. I don't care about your job." [REDACTED] said she did not care about her and that wherever KACHINA was, she just hoped KACHINA stayed there. [REDACTED] was really cold and mean.

KACHINA said that made her feel really worse. KACHINA said that last night, she decided she could not go back to Denver and she just pretty much [REDACTED] KACHINA said she was just not [REDACTED] She just could [REDACTED] She thought if she drank a little, it would be easier. That's what happened the last time. The last time she tried that, she just drank too much and blacked out. When the police came and arrested her, that was it. She woke up in a jail cell, puking. KACHINA said that this time, she knew not to drink so much.

I asked what she did today. KACHINA said she was just really sad. She was thinking about whether or not she would go back to Denver. Her sergeants called her. Her [REDACTED] called her and told her that she would be okay. They told her it was no big deal. Her sergeants told her that when she returned, she should go to internal affairs and clear it up.

KACHINA said that when you are [REDACTED] you have no rights. She said she would not be able to see the kids. [REDACTED] told her the kids were crying because they were not able to see her. [REDACTED] said she would not allow KACHINA to see the kids. KACHINA said she had not eaten all day. She had not left the motel. KACHINA said she did not go to bed until 4:00 AM. She had been really stressed. She had no appetite.

KACHINA said that someone called her at 9:00 AM and woke her up. It was Sergeant Love, telling her that everything was okay. KACHINA said she napped a little bit more. Her other sergeant call her at about 11:00 AM. KACHINA said she had not eaten all day. KACHINA said her sergeants' names are Sgt. Love and Sgt. Epple. KACHINA said she spoke with Sergeant Hoover at the Lakewood PD regarding the incident involving the car she and [REDACTED] share.

KACHINA said she was currently on vacation for two weeks. She need not return to work until April 7<sup>th</sup>.

I asked if she had real intentions of [REDACTED] [REDACTED] KACHINA said that she did. I asked how she was going to do that. KACHINA said she was going to shoot [REDACTED] She said she began thinking about that when she first left Denver on Saturday night. Then she got to Custer and

saw Mt. Rushmore. She calmed down. She looked at some websites about getting over an ex. They were like self-therapy articles. KACHINA said she started feeling better. She began to think that she would find someone else. She was planning to go home on Wednesday. Then she got the call from the Lakewood PD saying she was a suspect in a criminal mischief case.

KACHINA said she had [REDACTED]. She passed out in the bed until someone knocked on the door. I asked if she knew law enforcement was at the door when they knocked. KACHINA said she did not know they were law enforcement officers until she opened the door. I asked if the officers identified themselves prior to her opening the door. KACHINA said they did not. KACHINA said that someone else had knocked earlier and that was weird. She said prior to opening the door, she did not know that law enforcement was at her door.

She already had her gun when she went to the door. KACHINA said that she was in a strange town. KACHINA said that when she opened the door, she saw it was a law enforcement officer at the door. She already had her gun. She put her gun to her side. KACHINA said that was when she thought [REDACTED]. Once she saw the person at the door was a cop and he told her to show her hands, she already had the gun in her hands. KACHINA said that she recognized the men at the door as law enforcement officers.

I asked if at any point she raised the gun. KACHINA said that she did not. KACHINA said at some point she realized she was not going to go through with [REDACTED]. KACHINA said they had talked her out of it until they tased her. That was a shocker. She was surprised. She almost set the gun down. KACHINA said she would never shoot at law enforcement. She had no intention of shooting her gun at anyone. When she was tased, her body just froze up. Her finger was in the trigger guard and she "just went boom, boom, boom, boom, boom". KACHINA said that she thought they would shoot her then, but they did not. She was stunned. She shut the door. She laid against the door listening to the officers.

I asked how many law enforcement officers she saw. KACHINA said she saw two officers. One was an older guy. Another was a younger guy. I asked if anyone returned fire. KACHINA did not believe anyone did.

I asked if she would be willing to give me a blood sample. KACHINA said she would. KACHINA said that she did not think her blood alcohol had anything to do with it. KACHINA said she was not drunk. KACHINA said that she was probably out of it. KACHINA said it had been about two hours since the incident. I told her I would like to draw a sample of her blood with her permission. KACHINA said, "I don't care."

I asked if we could have permission to go through her room and car. KACHINA said we could. KACHINA said, "I don't mind. Go for it."

I told KACHINA that we would transport her to the emergency room to withdraw the blood. I asked if I could get her something to eat or drink. KACHINA said that she could use another drink of water and a candy bar. I returned with another cup of water and a snack. I told KACHINA that the deputies would attempt to get her a candy bar or something she would prefer more than the snack I provided. I told her that when I returned from the motel, I would make contact with her again. KACHINA said that would be fine.

At approximately 1:11 AM, my conversation with KACHINA concluded. Our conversation was recorded digitally.

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I then left the Custer County SO and returned to the Super 8 Motel to prepare an Affidavit in Support of a Search Warrant. Deputy Bawdon transported KACHINA to the [REDACTED] Hospital to have a blood sample withdrawn.

I prepared an Affidavit in Support of Search Warrant. The Honorable Judge Jeff Davis reviewed the Affidavit and granted a Search Warrant. I have attached a copy of the Search Warrant to this report as Enc. #2.

SA Tolsma and SSA West initiated the Search Warrant at approximately 3:43 AM. SA Tolsma first took video of the scene. SSA West took digital photographs of the scene. For a complete description of the scene that was searched, please refer to the report as prepared by SA Tolsma.

I was responsible for logging and collecting evidence. At approximately 5:57 AM, the search of the motel scene concluded. For details of items seized in reference to the Search Warrant at the Super 8 Motel, please refer to the DCI Evidence Inventory and Receipt. I have attached a copy to this report as Enc. #3.

Among the items seized were two handwritten notes that contained phone numbers and names on them. I have attached a copy of that 2-page handwritten note from the motel to this report as Enc. #4. Also collected at the scene was a multiple page handwritten document that was written in the context of a [REDACTED]. I have attached a copy of that handwritten document to this report as Enc. #5.

After conducting the search of the motel, SSA West and SA Tolsma conducted a search of KACHINA's vehicle. No items of evidentiary value were seized from the vehicle.

All evidentiary items seized during execution of the Search Warrant were secured in my vehicle. I drove to the Custer County SO. At approximately 6:12 AM, Inv. McMillin provided me with an evidence bag that he said contained the taser barb that was removed from KACHINA's person at [REDACTED] Hospital. Inv. McMillin also provided me with a Evidence Inventory and Receipt. I signed the Evidence Inventory and Receipt and took custody of the evidence at 6:12 AM. I have attached the Custer County Department Evidence Inventory and Receipt denoting the chain of evidence to this report as Enc. #6.

I completed a DCI Evidence Inventory and Receipt for the taser barb and labeled it as Exhibit #34. I packaged the evidence in another paper evidence bag and sealed it with evidence tape. I labeled that evidence bag as Exhibit #34. For complete details, please refer to the DCI Evidence Inventory and Receipt. I have attached a copy to this report as Enc. #7.

At approximately 6:31 AM on 3-25-09, I again made contact with KACHINA. KACHINA was lying down in an office at the Custer County SO. I asked KACHINA if she was okay. KACHINA

said she was. I told KACHINA that we wrote a Search Warrant for the scene. I gave her a copy of the Search Warrant along with an inventory of items seized during the Search Warrant. I asked if she was still aware of her Miranda Rights. KACHINA said that she was. I asked if it was okay to still visit with her. KACHINA said that I could.

**INTERVIEW: KACHINA McALEXANDER**

I asked again if she was still aware of her Miranda Rights. KACHINA said that she was. I asked if she had any questions for me. KACHINA asked me what she was being charged with. I told her that she was being charged with three counts of attempted murder in the second degree. I asked her to describe for me again how she fired the rounds when she was in the doorway. KACHINA said it was probably more off instinct than anything else. KACHINA said she was shot with a taser. She thought she believed she had been shot. Her body seized up. She shot. She did not point the gun at anyone.

I asked if her natural instinct then was to return fire. KACHINA said she guessed that may have been the case. She said it seemed blurry. She said it felt like she had been shot. Her body seized up and her gun just began to shoot. That was the only way she could describe it. KACHINA said she did not go out to shoot at anyone. She did not go to aim particularly at anyone.

I told KACHINA that from looking at the scene, the rounds appear to have been fired in a downward angle from a raised gun. I told her it did not appear as though she was randomly firing as her gun was raised with her arm after being tased. KACHINA said she did not know what happened. She just knew she did not aim at anyone.

I asked if her intent was to fire round down range to get officers to return fire. KACHINA said it was not. KACHINA said she did not really know what happened. She thought she believed at first she was shot. Then she realized she was tased. She remembered her body tensing up and her hand and body shaking from the taser. That was when her gun was going off. It was not like she was trying to return fire. That is just what happened. KACHINA said there was no one standing there when she was shooting. KACHINA said that attempted murder seemed pretty serious.

I told KACHINA that my concern was that the rounds were flying just inches from officers in the hallway. KACHINA said that all she knew was at first she thought she was shot. Then she realized she was tased. Both of her arms came up and she was shaking. She was shooting while she was shaking. She did not have the mind process to return fire.

I asked if she had both hands on the gun. KACHINA said she only had one hand on the gun. She removed her foot from the door and the door closed. I asked if she fell in the room after being tased. KACHINA said she fell backward when she was shooting. She fell back to where the bathroom sink was.

I told KACHINA that the Glock is not a gun where one holds the trigger and the gun fires automatically. KACHINA said that was the case. I told her she had to depress the trigger multiple times. KACHINA said that she did. She said that she was shocked from the taser. Her

whole body was shaking. She was tased while holding a gun. KACHINA said that was ridiculous. She would never tase anyone holding a gun. KACHINA said that if she was not tased, she would not have fired her gun. KACHINA said that attempted murder seemed harsh. She could see being charged with reckless endangerment. She said that if her intention was to fire to get return fire, she would be have fallen back and be able to step out. It was not like she was intentionally trying to shoot at the officers.

I asked if she remembered seeing the officers as she was falling back. KACHINA said she believed they all fell back after she was tased. KACHINA said it was like a big blur. She said after she was tased, she remembered looking down and wondering if she had been shot. She realized she was tased. It was shaking her. She looked and did not see anyone there. That was when she brought her hands up and fell back onto the vanity. It was all just seconds when this took place.

It was a split second that she realized she had been tased. A split second later it was all one motion, shaking and firing. There was no one standing there when she looked up. When her foot came away from the door, there was no one standing there. That is why she gave up. KACHINA said she wondered why that officer did that to make it into that situation. KACHINA said they did not have to tase her. KACHINA said she would have put her gun down if they would have just talked to her a little bit more.

I told KACHINA the fact was she did not put the gun down after the officers told her to do that. I told her that she, as a law enforcement officer, knew that when ordered to put down a gun, you put down the gun. KACHINA said, "Yeah, but you don't tase someone with a gun." KACHINA said that is dangerous to tase somebody with a gun. I told KACHINA that she was told multiple times to put the gun down, but did not. KACHINA said that was correct. I reminded her that she told me that she told the officers she could not put the gun down or would not put the gun down. KACHINA said that she understood. She said that she did not have any excuses.

I told KACHINA that the only items were seized were those items listed on the inventory. The rest of her belongings and vehicle could be picked up by the [REDACTED]

I gave KACHINA my card. She asked if we could call her [REDACTED] together. I told KACHINA that I would talk to her [REDACTED] first. I told her I appreciated her talking to me and that I would document what she told me.

At approximately 6:37 AM, I concluded my conversation with KACHINA. Our conversation was recorded digitally.

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I exited the office. Deputy Rob Reuland then transported KACHINA to the Pennington County Jail in Rapid City, SD.

At approximately 6:49 AM on 3-25-09, I made telephone contact with KACHINA's [REDACTED]  
[REDACTED] A woman picked up the phone and identified [REDACTED] as KACHINA's  
[REDACTED]

**TELEPHONIC INTERVIEW:** [REDACTED]

I identified myself to her. I told her I was investigating the incident involving her [REDACTED]. I asked what she knew about the incident. [REDACTED] said she did not know much.

I asked when she last spoke with KACHINA. [REDACTED] said she spoke to KACHINA earlier the previous morning. I asked what the conversation was about. [REDACTED] said that she told KACHINA to come home. I asked if KACHINA was [REDACTED]. [REDACTED] said that there were "lots of issues". I asked what kind of issues. [REDACTED] would not say.

I asked if she received messages from KACHINA saying she was going [REDACTED]. [REDACTED] said she did not.

I asked what caused her to call the sheriff's office. [REDACTED] said that one of KACHINA's friends called her. I asked who that was. [REDACTED] said that [REDACTED] called her. [REDACTED] said [REDACTED] got an email from KACHINA. I asked if [REDACTED] told her that KACHINA was going to [REDACTED]. [REDACTED] said that [REDACTED] KACHINA and asked the motel to check on her. I asked if [REDACTED] made mention of KACHINA [REDACTED]. [REDACTED] said she did not know what KACHINA told [REDACTED]. [REDACTED] said it was all confusing.

I asked [REDACTED] what she could specifically recall [REDACTED] saying. [REDACTED] said [REDACTED] told her she received an email from KACHINA. [REDACTED] said [REDACTED] was trying to contact KACHINA. I asked if [REDACTED] talked about what the email said. [REDACTED] said [REDACTED] did not.

I asked [REDACTED] if she called the Super 8. DEB said that [REDACTED] told her that she had the Super 8 check on KACHINA. [REDACTED] said that [REDACTED] called the motel first and then she called the motel. I asked what she recalled telling the manager at the Super 8. [REDACTED] said they were not going to go in the room and they were going to call the police.

I asked if KACHINA had ever [REDACTED] in the past. [REDACTED] said she did not know. [REDACTED] asked me why I was asking so many questions. I told [REDACTED] that I was trying to get a feel for what may have triggered the response that law enforcement received. I told [REDACTED] that KACHINA had been very cooperative and had talked to me about things in her past. [REDACTED] said all she knew was that KACHINA was [REDACTED]. They had a lot of things going on with the family, including [REDACTED]. [REDACTED] said that KACHINA was all bummed out about [REDACTED] because [REDACTED] would not let KACHINA see the kids. I asked if KACHINA ever made that known to her. [REDACTED] said that KACHINA was upset because she wanted to spend time with [REDACTED] kids.

I asked [REDACTED] if she could recall the incident in 2006 when KACHINA [REDACTED]. [REDACTED] said KACHINA was really drunk. I asked what happened. [REDACTED] said she did not think KACHINA [REDACTED]. [REDACTED] said that KACHINA shot up her TV.

I asked if KACHINA was on any medications. [REDACTED] said she did not know KACHINA to be on any medications.

████ said she really had nothing else to share. I told █████ she could make arrangements with the Super 8 to retrieve KACHINA's belongings.

Our conversation concluded at approximately 7:00 AM. My conversation with █████ was recorded digitally.

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After my conversation with █████ I drove to the Rapid City Police Department/Pennington County Sheriff's Office Evidence Section. At approximately 8:03 AM, I secured the evidence in a locker at that facility. I left a note on the locker advising I would return later in the day to properly prepare the evidence information sheets.

At approximately 11:02 AM on 3-25-09, I made telephone contact with █████ █████ I identified myself to █████ and asked if I could speak to her regarding this incident. █████ agreed to talk to me.

**TELEPHONIC INTERVIEW: █████ █████**

████ said that she spoke to KACHINA at approximately 6:59 PM on 3-24-09. █████ said that she and KACHINA talked for about an hour and seventeen minutes. KACHINA was absolutely sobbing. █████ said she did not even know who she was speaking to at first. She did not recognize the 605 area code. █████ said she asked for a couple of minutes who it was on the phone. Finally, KACHINA identified █████

████ said that she became concerned because she and KACHINA had been best friends for 17 years. She asked KACHINA what was wrong. KACHINA told her that █████ █████ said she tried to talk KACHINA █████

I asked if KACHINA said that she was going to █████ █████ I asked what KACHINA said. █████ said KACHINA told her that she was █████ KACHINA said that she was going █████. █████ said that she basically █████

KACHINA was sobbing. █████ said that she began to sob on the phone with KACHINA. She had never seen KACHINA that upset in the 17 years she had known her. █████ said that she got KACHINA calmed down. She told KACHINA that things could be worse. She told KACHINA that her life was not that bad. █████ said that KACHINA calmed down a lot. KACHINA promised that she █████ She promised on their friendship that she █████ KACHINA said she was fine. KACHINA said that she was going to use the restroom and then go to sleep. KACHINA told █████ █████

I asked why KACHINA was so distraught. █████ said that it was years of failed relationships. █████ said that KACHINA's ex-████ really did her horrible. █████ said the ex-████ accused KACHINA of doing something and then called KACHINA's sergeant about it. █████ said the police department was going to do an investigation. █████ said that KACHINA was

afraid she would lose her job. KACHINA has been with the PD in Denver since she was 19 years old. KACHINA kept saying that she did not know what else she could do in her life.

█████ said that KACHINA was a ██████. She knew that KACHINA had many failed relationships and that was basically what KACHINA was worried about. KACHINA told ██████

I asked ██████ if KACHINA flat out came forward and said she was ██████ ██████ said that KACHINA ██████ I asked her to tell me how. ██████ said that KACHINA did not outright say she ██████ KACHINA just kept saying, ██████ ██████ said she asked KACHINA later if she ██████ KACHINA said ██████ said she asked KACHINA if she was ██████ KACHINA did not come out and say she was going to ██████ She did not outright say it. That was just the impression that ██████ got.

█████ asked KACHINA why she drove all the way to South Dakota. KACHINA told her that she just had to get away. KACHINA said she was in South Dakota and the roads were closed. ██████ said she asked KACHINA if she was at a motel. KACHINA just kept saying she did not know. ██████ said that KACHINA was just completely hysterical. It was like KACHINA had a nervous breakdown.

█████ said she asked KACHINA ██████ KACHINA would not give her a phone number for her ██████ or anyone else. ██████ said that KACHINA called her from ██████. ██████ said she called the motel this morning to check on KACHINA. Motel personnel told her that KACHINA was no longer there, but that she was okay.

I asked if she ever knew KACHINA to get ██████. ██████ said KACHINA had once before. It occurred a couple of years ago. KACHINA was upset about something. ██████ said she got a phone call saying that KACHINA was upset. I asked if she knew what that was about. ██████ said she did not. I asked if KACHINA made ██████ ██████ said KACHINA did not. I asked ██████ what became of that incident. ██████ said KACHINA was fine then. ██████ said she called KACHINA a couple of days later and KACHINA told her she was fine. KACHINA was just stressed out at that time because of another failed relationship.

I asked if she knew KACHINA to be on medication. ██████ said she did not know. ██████ said KACHINA does not drink a lot. KACHINA does not use drugs.

█████ said she spoke to KACHINA for 77 minutes last night. KACHINA called her at 6:59 PM. I asked how things were when they hung up. ██████ said she was able to make KACHINA laugh a couple of times. ██████ said that whenever KACHINA has a problem, KACHINA calls her. When they hung up, KACHINA said she was going to use the restroom and then go to sleep. KACHINA said she was kind of sleepy because she had been crying for a long time. ██████ said their conversation ended on a positive note.



I asked if she still had that email. [REDACTED] said she did. I asked if she would forward that email to me. [REDACTED] said she would. [REDACTED] said KACHINA pretty much apologized in the email regarding their relationship and that she was fired from her job.

I asked when she last spoke with KACHINA. [REDACTED] said she spoke with KACHINA on Monday night (3-23-09). [REDACTED] said she called KACHINA. She told KACHINA that she believed KACHINA was the one who keyed her car. [REDACTED] said she was mean to KACHINA. She told KACHINA she hoped she went far away and never came back. I asked how KACHINA responded to that. [REDACTED] said KACHINA told her to calm down and that she did not key the car. [REDACTED] said she hung up on KACHINA. KACHINA tried to call her back yesterday (3-24-09) right after she sent the email. KACHINA left voicemails, crying and saying she was sorry.

[REDACTED] said they ended their relationship about two weeks ago. They were together for a year and four months. [REDACTED] said that in the time she has known KACHINA, she had not known [REDACTED]. I asked if KACHINA had ever [REDACTED]. [REDACTED] said that KACHINA had not. [REDACTED] when KACHINA emailed her. KACHINA [REDACTED] [REDACTED] had never heard KACHINA cry before. [REDACTED] said that KACHINA was just sobbing.

I asked if she knew KACHINA to be on any medications. [REDACTED] said she did not. [REDACTED] said KACHINA drinks socially.

I asked if she was aware of any other times when KACHINA discussed [REDACTED]. [REDACTED] said that KACHINA talked about previous girl troubles she had and [REDACTED]. [REDACTED] said KACHINA must have drunk too much and [REDACTED]. The police came and arrested her because she had her service weapon and was drunk. [REDACTED] said that incident occurred in 2006. KACHINA told her about that. She did not know KACHINA back then. KACHINA told [REDACTED] that she was arrested and was put on a desk job for a couple of years. [REDACTED] said KACHINA just got her gun back in January.

I asked [REDACTED] if KACHINA and she lived together. [REDACTED] said they were not. I asked what caused them to go their separate ways. [REDACTED] said they just fought a lot and argued about moving in together. [REDACTED] said KACHINA left town on Saturday night. KACHINA told [REDACTED] she was leaving town for a little bit. [REDACTED] said KACHINA left a message on her phone leaving a forwarding number to the hotel where she was staying. [REDACTED] said that through text messaging on Saturday night, she knew KACHINA was leaving town. KACHINA text messaged [REDACTED] and wanted to talk. She text messaged KACHINA back saying she never wanted to talk to her again. [REDACTED] said that in the email KACHINA sent, KACHINA said she had left town to get over the breakup. [REDACTED] said she received that email last night. KACHINA said she was sorry in the email. KACHINA said she could not handle the stress any more. KACHINA said she would lose her job because of the car. [REDACTED] said KACHINA left town to get over their breakup.

I asked if KACHINA specifically [REDACTED]. [REDACTED] said that KACHINA did. KACHINA said that in the second sentence of the email, KACHINA said, "I'm going to [REDACTED] myself tonight." At the very end, KACHINA said she left a [REDACTED] note not blaming [REDACTED]. KACHINA did not say how she was going to [REDACTED].

██████████ said she had no contact with KACHINA after that. ██████████ said she tried to call KACHINA at the hotel after 9:30 AM. KACHINA did not answer. ██████████ said she then called the police. ██████████ said she actually called the hotel. ██████████ said she told whoever answered the phone to go check on KACHINA. She told the person at the motel that KACHINA left a ██████████ note and that she was worried about KACHINA. ██████████ said that hotel staff went to check on KACHINA, but KACHINA did not answer. ██████████ said the person at the motel said they were going to call the police and that is what they did.

I asked if she called KACHINA's ██████████ ██████████ said she called KACHINA's ██████████ the previous night and told her she got the email from KACHINA. ██████████ said she told KACHINA's ██████████ she got the email and was worried about KACHINA. She told KACHINA to try to call and see if KACHINA was alright. ██████████ said she told KACHINA's ██████████ that KACHINA ██████████ ██████████. ██████████ said she did not specifically speak to law enforcement ██████████

██████████ continued to cry throughout our conversation. I asked if she was alright. ██████████ said that she was. I asked if she wanted ██████████ ██████████ I asked her if she would forward me the email that KACHINA sent to her. ██████████ said that she would.

██████████ said she had nothing further. I gave ██████████ my contact information and told her to call if she had anything else she felt I needed to know. Our conversation concluded at approximately 5:09 PM. Our conversation was recorded digitally.

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Later on 3-25-09, ██████████ forwarded me the email that KACHINA sent to her. In the second line of the email, KACHINA said that she was ██████████ KACHINA wrote that's ██████████ For complete details, please refer to the email. I have attached a copy to this report as Enc. #10.

At approximately 12:46 PM on 3-26-09, I met with KACHINA McALEXANDER at the Pennington County Jail. I was accompanied by Detective Bock of the Rapid City Police Department. I introduced Det. Bock to KACHINA. I told KACHINA that I wanted to have Det. Bock take photographs of her person to document the presence or lack of presence of any injuries. KACHINA said that Det. Bock could take those photographs. Det. Bock and KACHINA went into the shower area of the Pennington County Jail. I exited the room. Det. Bock took digital photographs of KACHINA's person. After the photographs were taken, I made contact with KACHINA and thanked her for her cooperation. My contact with KACHINA concluded at approximately 12:59 PM. During our contact with KACHINA, KACHINA said that she would plead (guilty) to a charge of Reckless Endangerment, but that she would probably have to fight an Attempted Murder charge. KACHINA did not agree with the Attempted Murder charge. Our contact with KACHINA was recorded digitally.

On 3-26-09, I prepared a Probable Cause Affidavit in reference to this incident. I have attached a copy of the Probable Cause Affidavit to this report as Enc. #11.

On 3-26-09, I received a phone call from Deputy Rob Reuland of the Custer County SO. Deputy Reuland advised that they had received the results of the tests done on the blood sample submitted by KACHINA. Deputy Reuland advised that KACHINA's blood alcohol content was .086. Deputy Reuland emailed me the printout prepared by Dr. Looyenga regarding the BAC results of KACHINA's blood sample. I have attached a copy of that printout to this report as Enc. #12.

On 3-26-09, I received a copy of the report prepared by Trooper TODD ALBERTSON in reference to this incident. I have attached a copy of Trooper Albertson's report to this report as Enc. #13.

At approximately 9:43 AM on 3-27-09, I arrived at the Rapid City Evidence Section. I retrieved the Sony laptop computer and the Samsung Cricket telephone from the locker where the evidence had been secured. I unsealed the bag to both items to retrieve serial numbers and model numbers from those items. At approximately 9:56 AM, I re-sealed the evidence and replaced them into the secure locker.

On 3-27-09, I prepared an Affidavit in Support of Search Warrant requesting to search the contents of the computer and cell phone. The Honorable Judge Jeff Davis reviewed the Affidavit and granted the Search Warrant. I will attach copies of the Search Warrant and Verified Inventory to this case file when the Warrant is served.

On 3-27-09, I completed a Verified Inventory in reference to the items seized on 3-25-09. I have attached a copy of that Verified Inventory to this report as Enc. #14.

On 3-27-09, I prepared an Affidavit and Order Sealing Search Warrant Affidavit. The Honorable Judge Jeff Davis reviewed the Affidavit and signed the Order. I have attached a copy of the Affidavit and Order Sealing Search Warrant Affidavit to this report as Enc. #15.

On 3-27-09, I filed the Affidavit in Support of Search Warrant dated 3-25-09, the Search Warrant dated 3-25-09, the Verified Inventory dated 3-27-09, and the Affidavit and Order Sealing Search Warrant Affidavit dated 3-27-09 with the Custer County Clerk of Courts Office.

At approximately 8:32 AM on 3-30-09, I met with KACHINA McALEXANDER at the Pennington County Jail. I advised KACHINA that I had a document to serve her from the Denver Police Department. I showed KACHINA the document. The document was an Order of Suspension prepared by the City and County of Denver. I was asked by Lieutenant Fountain of the Denver Police Department to serve that Order of Suspension on KACHINA. I showed KACHINA the document. I told her that I would put a copy of the document with her personal belongings. KACHINA said that would be fine. KACHINA signed the document. I signed and dated the document. I have attached a copy to this report as Enc. #16.

I asked KACHINA if she had obtained an attorney yet. KACHINA said that she had not. I told KACHINA that I would talk to her and answer any questions if she wanted me to. I told KACHINA I was not going to infringe on her rights. I told her that if she was requesting an attorney, I was not going to ask her any questions. KACHINA said she did not understand the charges against her. I asked if keeping her Miranda Rights in mind, she wanted to talk to me.

KACHINA said that she would. I asked if she needed me to read her her Miranda Warning again. KACHINA said that I did not need to do that. I asked if she was fully aware of her Miranda Rights as I read them to her on 3-25-09. KACHINA said, "Yeah."

**INTERVIEW: KACHINA McALEXANDER**

KACHINA said that she had questions about the charges. I explained to her that she was currently charged with three counts of attempted murder and three counts of aggravated assault. KACHINA said that her case was front page of the Denver newspaper. KACHINA said that media was releasing information that was supposed to be sealed. KACHINA said that her case in 2006 was similar to this one. KACHINA said that she lost her mind, but was acquitted. KACHINA said that case was absolutely "bullshit". KACHINA said, "This one, yeah my gun was fired so obviously I'm gonna be charged with something."

I told KACHINA that I still had issues with the ten shots being fired. KACHINA said that she thought it was just the taser. Her whole body tensed up. KACHINA said that was what she was trying to figure out herself. I told her that her finger had to squeeze the trigger ten times. I asked if she was firing in a direction so someone else fired back at her. KACHINA said she did not know. She said that everything happened fast.

KACHINA said she did not know if being tased was what caused her to shoot. She said she never would shoot at cops. As far as how many times she shot, KACHINA did not know. KACHINA said that when she opened the door she did not realize there were cops until that point and she already had her gun. I told her that witnesses clearly heard the officers identify themselves as police.

I told KACHINA that she was the one who mentioned [REDACTED] KACHINA said that when she saw that they were deputies outside her door, she had her gun in her hand and she thought, "I'm fucked now." KACHINA said she had been drinking and had a gun in her hand. That's when [REDACTED] She was thinking that officers [REDACTED]

I asked if she went to the door knowing that officers were there and thinking [REDACTED] KACHINA said that she did not. When she opened the door, she recognized that there was an officer at the door. She said that if she knew it was an officer banging on the door from the beginning she would have put her gun away. KACHINA said she was not that drunk. She was drinking. She did not think she had drunk that much. KACHINA asked me what her BAC came back at. I advised her that her BAC came back .086.

KACHINA said that was the second time someone knocked on her door. The first time woke her up. She looked around. She looked through peephole and did not see anyone. She opened the door and did not see anyone. She saw that there was a note on the floor talking about towels. KACHINA said she went back to sleep. A while later she heard another knock on the door. She had her gun that time. She looked through the peephole and did not see anyone again. She opened the door and saw the officers there. The officers said "sheriff's department". They asked if she was KACHINA. KACHINA told them that she was.

I told KACHINA the issue was that she did not put the gun down after multiple commands to put down the gun. KACHINA said, "Yeah." I told her the issue I had was the ten rounds going down range toward the officers. KACHINA said she did not know where the officers even were. KACHINA said she was tased and the gun was going off. There were no officers there. I told her the gun was not going off, she was pulling the trigger. KACHINA said she was pulling the trigger because her whole body was shaking. She said she did not intentionally pull her gun and start shooting at officers to shoot at officers. KACHINA said she was not going to start shooting at cops.

She heard the officers say she did not get both probes from the taser. She did not know if she got the full effects of the taser. She had never been tased before so she did not know. KACHINA said the whole episode was a blur. In her mind, she did not intentionally shoot at cops.

KACHINA said that she would take her whips or her years for not putting down her gun and being intoxicated with a gun and her gun going off. KACHINA said she would take the blame for being tased and her gun going off.

I told KACHINA that her gun did not go off. She squeezed the trigger ten times. I told her that was my issue. KACHINA said, "Okay, my gun went off two times, I mean three times, four times. What's the threshold? It still went off period." I told her that the threshold was she squeezed the trigger ten times. I told KACHINA that I did not want her to get caught up in the semantics of her gun going off as opposed to her squeezing the trigger ten times. KACHINA said that at first that was what was going on. She did not intentionally squeeze the trigger. KACHINA said, "If my gun went off by accident three times, I don't know. The rest I don't know. I don't know what happened." KACHINA said she did not know where the three officers were, but when her gun was going off there were no cops in her sight. I asked if she knew where her rounds went. KACHINA said that she saw the bullet holes when they walked her out. It seemed like they were all together in the wall across the hall, grouped together. KACHINA said she looked out and saw the two officers. She did not see the third. KACHINA said she did not start shooting her gun at those officers. Maybe after five rounds it was just her body used to pulling the trigger. She was not in a mind set to shoot them. She did not intentionally shoot at those officers. KACHINA said the first two or three shots were not done on her own. KACHINA said if she had not been tased there would have been no shots fired.

I told KACHINA the fact remained that she did not put down her gun after she was told to put it down. KACHINA said she was not waving her gun around and acting crazy. I told her it takes just split second to turn the gun into a dangerous situation. KACHINA said she did not know and that it was all a mess.

KACHINA asked me where the officers were. I told KACHINA that the trooper was just inches away from where the rounds hit the wall across the hall. KACHINA said that was just one officer. She said she was being charged with three counts of attempted murder. KACHINA said she was not shooting and aiming all over. I told her that the scene indicated that she shot in essentially one direction, but it just so happened the officers were right there too. KACHINA said the officers were just to her right standing by the door. I told her that was where the rounds

were going, hitting the right side of the door frame. KACHINA said she did not shoot at the officers at first intentionally.

I asked if after being tased she was shooting at the officers intentionally. KACHINA said she did not know. It was all so fast. It was not like she had a thought process of continuing to shoot after she was tased. KACHINA said she did not shoot at the officers on her own.

KACHINA said she had nothing else. I told her I would have a copy of the document from the Denver PD placed with her personal belongings. My conversation with KACHINA concluded at approximately 8:54 PM. Our conversation was recorded digitally.

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On 3-31-09, I received the lab results regarding the urine sample provided by KACHINA McALEXANDER on 3-25-09. According to the State Health Lab in Pierre, the complete drug screen was negative. For complete details, please refer to a copy of the lab results prepared by the State Health Lab in Pierre. I have attached a copy to this report as Enc. #17.

The Custer County Sheriff's Office provided me with a copy of the [REDACTED] Hospital ER/Out-Patient Record reference KACHINA McALEXANDER. I have attached a copy to this report as Enc. #18.

My recorded interviews regarding this investigation were transferred to compact discs. Those compact discs were sent to DCI Headquarters in Pierre to be uploaded and digitally stored. I transferred the digital photos taken by Det. Bock to a compact disc. I sent that compact disc containing the digital photos to DCI Headquarters in Pierre to be uploaded and digitally stored. Copies can be obtained by authorization of the case agent or administration.

Investigation continues.