



Office of the

DISTRICT ATTORNEY

Michael A. Ramos, San Bernardino County District Attorney

NEWS RELEASE

For Immediate Release

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DA FINDS FATAL OFFICER-INVOLVED SHOOTING IN SAN BERNARDINO LEGALLY JUSTIFIED

SAN BERNARDINO, Calif. – The San Bernardino County District Attorney's Office has completed its review of the officer-involved shooting of Adrian Gutierrez, 28, of San Bernardino, by San Bernardino Police Officer Edward Andrade on September 2, 2010.

The District Attorney's Office stated the evidence shows that the suspect, after being warned repeatedly to stop and comply with Officer Andrade's orders, displayed a handgun and pointed it at the law enforcement officer. When the suspect tried to get away and stumbled, he then reached for another handgun located in his waistband.

Officer Andrade, in legitimate fear of his life, acted reasonably under all the circumstances in firing his weapon at the suspect. Officer Andrade was completely justified in shooting the suspect and killing him. The evidence and circumstances clearly show that the suspect did not intend to comply with the Officer's orders and intended to shoot Officer Andrade to avoid being captured. Officer Andrade's interpretation of the events and actions are corroborated by the evidence recovered at the crimes scene and by the autopsy results.

The report of the written case evaluation is attached or is available by contacting Christopher Lee at the District Attorney's Office at (909) 382-3665.

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