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October 27, 2016

Chief Carlos Rojas
Santa Ana Police Department
20 Civic Center Plaza
Santa Ana, CA 92701

Re: Officer-Involved Shooting on February 17, 2016
Non-Fatal Incident involving Carlos Michael Rodriguez
District Attorney Investigations Case # SA 16-008
Santa Ana Police Department Case # 16-0229
Orange County Crime Laboratory Case # FR 16-42760

Dear Chief Rojas,

Please accept this letter regarding the Orange County District Attorney's Office's (OCDA) investigation and legal conclusion in connection with the above-listed shooting involving on-duty Santa Ana Police Department Detective Matt Lemmon. Carlos Michael Rodriguez, age 30, survived his injuries. The incident occurred in the City of Santa Ana on February 17, 2016.

Based upon our investigation and a review of all the evidence provided to and obtained by the OCDA, and pursuant to applicable legal principles, it is our legal opinion that the evidence does not support a finding of criminal culpability on the part of Detective Lemmon or any other SAPD officer involved in this incident. There is sufficient evidence showing that Detective Lemmon's actions were reasonable and justified under the circumstances when he shot Rodriguez on February 17, 2016. Since there is currently a pending criminal case against Rodriguez relating to the facts which arose out of the above described incident, the OCDA will not release the more detailed letter regarding this incident until after the criminal case against Rodriguez is resolved.

Sincerely,

Ebrahim Baytieh
Assistant District Attorney
Supervising Head of Court – Special Prosecutions Unit
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