



SURVIVAL FACTORS GROUP

CHAIRMAN'S FACTUAL REPORT

**ATTACHMENT 2
MIDLAND COUNTY SHERIFF INFORMATION**

REDACTED

**Fatal Grade Crossing Accident
Midland, TX; 11/15/2012**

**HWY-13-MH-003
(36 Pages)**

MIDLAND COUNTY SHERIFF

11/17/12
12:14

Spillman Data Systems, Inc.
LAW INCIDENT TABLE

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City : MIDLAND
 Occurred after : 16:37:20 11/15/2012
 Occurred before : 16:37:20 11/15/2012
 When reported : 16:37:20 11/15/2012
 Date disposition declared : 11/15/2012
 Incident number : 12-16124
 Primary incident number :
 Incident nature : ACCIDENT PI Traffic Accident, w/
 Injuries
 Incident address : INDUSTRIAL & GARFIELD
 State abbreviation : TX
 ZIP Code : 79701
 Contact or caller : 306
 Complainant name number :
 Area location code :
 Received by :
 How received : O OTHER
 Agency code : MCSO MIDLAND COUNTY SHERIFF'S OFFIC
 Responsible officer :
 Offense as Taken : TAPI TRAFFIC ACCIDENT PERS INJURY
 Offense as Observed :
 Disposition : MPD TOT MIDLAND POLICE
 Misc. number :
 Geobase address ID :
 Long-term call ID : 137821
 Clearance Code :
 Judicial Status :

=====

INVOLVEMENTS:

Px	Record #	Date	Description	Relationship
PR	49203		COMPACT DISC SCENE PICS \$0	EVIDENCE
EV	10906		SCENE PICS	*Evidence Incident
CA	137821	11/15/12	16:37 11/15/12 ACCIDENT PI	*Initiating Call

LAW INCIDENT OFFENSES DETAIL:

Se	Offe	Offense code	Arson Dama
1	TAPI TRAFFIC ACCIDENT PERS INJURY		0.00

LAW INCIDENT RESPONDERS DETAIL:

Se	Responding offi	Unit n	Unit number
1		306	PATROL CORPORAL
2		318	PATROL DEPUTY
3		212	D.A.R.E. SERGEANT
4		320	PATROL DEPUTY
5		210	Juvenile Sgt.
6		310	PATROL DEPUTY
7		401	C/W LIEUTENANT
8		311	PATROL DEPUTY
9		325	PATROL DEPUTY
10		301	PATROL LIEUTENANT
11		4117	

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12	101	CHIEF DEPUTY
13	316	PATROL DEPUTY
14	415	MENTAL HEALTH UNIT
15	411	C/W DEPUTY
16	C122	
17	414	MENTAL HEALTH UNIT

LAW SUPPLEMENTAL NARRATIVE:

Seq	Name	Date
1	[redacted]	21:56:15 11/15/2012

SUPPLEMENT OFFENSE:

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
Midland County Sheriff's Office

3. Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 I Deputy [redacted] was escorting the parade for Hunt for Hero's.

I was southbound on Garfield just north of Washington St. I was the first patrol unit behind the car club, but was at the end of the parade. I observed the railroad crossing arms coming down at Garfield and Front. At this time I stated via radio we were going to be stopped by the train, it seemed like only seconds and the train was crossing the intersection at a high rate of speed.

Via radio it was advised that a trailer was hit by the train. A second command was stated to block traffic a block east and west of Garfield. I posted on Front St between Burlson and Baldwin. This is were I started turning vehicles going eastbound on Front back to the west.

Later I was relieved by a city employee and assisted on the south side of the tracks with security and then transported troops back to the Hilton.

4. Deputy making report, Badge#, Section, Date
Deputy [redacted] Patrol, 11/15/12

I 2 [redacted] 23:01:39 11/15/2012

Pg 3 - NO DATA

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CAD Call info/comments

NEED EMS FOR TRAIN ACCIDENT

16:41:37 11/15/2012 - [REDACTED]

WILL BE SHUTTING TRAFFIC AT MARIENFIELD/INDUSTRIAL HAVE SEVERAL CASUALTIES

16:44:07 11/15/2012 - [REDACTED]

NEED CIU TO GO SOUTH OF TRACKS

16:44:53 11/15/2012 - [REDACTED]

NEED AVL UNITS TO GO TO NEW JERSEY THEY WILL NEED TO DIRECT TRAFFIC

16:47:19 11/15/2012 - [REDACTED]

Message From Terminal/Unit: CADAPP Operator: TIB(TIB CADSERVER -DO NOT REMOVE)

Originally Sent To: CCD5

Date/Time Sent: 15-NOV-2012 16:47:04

*** PAGE SUCCESS ***

VERIZONPGR page to PAGER CIU succeeded.

Reason: Page Successful

Technical Details: Paging provider reported acceptance of pager ID with intent to page

17:03:29 11/15/2012 - [REDACTED]

101 REQ ALL CIU VOLUNTEERS

17:03:50 11/15/2012 - [REDACTED]

COMMAND IS SETUP CONSOLIDATED OFF GARFIELD

17:04:29 11/15/2012 - [REDACTED]

314 MIDKIFF/WALL

17:04:36 11/15/2012 - [REDACTED]

314 @MIDKIFF/WALL

17:09:27 11/15/2012 - [REDACTED]

117 @GARFIELD/CARTER, BLOCKING TRAFFIC GOING NORTH

17:14:14 11/15/2012 - [REDACTED]

401 LET 403 KNOW DRIVER FROM DOUBLE TREE IS COMING BACK WITH SHUTTLE AND 401 BUSN CARD TO ALLOW INTO SCENE

17:14:30 11/15/2012 - [REDACTED]

310 CIU IS ONSCENE AT FLORIDA/GARFIELD

17:32:04 11/15/2012 - [REDACTED]

401 ADV TO MOVE NORMAL TRAFFIC TO OPS2 KEEP TRAIN TRAFFIC ON OPS1

17:33:36 11/15/2012 - [REDACTED]

322 HAVE AN EMS ON NORTH SIDE IF YOU NEED THEM, 401 ADV TO GO TO INTERSECTION ON SOUTH SIDE

17:37:26 11/15/2012 - [REDACTED]

301 ADV IF SHUTTLE IS HEADED THIS WAY, 401 ADV THEY ARE SUPPOSE TO HAVE ONE COMING THIS WAY

17:40:01 11/15/2012 - [REDACTED]

401 TO ALL UNITS MAKE SURE YOU HAVE A FLASHLIGHT, WE WILL BE HERE AFTER DARK, IF YOU NEED EQUIPMENT LET SOMEONE KNOW

17:48:04 11/15/2012 - [REDACTED]

101 ADV NEED AS MANY HONOR GUARD PEOPLE AT THE ORIGINAL SCENE

17:50:57 11/15/2012 - [REDACTED]

210 ADV 4TH SUBJ IS AT ER

18:06:33 11/15/2012 - [REDACTED]

MALE WITH LIGHT TOWER COMPANY ADV HE HAS LIGHT TOWERS TO ASSIST WITH IF NEEDED,

401 ADV TO GET HIS NAME AND NUMBER INCASE HE IS NEEDED LATER, WILL BE [REDACTED]

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BUTTS AT 432 5531390 HE ADV TO CALL AT ANYTIME AND THEY WILL ASSIST

18:11:36 11/15/2012 - [REDACTED]

HAVE ANOTHER SET OF LIGHTS FROM TXDOT ON SCENE

18:17:02 11/15/2012 - [REDACTED]

312 IF THAT IS YOU WE HAVE LINE OPENED UP

18:17:15 11/15/2012 - [REDACTED]

UNITS THAT ARE EAST ASSIST 312 AND TXDOT TO GET IN

18:27:52 11/15/2012 - [REDACTED]

401 TO 4112 ARE YOU GOING TO START ON EAST SIDE, 4112 ADV WE ARE COMING OUT NOW

18:29:56 11/15/2012 - [REDACTED]

305 NEED 254 TO 25 AT SCENE

19:28:21 11/15/2012 - [REDACTED]

802 ADVISED RED CROSS ON SCENE

19:32:53 11/15/2012 - [REDACTED]

RED CROSS SET UP NEXT TO THE MPD MOBILE SUBSTATION

20:37:43 11/15/2012 - [REDACTED] - From: [REDACTED]

CONTACT WRECKER TO PICK UP AN SO UNIT AT THE SCENE

20:40:05 11/15/2012 - [REDACTED] - From: [REDACTED]

B & B WRECKER NTFD

3 [REDACTED] 07:59:16 11/16/2012

SUPPLEMENT OFFENSE: Information Report

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

COMPLAINT #
12-16124

NAME OF COMPLAINANT
State of Texas

Details of Offense, Progress of Investigation, Etc.

On 11/15/12 at approximately 1635 hours I Deputy [REDACTED] was assisting with the escort for the Hunt for Hero's parade. I was approximately in the area of Garfield street and Francis street when I heard via the radio that one of the trucks in the parade had been struck by a train. I then stopped and directed the group of motorcycle riders in the parade to continue to the Horseshoe Arena. I then proceeded to the area of Garfield and Florida to assist in traffic control to block traffic at that intersection. After barriers were put up at the intersection of Garfield and Florida I then proceeded to the scene of the accident to assist in the perimeter security at the scene. I remained on scene until I was instructed to escort the veterans and their families to the Hilton. I remained at the Hilton until I was relieved of duty.

Deputy making report, Badge#, Section, Date
[REDACTED] Patrol, 11/16/12

4 [REDACTED] 08:01:43 11/16/2012

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12:14

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SUPPLEMENT OFFENSE: Information

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124
2. NAME OF COMPLAINANT
Midland County Sheriff's Office
3. Details of Offense, Progress of Investigation, Etc.

On 11/15/2012 Deputy [REDACTED] was part of the escort for the Show of Support parade. I was assigned to assist the City of Midland Police officers at the head of the parade to handle rolling road blocks. I was called on the radio by Deputy [REDACTED] to help the city officer stop northbound traffic attempting to cross the tracks who were turning north from westbound Industrial Ave. I crossed the tracks and positioned my patrol vehicle across the lanes of northbound Garfield at Industrial. Deputy [REDACTED] was in her unmarked patrol vehicle stopped on Industrial at Garfield. She signaled that she would take my position there, so I moved on south on Garfield resuming my rolling block. At approximately 1635 hrs I was almost to Francis on Garfield when I heard radio traffic informing everyone of the train striking one of the parade vehicles. I turned around and stopped at Florida and Garfield to block traffic.
NOI

4. Deputy making report, Badge#, Section, Date
[REDACTED] Patrol, 11/15/2012

5 [REDACTED] 08:36:43 11/16/2012

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SUPPLEMENT: Information for Accident

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #12-16124

2. NAME OF COMPLAINANT; State Of Texas

3. Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 I was assigned to the Hunt for Hero's/Show of Support parade detail. The parade began at approximately 4:00 p.m. at the Double Tree Hotel on Wall Avenue. The parade was scheduled to travel west on Wall to Garfield, turn south on Garfield, with the final destination being the Horse Shoe Arena located at Garfield and Interstate Highway 20. My assignment was to drive on the passenger side of the first tractor trailer truck pulling a flatbed trailer that was carrying several soldiers and their wives. A second tractor trailer truck with a flatbed trailer was carrying several soldiers and their wives also. The second tractor trailer truck was directly behind the first truck. These two trucks were not leading the parade but would be considered in or close to the middle.

The parade went as planned without incident until the second tractor trailer truck reached the railroad tracks at Garfield and Front Street. The first tractor trailer truck and myself had crossed the railroad tracks and were continuing south. As I crossed and was passing the next intersection (Industrial Avenue) I heard someone announce on the police radio that a train was approaching. I looked to the west and saw that the train was coming eastbound at what appeared to be a high speed. I looked in my rearview drivers side mirror and observed the second tractor trailer truck crossing the railroad tracks. I also saw the red lights flashing and the bells ringing that are designed to warn vehicles/pedestrians of an approaching train. The crossing arms were coming down and hitting something on the trailer of the truck and were causing them to go up and down several times. As I was watching I saw several of the soldiers and their wives jumping off the trailer since the trailer was still on the railroad tracks and the train was fast approaching. I do not believe all the people were able to get off the trailer before the train collided with the back of the trailer. The impact caused the trailer to be pushed to the east causing anyone left on the trailer to be thrown off.

After the impact I was still on Garfield Street between Industrial Avenue and the next intersection which would be Florida Street. I immediately turned in front of the first truck and used my vehicle to block any northbound traffic. I approached the accident scene on foot and began to assess the situation. I saw one male under the trailer, one male laying on Industrial east of the intersection, and two males lying on the ground close to the railroad tracks. There were citizens already helping these soldiers so I started walking east along the tracks to look for any other person or persons that might have been carried down the railroad tracks by the impact. I did not locate anyone but I was informed by radio that there were one to four persons unaccounted for. I continued looking until I was informed that all persons had been accounted for.

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For the next several hours I remained at the scene assisting with crowd control. I was released from my duties at approximately 9:30 p.m.

Deputy making report, Badge#, Section, Date
[REDACTED] Patrol November 16, 2012
6 [REDACTED] 08:36:23 11/16/2012

SUPPLEMENT OFFENSE: Information report

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
State of Texas

Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 at approximately 1635 hours I Deputy [REDACTED] was escorting the parade for Hunt for Hero's.

I was southbound on Garfield just north of Washington St. I was the second patrol unit behind the car club at the end of the parade on the left hand lane. I heard via radio it was advised that a trailer was hit by the train I looked towards the train and the train was crossing the intersection at a high rate of speed.

I drove my Patrol unit to Front and Garfield jumped over the train. I then proceeded to assist in the perimeter security at the scene. I remained on scene until I was instructed to escort the veterans and their families to the Hilton. I remained at the Hilton until I was relieved of duty.

4. Deputy making report, Badge#, Section, Date
[REDACTED] Patrol Division, 11/16/2012
7 [REDACTED] 08:33:01 11/16/2012

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SUPPLEMENT OFFENSE: INFORMATION- MAJOR ACCIDENT

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
STATE OF TEXAS

3. Details of Offense, Progress of Investigation, Etc.
LOCATION: RAILROAD CROSSING AT FRONT AND GARFIELD

ON November 15, 2012 AT APPROXIMATELY 1635 HOURS, I CPL. [REDACTED] WAS WORKING A SPECIAL ASSIGNMENT ASSISTING WITH A PARADE FOR THE "HUNT FOR HEROS". AT THIS TIME I WAS HEADED SOUTH BOUND ON GARFIELD AND HAD JUST PASSED OVER THE RAILROAD TRACKS LOCATED AT FRONT AND GARFIELD. MY PATROL UNIT WAS POSITIONED ON THE EAST SIDE OF THE FIRST FLATBED TRAILER THAT HAD CROSSED THROUGH THE RAILROAD CROSSING. AS I BEGAN TO APPROACH FLORIDA STREET, I HEARD AN OFFICER ANNOUNCE OVER THE RADIO "TRAIN". AT THIS POINT I LOOKED INTO MY REAR VIEW MIRROR AND OBSERVED THE OCCUPANTS OF THE SECOND FLATBED TRAILER ATTEMPTING TO JUMP CLEAR OF THE TRAILER. AT THIS POINT I TURNED MY PATROL UNIT AROUND TO ASSIST. I CANNOT REMEMBER SEEING THE TRAIN IMPACT THE TRUCK, HOWEVER AS I COMPLETED MY U-TURN, I LOOKED UP AND SAW THAT THE FLATBED HAD BEEN STRUCK BY THE TRAIN, WHICH WAS STILL MOVING FROM WEST TO EAST. AT THIS POINT, I EXITED MY PATROL VEHICLE AND BEGAN HELPING THE VICTIMS OF THE ACCIDENT. MY PRIMARY FUNCTION AT THIS POINT WAS TO ASSIST THE MOST SERIOUS VICTIMS AT THE SCENE. AFTER THE FIRE DEPARTMENT ARRIVED, I HELPED IN SECURING THE VICTIMS ONTO BACK BOARDS AND CARRYING THEM FROM THE SCENE TO AMBULANCES AS NEEDED. AT NO POINT PRIOR TO THE INCIDENT, DID I SEE OR HEAR THAT THERE WAS A TRAIN APPROACHING.
END OF REPORT

4. Deputy making report, Badge#, Section, Date
[REDACTED] PATROL November 16, 2012
[REDACTED] 08:54:49 11/16/2012

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SUPPLEMENT OFFENSE: Train/Truck Collision

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
N/A - Administrative Purposes Only

3. Details of Offense, Progress of Investigation, Etc.

My name is [REDACTED] I am a patrol deputy employed by the Midland County Sheriff's Office.

On 11/15/12 I was assigned to participate in the Show of Support/Hunt For Heroes Parade. Said event has been held for several years in Midland and is intended to honor the nation's military personnel who have been wounded during their service to our country. It is an approximate week long event that includes several activities for our military veterans.

As previously stated I was assigned to participate in the parade that would originate at the Doubletree Hotel in downtown Midland and after a circuitous route end at the Horseshoe Arena located at Garfield and IH 20. The parade was scheduled to start at 1530 hrs. Several patrol deputies participated in this activity and it was my belief that the actual parade route and other details would be handled by the Midland Police Department. The veterans were slated to ride in chairs strapped down on flatbed trailers being pulled by semi's, of which there were two semis. Their wives would also be on this makeshift float with them. I was located at the tail end of the procession along with several other deputies in marked units. We were to travel in the procession with lights and sirens on adding to the parade atmosphere and also make sure that everyone on the floats remained safe and that no one came up behind the actual parade. In essence we were there to provide a safe atmosphere for the parade and all involved.

As the parade continued on it's path to the Horseshoe Arena the procession turned south on Garfield. As previously stated I was at the tail end of the parade. As the front end of the parade approached the intersection of Garfield and Front streets I was approximately still north of Washington street, a fair distance from the two semi tractor trailer floats. At approximately 1635 hrs I heard one of the S.O. units on the radio advise that a train was approaching. Several seconds after that I heard Cpl. [REDACTED] notify Midland Co. Dispatch that the train had struck one of the makeshift floats, that there were injuries and to start EMS. It should be noted at the time of impact I didn't hear or see anything relating to same. This was due to my location in the procession.

I then proceeded to the scene of the crash and assisted in any way that I could as officers awaited the arrival of EMS. I also requested Midland County Dispatch contact CIU and put them on standby. I assisted at the scene as needed until released at approximately 2100 hrs.

Nothing further at this time.

Deputy making report, Badge#, Section, Date

[REDACTED]

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9 [REDACTED] 08:34:56 11/16/2012

SUPPLEMENT OFFENSE:

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-46001. COMPLAINT #
12-161242. NAME OF COMPLAINANT
State Of Texas

3. Details of Offense, Progress of Investigation, Etc.

On 11/15/12 at approximately 1638 hrs I Deputy [REDACTED] A Deputy Sheriff Badge Number [REDACTED] employed by the Midland County Sheriff's Office was assisting in the escort for the " Show Of Support " parade. My unit was on the left side of the second 18 wheeler that was carrying soliders and wives for the parade. At approximately 1638 hrs the orange 18 wheeler was reaching the crossing point of the railroad tracks at the intersection of Garfield St and Front St. At that point I noticed the red lights indicating a train was approaching turned on and began ringing. At that point the cab of the truck was halfway in the tracks. I immediately began to yell " train train " over our radio system. The crossing guards began to fall at first hitting the cab, then went up and hit once again on the deck of the trailer then went once up again and began to hit the personnel on the trailer. Once the crossing guards hit on the cab, people started jumping off the trailer. At that point I exited my unit when the train struck the rear end of the trailer. At that point I noticed a injured female south of the tracks. I could not assist her at that time due to the train still moving. A older male was trying to get over there to help yelling at myself and a City Police Officer who was next to me at the time of the incident. We were trying to keep him away until the train stopped. Once the train stopped I crossed the to the south side of the tracks and went to assist the injured female. The female was crowded by the same soliders that were on board and were giving her assistance. At that point I noticed a injured male on the ground along with his wife there. I went to them and stayed with them until EMS arived. After this I assisted in securing the perimeter for the accident.

Deputy making report, Badge#, Section, Date

Deputy [REDACTED] / Patrol / 11/15/12

10 [REDACTED] 09:07:20 11/16/2012

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SUPPLEMENT OFFENSE: Information Report - Major Accident

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
State of Texas

3. Details of Offense, Progress of Investigation, Etc.

Location: Railroad Crossing at Garfield Street and Front Street,
Midland, Texas

On November 15, 2012, at approximately 4:36p.m., I, Cpl. [REDACTED] was helping escort a parade for the Support the Troops / Hunt for Heroes. The parade was traveling south on Garfield Street and I was traveling along side of the second tractor trailer, on the right hand side, with my emergency lights on. The tractor trailer was a flat bed trailer, carrying approximately 24 individuals (Soldiers and their Wives), who were seated in chairs, strapped to the trailer.

The parade had reached the railroad crossing at Garfield Street and Front Street. As the second tractor trailer approached the railroad tracks, just before crossing, the railroad crossing lights began blinking red, the alarm bell sounded and the crossing arms began to come down. As the north side crossing arm came down, it struck to rear portion of the tractor cab and continued to come down on the Soldiers and their Wives. I looked to my right (west) and observed a train traveling east at a rapid speed. Once the rear of the trailer was on top of the tracks, I observed the Soldiers and their Wives jumping from both sides of the trailer on to the tracks and roadway. Just about the time most, if not all Soldiers and Wives jumped from the trailer, the train, traveling east bound, struck several individuals and the rear portion of the trailer. I notified Dispatch of the tragedy and I began assessing the scene and helping others care for the injured. Once Paramedics and Fire Rescue arrived, I assisted their needs and secured the scene. This incident was captured on my in car video, which was copied to DVDs by Lt. [REDACTED]

4. Deputy making report, Badge#, Section, Date
Cpl. [REDACTED] Patrol, 11/16/12

11 [REDACTED] 08:35:09 11/16/2012

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SUPPLEMENT OFFENSE: SHOW OF SUPPORT ACCIDENT

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
DEPUTY [REDACTED]

3. Details of Offense, Progress of Investigation, Etc.

ON November 15, 2012 I, DEPUTY [REDACTED] WAS ASSIGNED TO WORK THE SHOW OF SUPPORT PARADE. MY ASSIGNED SPOT IN THE PARADE WAS AT THE REAR. I WAS APPROXIMATELY THE 3RD CAR FROM THE END. THE PARADE STARTED AT THE HILTON ON WALL STREET, DESTINATION WAS AT THE MIDLAND COUNTY HORSE SHOE ON THE NORTH SERVICE ROAD OF INTERSTATE 20. THE ROUTE WAS TO HEAD WEST ON WALL STREET TO GARFIELD, SOUTH ON GARFIELD TO THE NORTH SERVICE ROAD OF I-20, WEST ON THE SERVICE ROAD TO THE MAIN ENTRANCE OF THE HORSE SHOE.

AT APPROXIMATELY 1635 I WAS AT THE INTERSECTION OF WASHINGTON AND GARFIELD. I HEARD A DEPUTY [REDACTED] STATE THAT WE WERE GOING TO BE STOPPED BY A TRAIN. AT THIS POINT I COULD NOT SEE THE TRAIN CROSSING OR HEAR THE TRAIN. I THEN HEARD DEPUTY [REDACTED] CALL OUT "TRAIN, TRAIN, TRAIN"!!! I THEN HEARD CORPORAL [REDACTED] CALL OUT "MIDLAND WE NEED AMBULANCES". I THEN BROKE OFF THE REAR OF THE PARADE AND DROVE TO THE TRAIN CROSSING AND BEGAN GETTING A HEAD COUNT OF VICTIMS.

4. Deputy making report, Badge#, Section, Date
DEPUTY [REDACTED] PATROL 11/15/12

13 [REDACTED] 15:08:35 11/16/2012

CC
RE
CC

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SUPPLEMENT OFFENSE: Informational Report Train Collision

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
Administrative Purpose Only

3. Details of Offense, Progress of Investigation, Etc.

My name is [REDACTED] the Patrol Lieutenant with Midland County Sheriff's Office.

For the past few years, Midland County Sheriff's Office has participated with the Hunt for Hero's (Show of Support) program. This year's event began on November 14, 2012. Since several scheduled events are in Midland County, we provide escorts to those locations.

The parade, in the past, has been organized by Midland Police Department. This year on November 15, 2012, MPD Lt. [REDACTED] and [REDACTED] were my contact personnel for the parade. I communicated with both personnel on the duties required by Midland County Sheriff's Office.

Midland County Sheriff's Office provided two units to follow Midland Police Department officers and assist with any open intersection. Deputies [REDACTED] and [REDACTED] were assigned to this task.

Show of Support provides two Semi-Tractor flat bed trailers with chairs secured to the bed. The Show of Support soldiers and spouses ride on the trailer during the parade.

Since Midland Police Department had the front of the parade, I placed units on both sides of the trailer. Each trailer had units in this position. Corporals [REDACTED] and [REDACTED] were positioned beside the front tractor trailer. Corporal [REDACTED] and Deputy [REDACTED] were positioned beside the back tractor trailer.

An antique car club with numerous vehicles was behind the flat bed trailers with the following personnel: Deputies [REDACTED] followed at the end of the parade.

After the parade began at approximately 4:00 p.m. I proceeded directly to the Horseshoe to assist at this location. I was advised that the Horseshoe had lost power due to an accident north of this location prior to the start of the parade. While waiting for the parade to arrive, it was aired that the power was regained at the Horseshoe at this time.

Several minutes passed when suddenly, the crash was being aired by officers requesting assistance and medical personnel. I drove directly to this location

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and observed the orange tractor trailer had been hit by the train. I begin assisting victims on the scene until medical personnel arrived. I remained and assisted with coordinating personnel as needed.

It was determined that Corporal [REDACTED] had his car camera operational during the parade. The video was removed from the camera system and placed as evidence. I also attached a diagram of officer's location when the train incident occurred.

4. Deputy making report, Badge#, Section, Date
Lt. [REDACTED] Patrol [REDACTED] 11/16/12

14 O'DONNELL C 15:19:34 11/16/2012

Supplement Offense: Evidentiary Information

Midland County Sheriff's Office
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. Complaint #
12-16124

2. Complainant
Midland County Sheriff's Office

3. Details of Offense, Progress of Investigation, Etc.

On November 16, 2012, Investigator [REDACTED] retrieved 18 digital photographs from [REDACTED] camera which was turned into evidence after he was arrested for Interfering with Public Duties on 11/15/12 (MCSO 12-16128). The photographs were of the Hunt for Heroes Parade with the last two photos being of the actual collision. Investigator O'Donnell made a copy and gave it to Lieutenant [REDACTED] and another copy was made and submitted into evidence.

4. Deputy making report, Badge#, Section, Date
Investigator [REDACTED] C.I.D., 11/16/12

11/17/12
12:14

Spillman Data Systems, Inc.
LAW INCIDENT TABLE

Page: 282
16

INVOLVEMENT DETAIL: Main property screen

```

Item name_ (coded)           : COMPACT DISC
Released (date)              : **/**/****
Date_Status Declared        : 11/16/2012
Recovered_/received (date)  : 11/16/2012
Recovrd (dollar amount)    : 0.00
Accumulative amount recovered : 0.00
Value of item (total)       : 0.00
Year                          : 0
ID numb_er of property      : 49203
Incident number             : 12-16124
Brand                        : SCENE PICS
Model                       :
Serial number               :
Color (primary)             :
Color (secondary)          :
UCR code                    : CD COMPACT DISCS
Quantity (string)           : 1
Owner name number          :
Tag numb_er                 : 10906
Agency code                 : MCSO MIDLAND COUNTY SHERIFF'S OFFIC
Officer responsible         : 
Sts; Status code           :
LS_Local Status             : EIS EVID IN STORAGE
Crime lab number            :
Storage locat'n             : DISK BOX
Released by                  :
Released to                  :
Value Measurement           :
owner applied number        :
=====

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11/17/12
12:14

Spillman Data Systems, Inc.
LAW INCIDENT TABLE

Page: 282
17

INVOLVEMENT DETAIL: CAD Master Call Table

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Record number           : 137821
Call type (Law/Fire/EMS) : 1
Call nature             : ACCIDENT PI      Traffic Accident, w/
                        : Injuries
Priority of Call        : 1
When Occured Earliest  : 16:37:20 11/15/2012
When Occured Latest    : 16:37:20 11/15/2012
When Reported          : 16:37:20 11/15/2012
Respond-to Address     : INDUSTRIAL & GARFIELD
City code              : MID
Person to Contact      : 306
Contacts Phone Number  : ( ) -
Complainant name number :
How Received           : O OTHER
Who took Call         : 
Alarm ID number        :
Geobase address ID    :
Directions number     :
Contacts address       : INDUSTRIAL & GARFIELD
Hold Until             : **:**:** **/**/****
Call Received? (Y/N)  : Y
Plate number of stopped veh :
Plate state abbreviation :
Determinant           :
=====

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MIDLAND COUNTY SHERIFF'S OFFICE

P. O. BOX 11287
MIDLAND, TEXAS 79702
(432) 688-4600

[Redacted] Sheriff

[Redacted] Chief Deputy

November 16, 2012
Ref: Car Video

Sheriff [Redacted]

The following personnel received a copy of Corporal [Redacted] car video for investigation purposes.

- [Redacted] - National Traffic Safety Board
- [Redacted] - Texas Department of Public Safety
- [Redacted] - Midland Police Department
- [Redacted] - Union Pacific Police

[Redacted]

Midland County Sheriff's Office

SUPPLEMENT OFFENSE: Informational Report Train Collision

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
Administrative Purpose Only

3. Details of Offense, Progress of Investigation, Etc.

My name is [REDACTED] the Patrol Lieutenant with Midland County Sheriff's Office.

For the past few years, Midland County Sheriff's Office has participated with the Hunt for Hero's (Show of Support) program. This year's event began on November 14, 2012. Since several scheduled events are in Midland County, we provide escorts to those locations.

The parade, in the past, has been organized by Midland Police Department. This year on November 15, 2012, MPD [REDACTED] and Sgt. [REDACTED] were my contact personnel for the parade. I communicated with both personnel on the duties required by Midland County Sheriff's Office.

Midland County Sheriff's Office provided two units to follow Midland Police Department officers and assist with any open intersection. Deputies [REDACTED] and [REDACTED] were assigned to this task.

Show of Support provides two Semi-Tractor flat bed trailers with chairs secured to the bed. The Show of Support soldiers and spouses ride on the trailer during the parade.

Since Midland Police Department had the front of the parade, I placed units on both sides of the trailer. Each trailer had units in this position. Corporals [REDACTED] and [REDACTED] were positioned beside the front tractor trailer. Corporal [REDACTED] and Deputy [REDACTED] were positioned beside the back tractor trailer.

An antique car club with numerous vehicles was behind the flat bed trailers with the following personnel: Deputies [REDACTED] and [REDACTED] followed at the end of the parade.

After the parade began at approximately 4:00 p.m. I proceeded directly to the Horseshoe to assist at this location. I was advised that the Horseshoe had lost power due to an accident north of this location prior to the start of the parade. While waiting for the parade to arrive, it was aired that the power was regained at the Horseshoe at this time.

Several minutes passed when suddenly, the crash was being aired by officers requesting assistance and medical personnel. I drove directly to this location and observed the orange tractor trailer had been hit by the train. I begin assisting victims on the scene until medical personnel arrived. I remained and assisted with coordinating personnel as needed.

It was determined that Corporal [REDACTED] had his car camera operational during the parade. The video was removed from the camera system and placed as evidence. I also attached a diagram of officer's location when the train incident occurred.

4. Deputy making report, Badge#, Section, Date
Lt. [REDACTED] 11/16/12

SUPPLEMENT OFFENSE: Information Report

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124
2. NAME OF COMPLAINANT
State of Texas
3. Details of Offense, Progress of Investigation, Etc.

On 11/15/12 at approximately 1635 hours I Deputy [redacted] was assisting with the escort for the Hunt for Hero's parade. I was approximately in the area of Garfield street and Francis street when I heard via the radio that one of the trucks in the parade had been struck by a train. I then stopped and directed the group of motorcycle riders in the parade to continue to the Horseshoe Arena. I then proceeded to the area of Garfield and Florida to assist in traffic control to block traffic at that intersection. After barriers were put up at the intersection of Garfield and Florida I then proceeded to the scene of the accident to assist in the perimeter security at the scene. I remained on scene till I was instructed to escort the veterans and their families to the Hilton. I remained at the Hilton until I was relieved of duty.

4. Deputy making report, Badge#, Section, Date
[redacted] Patrol, 11/16/12

SUPPLEMENT OFFENSE: Information

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124
2. NAME OF COMPLAINANT
Midland County Sheriff's Office
3. Details of Offense, Progress of Investigation, Etc.

On 11/15/2012 Deputy [REDACTED] was part of the escort for the Show of Support parade. I was assigned to assist the City of Midland Police officers at the head of the parade to handle rolling road blocks. I was called on the radio by Deputy [REDACTED] to help the city officer stop northbound traffic attempting to cross the tracks who were turning north from westbound Industrial Ave. I crossed the tracks and positioned my patrol vehicle across the lanes of northbound Garfield at Industrial. Deputy [REDACTED] was in her unmarked patrol vehicle stopped on Industrial at Garfield. She signaled that she would take my position there, so I moved on south on Garfield resuming my rolling block. At approximately 1635 hrs I was almost to Francis on Garfield when I heard radio traffic informing everyone of the train striking one of the parade vehicles. I turned around and stopped at Florida and Garfield to block traffic.
NOI

4. Deputy making report, Badge#, Section, Date
[REDACTED] Patrol, 11/15/2012

SUPPLEMENT: Information for Accident

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #12-16124

2. NAME OF COMPLAINANT; State Of Texas

3. Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 I was assigned to the Hunt for Hero's/Show of Support parade detail. The parade began at approximately 4:00 p.m. at the Double Tree Hotel on Wall Avenue. The parade was scheduled to travel west on Wall to Garfield, turn south on Garfield, with the final destination being the Horse Shoe Arena located at Garfield and Interstate Highway 20. My assignment was to drive on the passenger side of the first tractor trailer truck pulling a flatbed trailer that was carrying several soldiers and their wives. A second tractor trailer truck with a flatbed trailer was carrying several soldiers and their wives also. The second tractor trailer truck was directly behind the first truck. These two trucks were not leading the parade but would be considered in or close to the middle.

The parade went as planned without incident until the second tractor trailer truck reached the railroad tracks at Garfield and Front Street. The first tractor trailer truck and myself had crossed the railroad tracks and were continuing south. As I crossed and was passing the next intersection Industrial Avenue) I heard someone announce on the police radio that a train was approaching. I looked to the west and saw that the train was coming eastbound at what appeared to be a high speed. I looked in my rearview drivers side mirror and observed the second tractor trailer truck crossing the railroad tracks. I also saw the red lights flashing and the bells ringing that are designed to warn vehicles/pedestrians of an approaching train. The crossing arms were coming down and hitting something on the trailer of the truck and were causing them to go up and down several times. As I was watching I saw several of the soldiers and their wives jumping off the trailer since the trailer was still on the railroad tracks and the train was fast approaching. I do not believe all the people were able to get off the trailer before the train collided with the back of the trailer. The impact caused the trailer to be pushed to the east causing anyone left on the trailer to be thrown off.

After the impact I was still on Garfield Street between Industrial Avenue and the next intersection which would be Florida Street. I immediately turned in front of the first truck and used my vehicle to block any northbound traffic. I approached the accident scene on foot and began to assess the situation. I saw one male under the trailer, one male laying on Industrial east of the intersection, and two males lying on the ground close to the railroad tracks. There were citizens already helping these soldiers so I started walking east along the tracks to look for any other person or persons that might have been carried down the railroad tracks by the impact. I did not locate anyone but I was informed by radio that there were one to four persons unaccounted for. I continued looking until I was informed that all persons had been accounted for.

For the next several hours I remained at the scene assisting with crowd control. I was released from my duties at approximately 9:30 p.m.

4. Deputy making report, Badge#, Section, Date
Corporal Patrol November 16, 2012

SUPPLEMENT OFFENSE: INFORMATION- MAJOR ACCIDENT

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124
2. NAME OF COMPLAINANT
STATE OF TEXAS
3. Details of Offense, Progress of Investigation, Etc.
LOCATION: RAILROAD CROSSING AT FRONT AND GARFIELD

ON November 15, 2012 AT APPROXIMATELY 1635 HOURS, I CPL. [REDACTED] WAS WORKING A SPECIAL ASSIGNMENT ASSISTING WITH A PARADE FOR THE "HUNT FOR HEROS". AT THIS TIME I WAS HEADED SOUTH BOUND ON GARFIELD AND HAD JUST PASSED OVER THE RAILROAD TRACKS LOCATED AT FRONT AND GARFIELD. MY PATROL UNIT WAS POSITIONED ON THE EAST SIDE OF THE FIRST FLATBED TRAILER THAT HAD CROSSED THROUGH THE RAILROAD CROSSING. AS I BEGAN TO APPROACH FLORIDA STREET, I HEARD AN OFFICER ANNOUNCE OVER THE RADIO "TRAIN". AT THIS POINT I LOOKED INTO MY REAR VIEW MIRROR AND OBSERVED THE OCCUPANTS OF THE SECOND FLATBED TRAILER ATTEMPTING TO JUMP CLEAR OF THE TRAILER. AT THIS POINT I TURNED MY PATROL UNIT AROUND TO ASSIST. I CANNOT REMEMBER SEEING THE TRAIN IMPACT THE TRUCK, HOWEVER AS I COMPLETED MY U-TURN, I LOOKED UP AND SAW THAT THE FLATBED HAD BEEN STRUCK BY THE TRAIN, WHICH WAS STILL MOVING FROM WEST TO EAST. AT THIS POINT, I EXITED MY PATROL VEHICLE AND BEGAN HELPING THE VICTIMS OF THE ACCIDENT. MY PRIMARY FUNCTION AT THIS POINT WAS TO ASSIST THE MOST SERIOUS VICTIMS AT THE SCENE. AFTER THE FIRE DEPARTMENT ARRIVED, I HELPED IN SECURING THE VICTIMS ONTO BACK BOARDS AND CARRYING THEM FROM THE SCENE TO AMBULANCES AS NEEDED. AT NO POINT PRIOR TO THE INCIDENT, DID I SEE OR HEAR THAT THERE WAS A TRAIN APPROACHING.

END OF REPORT

4. Deputy making report, Badge#, Section, Date
CPL. [REDACTED] PATROL November 16, 2012

SUPPLEMENT OFFENSE: Information Report - Major Accident

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124
2. NAME OF COMPLAINANT
State of Texas
3. Details of Offense, Progress of Investigation, Etc.

Location: Railroad Crossing at Garfield Street and Front Street,
Midland, Texas

On November 15, 2012, at approximately 4:36p.m., I, Cpl. [REDACTED] was helping escort a parade for the Support the Troops / Hunt for Heroes. The parade was traveling south on Garfield Street and I was traveling along side of the second tractor trailer, on the right hand side, with my emergency lights on. The tractor trailer was a flat bed trailer, carrying approximately 24 individuals (Soldiers and their Wives), who were seated in chairs, strapped to the trailer.

The parade had reached the railroad crossing at Garfield Street and Front Street. As the second tractor trailer approached the railroad tracks, just before crossing, the railroad crossing lights began blinking red, the alarm bell sounded and the crossing arms began to come down. As the north side crossing arm came down, it struck to rear portion of the tractor cab and continued to come down on the Soldiers and their Wives. I looked to my right (west) and observed a train traveling east at a rapid speed. Once the rear of the trailer was on top of the tracks, I observed the Soldiers and their Wives jumping from both sides of the trailer on to the tracks and roadway. Just about the time most, if not all Soldiers and Wives jumped from the trailer, the train, traveling east bound, struck several individuals and the rear portion of the trailer. I notified Dispatch of the tragedy and I began assessing the scene and helping others care for the injured. Once Paramedics and Fire Rescue arrived, I assisted their needs and secured the scene. This incident was captured on my in car video, which was copied to DVDs by Lt. [REDACTED]

4. Deputy making report, Badge#, Section, Date
Cpl. [REDACTED] Patrol, 11/16/12

SUPPLEMENT OFFENSE:

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
State Of Texas

3. Details of Offense, Progress of Investigation, Etc.

On 11/15/12 at approximately 1638 hrs I Deputy [REDACTED] A Deputy Sheriff Badge Number [REDACTED] employed by the Midland County Sheriff's Office was assisting in the escort for the " Show Of Support " parade. My unit was on the left side of the second 18 wheeler that was carrying soliders and wives for the parade. At approximately 1638 hrs the orange 18 wheeler was reaching the crossing point of the railroad tracks at the intersection of Garfield St and Front St. At that point I noticed the red lights indicating a train was approaching turned on and began ringing. At that point the cab of the truck was halfway in the tracks. I immediately began to yell " train train " over our radio system. The crossing guards began to fall at first hitting the cab, then went up and hit once again on the deck of the trailer then went once up again and began to hit the personnel on the trailer. Once the crossing guards hit on the cab, people started jumping off the trailer. At that point I exited my unit when the train struck the rear end of the trailer. At that point I noticed a injured female south of the tracks. I could not assist her at that time due to the train still moving. A older male was trying to get over there to help yelling at myself and a City Police Officer who was next to me at the time of the incident. We were trying to keep him away until the train stopped. Once the train stopped I crossed the to the south side of the tracks and went to assist the injured female. The female was crowded by the same soliders that were on board and were giving her assistance. At that point I noticed a injured male on the ground along with his wife there. I went to them and stayed with them until EMS arived. After this I assisted in securing the perimeter for the accident.
EOR.

4. Deputy making report, Badge#, Section, Date
Deputy [REDACTED] / Patrol / 11/15/12

SUPPLEMENT OFFENSE: Information report

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124
2. NAME OF COMPLAINANT
State of Texas
3. Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 at approximately 1635 hours I Deputy [REDACTED] was escorting the parade for Hunt for Hero's.

I was southbound on Garfield just north of Washington St. I was the second patrol unit behind the car club at the end of the parade on the left hand lane. I heard via radio it was advised that a trailer was hit by the train I looked towards the train and the train was crossing the intersection at a high rate of speed.

I drove my Patrol unit to Front and Garfield jumped over the train. I then proceeded to assist in the perimeter security at the scene. I remained on scene until I was instructed to escort the veterans and their families to the Hilton. I remained at the Hilton until I was relieved of duty.

4. Deputy making report, Badge#, Section, Date
[REDACTED] Patrol Division, 11/16/2012

SUPPLEMENT OFFENSE: Train/Truck Collision

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
N/A - Administrative Purposes Only

3. Details of Offense, Progress of Investigation, Etc.

My name is [REDACTED] I am a patrol deputy employed by the Midland County Sheriff's Office.

On 11/15/12 I was assigned to participate in the Show of Support/Hunt For Heroes Parade. Said event has been held for several years in Midland and is intended to honor the nation's military personnel who have been wounded during their service to our country. It is an approximate week long event that includes several activities for our military veterans.

As previously stated I was assigned to participate in the parade that would originate at the Doubletree Hotel in downtown Midland and after a circuitous route end at the Horseshoe Arena located at Garfield and IH 20. The parade was scheduled to start at 1530 hrs. Several patrol deputies participated in this activity and it was my belief that the actual parade route and other details would be handled by the Midland Police Department. The veterans were slated to ride in chairs strapped down on flatbed trailers being pulled by semi's, of which there were two semis. Their wives would also be on this makeshift float with them. I was located at the tail end of the procession along with several other deputies in marked units. We were to travel in the procession with lights and sirens on adding to the parade atmosphere and also make sure that everyone on the floats remained safe and that no one came up behind the actual parade. In essence we were there to provide a safe atmosphere for the parade and all involved.

As the parade continued on it's path to the Horseshoe Arena the procession turned south on Garfield. As previously stated I was at the tail end of the parade. As the front end of the parade approached the intersection of Garfield and Front streets I was approximately still north of Washington street, a fair distance from the two semi tractor trailer floats. At approximately 1635 hrs I heard one of the S.O. units on the radio advise that a train was approaching. Several seconds after that I heard Cpl. [REDACTED] notify Midland Co. Dispatch that the train had struck one of the makeshift floats, that there were injuries and to start EMS. It should be noted at the time of impact I didn't hear or see anything relating to same. This was due to my location in the procession.

I then proceeded to the scene of the crash and assisted in any way that I could as officers awaited the arrival of EMS. I also requested Midland County Dispatch contact CIU and put them on standby. I assisted at the scene as needed until released at approximately 2100 hrs.

Nothing further at this time.

4. Deputy making report, Badge#, Section, Date

[REDACTED]
Patrol
11/16/12

SUPPLEMENT OFFENSE:

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
Midland County Sheriff's Office

3. Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 I Deputy [REDACTED] was escorting the parade for Hunt for Hero's.

I was southbound on Garfield just north of Washington St. I was the first patrol unit behind the car club, but was at the end of the parade. I observed the railroad crossing arms coming down at Garfield and Front. At this time I stated via radio we were going to be stopped by the train, it seemed like only seconds and the train was crossing the intersection at a high rate of speed.

Via radio it was advised that a trailer was hit by the train. A second command was stated to block traffic a block east and west of Garfield. I posted on Front St between Burlson and Baldwin. This is were I started turning vehicles going eastbound on Front back to the west.

Later I was relieved by a city employee and assisted on the south side of the tracks with security and then transported troops back to the Hilton.

4. Deputy making report, Badge#, Section, Date
Deputy [REDACTED] Patrol, 11/15/12

SUPPLEMENT OFFENSE: SHOW OF SUPPORT ACCIDENT

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
DEPUTY TIM HULSEY

3. Details of Offense, Progress of Investigation, Etc.

ON November 15, 2012 I, DEPUTY [REDACTED] WAS ASSIGNED TO WORK THE SHOW OF SUPPORT PARADE. MY ASSIGNED SPOT IN THE PARADE WAS AT THE REAR. I WAS APPROXIMATELY THE 3RD CAR FROM THE END. THE PARADE STARTED AT THE HILTON ON WALL STREET, DESTINATION WAS AT THE MIDLAND COUNTY HORSE SHOE ON THE NORTH SERVICE ROAD OF INTERSTATE 20. THE ROUTE WAS TO HEAD WEST ON WALL STREET TO GARFIELD, SOUTH ON GARFIELD TO THE NORTH SERVICE ROAD OF I-20, WEST ON THE SERVICE ROAD TO THE MAIN ENTRANCE OF THE HORSE SHOE.

AT APPROXIMATELY 1635 I WAS AT THE INTERSECTION OF WASHINGTON AND GARFIELD. I HEARD A DEPUTY [REDACTED] STATE THAT WE WERE GOING TO BE STOPPED BY A TRAIN. AT THIS POINT I COULD NOT SEE THE TRAIN CROSSING OR HEAR THE TRAIN. I THEN HEARD DEPUTY [REDACTED] CALL OUT "TRAIN, TRAIN, TRAIN"!!! I THEN HEARD CORPORAL [REDACTED] CALL OUT "MIDLAND WE NEED AMBULANCES". I THEN BROKE OFF THE REAR OF THE PARADE AND DROVE TO THE TRAIN CROSSING AND BEGAN GETTING A HEAD COUNT OF VICTIMS.

4. Deputy making report, Badge#, Section, Date
DEPUTY [REDACTED] PATROL 11/15/12

SUPPLEMENT OFFENSE:

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
Midland County Sheriff

3. Details of Offense, Progress of Investigation, Etc
On November 15, 2012 Deputy [REDACTED] was assigned to the Show Of Support Parade the started at the Doubletree Hotel and to end at the Horseshoe. I was located at the end of the Parade and did not see the collision happen. After the collision I responded to the intersection of Front and Garfield and began to clear out the traffic for emergency vehicles could get through. I then position myself at the intersection of Front and Wall to block the traffic from entering the crash site.

4. Deputy making report, Badge#, Section, Date
[REDACTED] Patrol 11-16-12

Supplement Offense: Evidentiary Information

Midland County Sheriff's Office
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. Complaint #
12-16124

2. Complainant
Midland County Sheriff's Office

3. Details of Offense, Progress of Investigation, Etc.

On November 16, 2012, Investigator [REDACTED] retrieved 18 digital photographs from [REDACTED] camera which was turned into evidence after he was arrested for Interfering with Public Duties on 11/15/12 (MCSO 12-16128). The photographs were of the Hunt for Heroes Parade with the last two photos being of the actual collision. Investigator [REDACTED] made a copy and gave it to Lieutenant [REDACTED] and another copy was made and submitted into evidence.

4. Deputy making report, Badge#, Section, Date
Investigator [REDACTED] C.I.D., 11/16/12

Deputy Report for Incident 12-16124

Page 19 of 20

Supplement

SUPPLEMENT OFFENSE: Show of Support Incident

MIDLAND COUNTY SHERIFF'S OFFICE
P.O. Box 11287, 400 South Main
Midland, Texas 79701
432-688-4600

1. COMPLAINT #
12-16124

2. NAME OF COMPLAINANT
State of Texas

3. Details of Offense, Progress of Investigation, Etc.

On November 15, 2012 at approximately 1630 I, Inv. [REDACTED] was stopped facing west at the intersection of Industrial and Garfield St. I was sitting at the intersection when I noticed that the Hunt for Heros parade was traveling southbound approaching the railroad tracks. I observed a Midland County Sheriffs Office Patrol Unit stop in the intersection on the south side of the railroad tracks in order to stop all traffic for the parade. While the parade was passing southbound I pulled into the intersection facing west in order to let the patrol unit move up to the next intersection. While I was in the intersection I watched as the first float passed with riders on the flat bed trailer. I continued to sit in the intersection as the second float approached the railroad tracks. I watched the second float approach the railroad tracks and begin to cross over. The cab of the truck had already crossed the railroad tracks and the trailer was almost across the tracks when the railroad warning lights activated and crossing arms began to lower. The crossing arms continued to lower on top of the trailer striking the passengers on the back of the truck. One of the crossing arms lowered and struck a female passenger knocking her off the trailer. At that point I saw train traveling east on the railroad tracks blowing its horn. Several individuals began to jump off the trailer and everyone was yelling. I attempted to get out of my patrol unit when train struck the back end of the trailer. It only seemed about five to ten seconds between the time the crossing arms lowered and the train striking the trailer. When I saw the train hit the trailer I started to exit my unit when the trailer swung around and hit the passenger side of my vehicle. As I was sliding through the intersection I could see passengers fly through the air. One of the men that was on the trailer flew across my vehicle and landed just east of the intersection against the curb. I exited my vehicle and tried to contact dispatch on the radio but was unable to because of the radio traffic. I ran to the male that had landed against the curb and could see that he was deceased. I began to attempt to take control of the scene and clear the intersection of all vehicles in order to have room for other emergency vehicles. I then began to attempt to help the injured victims until paramedics arrived on scene. While attempting to help the victims I was approached by paramedics because I was also considered a victim due to my vehicle being struck by the trailer. I was taken by private vehicle to the Midland Memorial west Campus Emergency Room in order to be evaluated by Emergency Room Doctor. While being evaluated I was advised that I had a sprained left wrist and bruising along my left arm due to the impact that

11/20/12

Deputy Report for Incident 12-16124

Page 20 of 20

my vehicle received. My left wrist was placed in to a soft splint and I was released from the emergency room.

4. Deputy making report, Badge#, Section, Date
Inv Civil/Warrants 11/19/12

Florida Ave

Unit 316 was approximately at Garfield and Francis
Unit 308 location was just north of Garfield and Francis

Trailer #1

305

307

Note Unit 407 was facing North/West while
blocking this intersection

407

Industrial

Trailer #2

320

306

Front

Washington Ave

Garfield

324

322

321

312

314

MIDLAND COUNTY SHERIFF'S OFFICE
DIAGRAM: 1