



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

Reported: 4/13/2014 8:53:04PM

BegDT: 4/12/2014 11:30:00PM - Sat

Ofc/Dep: WITHINGTON, MICHAEL/ 832

EndDT: 4/12/2014 11:45:00PM - Sat

Report Written DT: 4/13/2014 11:08:05PM

Status: Suspended

Location: 1425 NW MONROE AV

CORVALLIS

Premise Type: BAR/NIGHT CLUB/TAVERN/LODGE

Offense(s)

163.165

ASSAULT 3RD DEGREE

163.175

ASSAULT 2ND DEGREE

SUMMARY:

On April 13, 2014 Michael Davis reported he and his friend (Andy) were assaulted by Tyler Perry and 7 other OSU football players while at the Impulse Bar on April 12, 2014. Davis received a broken nose and chipped teeth during the assault.

At this point in the investigation I have been unable to speak with witnesses to the reported assault, Andy, or access the video surveillance from the Impulse.

Disposition: Pending

Officer Withington

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

(Other) SHERIDAN OR
 (Home) CORVALLIS OR

OTHER
 LOVATO , DANIEL RAY U M 601 185 BLK BRO

OTHER
 LEE , MICHAEL REGINALD Date Of Birth: Age: 21 B M 600 178
 (Home) CORVALLIS OR

OTHER
 ROBERSON , DWIGHT D Date Of Birth: Age: 26 B M 600 215
 (Home) CORVALLIS OR

OTHER
 ANDREWS , JOSHUA D Date Of Birth: Age: 22 U M
 (Home) CORVALLIS OR
 (Work) IMPULSE BAR 1425 NW MONROE AV
 CORVALLIS OR

OTHER
 HILL , KENDALL Date Of Birth: Age: 19 B M
 (Home)

OTHER
 XALIS , NICHOLAS JAMES Date Of Birth: Age: 26 W M
 (Home) CORVALLIS
 (Other) IMPULSE BAR 1425 NW MONROE AV
 CORVALLIS OR

OTHER
 HARRINGTON , RICHARD JAMES Date Of Birth: Age: 20 W M 601 220 BRO BLU
 (Home) CORVALLIS OR

OTHER
 KINKADE , TIEG MACALLISTER Date Of Birth: Age: 23 W M 603 215 BRO
 (Work) IMPULSE BAR 1425 NW MONROE AV
 CORVALLIS OR
 (Home) CORVALLIS OR

OTHER
 WHALEN , TROY THOMAS Date Of Birth: Age: 22 W M 601 175
 (Home) OSU OR

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

OTHER

MURPHY , RYAN

Date Of Birth:

Age: 21

B M

OTHER

BOSHART , JARED ALLAN

Date Of Birth:

Age: 26

W M

(Home)

CORVALLIS OR

OTHER

STEWART , NICHOLAS P

Date Of Birth:

Age: 24

U M

(Home)

CORVALLIS OR

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

ASSAULT II, ASSAULT III

Ofc/Dep: WITHINGTON, MICHAEL

On April 13, 2014 at 2048 hours Michael Davis contacted dispatch to report a cold assault. He informed dispatch he had been assaulted last night at the Impulse. He stated he received a broken nose and other injuries during the assault and Tyler Perry was one of those involved in the assault. I was able to make contact with Davis around 2200 hours to take his statement.

Davis stated he and a friend of his named Andy had gone to the Impulse Bar (1425 NW Monroe Ave) at around 2345 hours. He said as they were walking towards the entrance doors to the bar an unknown male placed his hand out blocking them from proceeding to the entry. He stated the male said, "Don't cut us in the fucken line." (Meaning: do not cut in line) Davis told me he was confused by the male's statement because he and Andy were just trying to get in the line for entry. He said the male then stated, "What ya doing you ain't going to cut me." He said while he was talking with the male Andy stated, "Don't be an asshole were all here to have fun" which was directed at the person who had first stopped them.

Davis said Andy's statements did not help and he (Davis) began to argue with the male about his cutting statements trying to tell the male they were not trying to cut. He stated as he was arguing with the original male another unknown male pushed Andy with two open hands to Andy's chest. He said the male continued after Andy as if to push him again so he (Davis) intervened by placing his hands on the male's chest and telling him to calm down. He stated the male tried to push him and when this action did not work the male made his right hand into a fist which he brought over his shoulder as if to punch. Davis said he believed the male was going to assault him so half tackled half push the male to the ground and they both fell down together.

Davis stated as he and the unknown male were on the ground he just kept telling the male to calm down. He said no punches or hits were thrown while they were on the ground so he began to stand up. He stated when he was about halfway up, still in a crouch, he saw a male running at him from approximately six feet away. He said the male had a balled right fist and when he was at his (Davis') location the male brought the fist up in an uppercut type hit striking him (Davis) right in the middle of his face breaking his nose. Davis stated after the punch to his face he was quite disoriented but able to stay on his feet. He said after the first hit four large males began hitting his head from all sides and all he could do to defend himself was cover his head with his arms. He said he believes four others were attacking Andy at the same time he was being assaulted.

Davis said he did not know how the assault had ended but knew Andy had pulled him from the area. He stated as they were leaving he was quite confused and thinks the punches to his head had disoriented him. He told me he did not recall much after the assault but remembers Andy's face was bloody ("messed up bad"). He also recalled trying to call someone but found his phone to be dead. He said he left the area after an unknown person had got him a cab for the hospital which the unknown person had paid for. He stated he also recalls the males who had assaulted him and Andy quickly left the area after the assault and those waiting in line at the Impulse were booing them.

Davis said he did not know any of the males who had attacked him personally but did recognize Storm Woods from the OSU Football team. He stated Woods had been one of the four males who had been hitting him in the

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

head near the end of the assault. He said a friend of his, Dakota Stockwell, had told him Tyler Perry had also been involved in the fight. When asked, Davis was unsure how Stockwell knew Perry had been involved and was unsure if he witnessed the fight or just heard Perry was involved from someone else. He described the area where the assault occurred as near the entry door to the bar which I know is on the east side of the building near NW 14th St.

Davis was unable to give me a pain scale from the initial hit or subsequent assault and explained after the first hit to his face he was very dazed and totally out of it. He said after he calmed down a bit the pain was around an 8 based on a pain scale of 1 being the least pain he had ever felt to 10 being the most. He said since medical treatment he has done nothing but sleep due to the pain medication and trauma to his body. He stated he called the police once he had woken and put together what had happened to him.

I found Davis to have a broken nose and three chipped teeth. He also had many bruises and lumps on the top and sides of his head indicating multiple hits. Davis had taken pictures, with his cell phone, of his injuries after he charged it at the Good Samaritan Emergency Room. He also took follow up pictures prior to being contacted by me. The pictures taken by Davis phone were higher quality than ones I could take with my camera so I requested he send them to me via e-mail. Davis informed me he did not know anyone who witnessed the incident but would ask around. He stated at the time there were many people watching and he would get me names of witnesses if he could. He also supplied me with Andy's phone number so I could speak with him.

I supplied Davis with my business card with the case number written on it and a Victims' Right Card. After contact with Davis I went to the Impulse Bar where I made contact with its owner Sabastian Gallegos. Gallegos informed me he had not been at the bar on Saturday (4/12/14) and was not informed any fights had occurred. He allowed me access to the businesses video system which captures some of the areas outside the bar. I search video from 2300 hours to the bars closing and was unable to find a fight. The video I searched was on fast forward with much action and people throughout the four plus hours I checked. It was possible I missed the fight in the video and needed to narrow the search time and location prior to attempting another search.

Gallegos also allowed me access to an incident log which the bar keeps for its records. In the log I found a single sentence about a fight which occurred which stated two males left with bloody faces. The log did not list names, times, or any other information. Gallegos informed me he would find which employee had written the report and have them contact me. Due to the late hour I was unable to contact Andy, Stockwell, or any of the suspects named by Davis.

On April 14, 2014 I was able to contact Andy (Andrew Pittard) and speak with him about the assault. Andy told me he was in town visiting Davis and they had decided to go to the Impulse Bar to have some fun. He stated when they arrive at the bar they went towards the entry doors but an unknown male blocked their path. He said the male blocked their path by literally placing his arm straight out over the walkway making it impossible to pass without hitting or pushing the arm. He stated he noticed the male blocking his and Davis' path was quite large and noticed he had another large male with him. He said the male said something about cutting and Davis began speaking with

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

the male.

Andy said he could not hear much of the conversation due to the area being quite loud so he was just waiting. He stated as he was just standing waiting a male came from behind him, walked to his front, and pushed him with two open hands. Andy said he asked, "What's your deal" trying to figure out why the male had pushed him. He stated he also heard Davis asked, "What ya doing?" He said the male responded to their questions by flipping them off. Andy said after being flipped off he and the male got face to face and began yelling at each other. He said as they continued arguing they "locked up" and fell to the ground. He described the locked up as both of them grabbing each other by the clothing and pushing and shoving each other while holding the clothing. He said the act caused them both to fall. He stated once on the ground he held the male and asked, "What's your deal" still trying to figure out what was occurring. He told me no punches or hits were exchanged at this point in the incident.

Andy said he was able to get away from the male on the ground and began to stand up. He stated as he was standing he saw a male run at Davis and punch Davis in the middle of his face exploding Davis' nose. He described the male who threw the punch as a white male with a beard approximately 6' 5" tall and wearing a black shirt and backwards black baseball cap. He said after the male punched Davis he (Andy) grabbed the male and threw him against the wall to prevent any further attacks. He stated he tried to hold the male against the wall but was quickly overpowered by the male due to his size and sheer mass. He said as the male was getting free two others joined the male and they all began punching him on his head and face.

Andy stated the male who had first punched Davis and the male who had first pushed him had been two of those punching him. He described the first male who had pushed him as a white male with a sandy blond beard around 5' 10"-6' wearing a white shirt. He said he never got a clear view of the third male. Andy stated after being hit multiple times he was able to get free from under the three males attacks and rushed towards Davis' location. He said as he approached Davis he could see four males hitting Davis. (Could not describe the males further then being big) He stated he grabbed Davis' shirt literally dragging Davis from the assault and rushing him from the balcony. He said once they were downstairs he lost sight of Davis and found out later he had been taken to the hospital by a taxi.

Andy stated he received a black eye from the assault and many bruises to his head. He informed me he had not received any medical treatment for his injuries and believed he was healing fine. When asked why he had not reported the incident he told me he had never been in a fight before and was a little star struck. He stated he knew the males to be OSU football players so did not really want them in any trouble. He said he also knew he should not have gone toe to toe with the male who pushed him in the first place. He added he was very upset by the "cheep" shot the male had taken at Davis and seven big males against just him and his friend. Andy stated just after the incident they had reported the fight to a bouncer who just told them to leave the area.

Andy described the area where the assault occurred to be on the north side of the complex near the driveway of the building. He said it was on the second story balcony between the breezeway and the entrance to the Impulse. He was unsure what time the incident occurred but stated it was fairly early in the night and the bar was just starting to

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

get busy. Andy was in Seaside at the time of my interview so I requested he take photos of his injuries and sends them to my e-mail.

After speaking with Andy I contacted Davis to speak with him further about where the assault had occurred. Davis described the area where the assault occurred as the second story of the complex between the breezeway and the entrance. He stated it was approximately 15' from the entry door to the bar on the parking lot side of the structure. I also had him confirm the number of people attacking him and Andy near the end of the fight. He informed me he had seen three hitting Andy and knew four were hitting him. He was unable to describe most of those involved, saying he was covering his head during the attack, but did remember the main person in the incident was white with a beard and wearing a black t-shirt and a black baseball cap.

Davis told me he had spoken with two people who had witnessed the assault since we last talked. He gave me their names, Michael Lee and Doug Thompson, and added Lee had told him the football players were yelling, "Cali will beat anyone's ass" as they left the area. He also stated Darrell Jackson, a friend of his and an OSU football player, had approached him earlier in the day. He said Jackson told him, he, "Shouldn't call the cops we won't have a starting lineup next year." Davis informed me Jackson had not been involved in the fight and had not been threatening in any way when he made his statement.

Davis had supplied me with Lee's phone number but did not have one for Thompson. Prior to ending contact with Davis he stated he would get me Thompson's number so I could call him. I attempted to contact Lee but the phone number given to me did not work. I was able to contact Lee's grandfather, at another number, who informed me Lee's phone had been broken so was not working. I went to Lee's last known address and found he no longer lives there. At this point in my shift it was too late at night to make any other contacts.

This case is pending contact with Lee, Thompson, Stockwell, Perry, Woods, the bouncer who had logged the incident, and follow up interviews with Davis and Andy. It is also pending access to the Impulse video, pictures from both Davis and Andy, and medical paperwork from the Good Samaritan Emergency Room.

Disposition: Pending

Officer Withington

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

SUPPLEMENTAL

Ofc/Dep: MOLINA, CHRISTY

At about 1045 hrs. on 04-15-14 (Tuesday) Lt. Cord Wood assigned this case investigated by Officer Michael Withington to me for further follow up investigation. At this time I was assigned to the Investigations Unit as a detective. I read through Officer Withington's initial report and learned he had interviewed Michael Davis and Andrew Pittard ("Andy") who claimed to have been assaulted on 04-12-14 at the Impulse Bar at 1425 NW Monroe Ave. in Corvallis.

Officer Withington wrote in his report that Davis and Andy reported to have been assaulted outside on the east side of the building near the second floor entryway to the Impulse bar near NW 14th St. According to Officer Withington's report it did not appear Davis or Andy made it into the bar on 04-12-14 as the incident occurred outside while they were in line waiting to be admitted into the bar.

SEBASTIAN GALLEGOS (IMPULSE BAR OWNER) -

At about 1130 hrs. on 04-15-14 I arrived at the Impulse Bar where I contacted the owner Sebastian Gallegos and the bar manager Daniel Lovato. I noted the Impulse Bar was located on the northeast corner of the second floor of the Cobble Square business complex at 1425 NW Monroe Ave. I noted the front door of the bar faced toward the east.

Sebastian first showed me where the video cameras for the bar were mounted. I noted there were three exterior cameras labeled as #2, #3, and #4 on the video footage. I noted camera #2 pointed north towards the main front door, camera #3 pointed to the south also towards the front door, and camera #4 pointed east towards a door Sebastian said was the "VIP" entrance door. There were no video cameras on the east side of the complex where the incident was reported to have occurred.

I walked into the office inside the bar with Sebastian where he cued the video surveillance footage. I watched the footage from about 2100 hrs. on 04-12-14 until 0230 hrs. on 04-13-14. I noted the cameras just captured the areas right outside the doors and there was no audio. At no time did I see Davis or Andy on the video footage nor did I see any fight whatsoever. Daniel told me he would provide me with a copy of this video surveillance footage when the employee who knew how to download it was available.

DANIEL LOVATO (IMPULSE BAR EMPLOYEE) -

Daniel told me he was actually working inside behind the bar on 04-12-14. Daniel said he did not see any type of physical altercation on 04-12-14 inside the bar. Daniel said he did not go outside as he was really busy behind the bar full of patrons. Daniel said he was advised by another employee named Tieg Kinkade there had been some physical altercation but he (Daniel) said he did not see it nor did he speak with any of the involved.

I walked around the Cobblestone Square complex and found no other businesses with video surveillance footage that might have captured the east side of the second floor landing.

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

TIEG KINKADE (IMPULSE BAR EMPLOYEE)-

I then called and spoke with Tieg Kinkade who told me he is in charge of security at Impulse Bar. Tieg told me he was working on 04-12-14/04-13-14 from about 2200 hrs. to 0300 hrs. Tieg said around midnight he walked outside Impulse Bar to check on bar staff as there was a very large group and a long line of people waiting to get into the bar. Tieg said the line to get into the bar extended along the exterior balcony on the east side of the Impulse Bar and down both nearby staircases into the parking lot.

Tieg said he saw one of the Impulse Bar bouncers named Dwight Roverson mopping up what looked like blood on the second floor, exterior walkway on the east side of the Cobble Stone Square building. Tieg said he asked Dwight what happened and Dwight said there was some altercation but Dwight told him he did not see it occur. Tieg said as he stood talking with Dwight a male came up to him and said he and his friend were assaulted by a "group" of males and the male asked if bar staff had contacted any witness(es) or if there was video surveillance. I later identified this male as Andy.

Tieg told me there are no video surveillance cameras on the east side of the building where the male indicated the assault occurred and near where Dwight was cleaning the blood. Tieg said he did not see this altercation and Andy indicated the "group" of males had since left. Tieg told me he was not contacted by any other employee or bar patron who indicated they had seen this altercation. Tieg said the police were not called on 04-12-14 to his knowledge as he would have been notified had police responded to the Impulse Bar.

Tieg said the male who talked to him about this altercation was wearing a maroon colored t-shirt and claimed a "big guy" had punched his friend (Davis). Tieg told me he had no further information about the incident or the involved persons. I asked Tieg what other Impulse Bar employees were working on 04-12-14. He told me Dwight Roverson, Joshua Andrews, Nicholas Xalis, Jared Boshart, and Nick Stewart were all working at the time. I asked Tieg if he was acquainted with or knew Tyler Perry or Trevor Romaine and he said he did not know them.

ANDREW PITTARD ("ANDY"/ INVOLVED) -

At about 1415 hrs. on 04-15-14 I called and spoke with Andy on the telephone. Andy told me he was unavailable to meet in person because he had returned to his home in Seaside, Oregon but he agreed to talk on the telephone.

Andy told me he and Davis are long time friends and he came to Corvallis to visit with Davis on 04-12-14. Andy said he and Davis attended a couple of parties on 04-12-14 before they decided to go to the Impulse Bar. Andy said both he and Davis had an unknown specific amount of alcohol to drink at these parties but he did not believe either of them was intoxicated when they arrived at the Impulse Bar at about 2130 hrs. to 2200 hrs. on 04-12-14.

Andy said there were "wall to wall" people waiting in line to get into the Impulse Bar. Andy told me he and Davis arrived toward the back of the line on the second floor landing on the east side of the building. Andy said there

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

were so many people even the staircase near the front door was full of people standing and waiting to gain entry. Andy said they were so far back in line they could not really see the front door of the bar.

Andy said Davis indicated he knew the bouncer at the front door so Davis was walking past people in line towards the front door. Andy said as Davis walked past people a "really big guy" put his arm out in front of Davis and said something to him about cutting in line but he (Andy) could not specifically hear the conversation. Andy said based upon the look on this male's face it appeared he was indicating to Davis he could not pass any further. Andy described this male as a white male, in his twenties, about 6'5", 240 lbs., with short light brown or blonde hair and a beard. Andy said this male was wearing a black shirt and a black baseball cap on his head backward. Andy told me he was in no way acquainted with this "big guy".

Andy said he looked at Davis and asked him who this male was in front of him and what was going on. Andy told me all of a sudden a second male pushed him from the side. Andy said he asked this second male, "What's your problem?" after he was pushed. Andy said this second male did not say anything and just kept staring at him.

Andy said all of a sudden they mutually "locked up" with one another and they began to wrestle each other to the ground. Andy described this second male as a white male, mid twenties, with short sandy brown hair, with a beard. Andy said he was about 5'10" to 6'0" tall and about 180 to 190 lbs. Andy said this male was wearing a white t-shirt.

Andy said Davis came over towards them as he (Andy) broke loose from the male and began to stand up. Andy told me he and this second male did not exchange any punches. Andy said Davis asked this second male who was still on the ground what the problem was and then all of a sudden the "big guy" came up to Davis and punched him directly in the face with a closed fist punch.

Andy said he then grabbed onto the "big guy" who had just punched Davis and he pushed him away from Davis who had gone down from the "sucker" punch. Andy said the "big guy" then began punching him (Andy) repeatedly in the forehead with closed fist punches. Andy said he caught punches in the forehead, ears, and right eye.

Andy said he was being struck with a "borage" of punches so he covered his head with his arms and he could not see what was happening to Davis. Andy said he thought maybe the second male in the white t-shirt came up to him (Andy) and started punching him too along with the "big guy" but he did not actually see him. Andy said it just felt like he was being punched by more than one person but he did not look up to see because he was covering his face and head with his arms. Andy told me he did not actually see what was happening to Davis after he saw Davis get punched by the "big guy" because he was covering his face.

Andy said the "big" male stopped punching him and a few moments later he saw him being ushered away by other unknown males. Andy told me he spoke to a bouncer later that night (Tieg) but Tieg advised him there were no video surveillance cameras on that side of the complex and no one had come forward and identified themselves as a witness. Andy said he was wearing a light red colored shirt that night and green camouflage cargo type shorts.

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

Andy told me he saw Davis was bleeding heavily from the face and he (Davis) got a ride to the hospital with unknown persons. Andy told me he had a "big headache" the next day and his right eye was "black".

Andy told me he did not to pursue any criminal charges on his own behalf. Andy said he was not interested in any court proceedings and was only giving his statement because he felt the "big guy" that had sucker punched Davis was out of line as Davis was not actively fighting with anyone when he was punched. I asked Andy about his statement to Officer Withington that he saw multiple people hitting him and Davis. Andy said there were so many people in line crowded around so he was unsure but it just "seemed" like they had both been hit by more than one person.

Andy told me he discussed the incident with Davis and Davis told him he believed the two males were on the Oregon State University (OSU) Football team. Andy said he was in no way acquainted with these males and he got onto the OSU internet website and looked at the pictures of the OSU football players and did not personally recognize any of these males as those involved.

MICHAEL DAVIS (INVOLVED) -

At about 0850 hrs. on 04-16-14 I contacted Michael Davis at the Law Enforcement Center (LEC) where we spoke in Interview Room B. I noted Davis had stitches on a vertical cut on the bridge of his nose. I noted the cut was about one half inch in length. The area under both of Davis' eyes had bruising that was reddish purple in color.

Davis told me he and Andy had been at a "house party" at NW 19th St. and NW Jackson Ave. in Corvallis before they went to Impulse Bar. Davis said when they arrived at Impulse Bar he and Andy were a "little buzzed" from drinking alcohol but they were not highly intoxicated. Davis told me upon arrival at Impulse Bar he saw there was a large crowd of people standing in line and on the stairwells waiting to get into the bar. Davis said he saw a friend of his he knew was a bouncer near the front of the line.

Davis told me as he was walking past people in the line a male he now believed was the "kicker" from the OSU football team named Trevor Romaine put his arm in front of Andy stopping them from moving forward. Davis said Romaine yelled some profanity at Andy and said something about him "cutting" in line.

Davis said Andy told Romaine to stop being an "asshole" and he (Andy) said they were all there just to have fun. Davis told me in response to Andy's comment Romaine pushed Andy and he (Davis) stepped forward to separate them. Davis said he put his hands up towards Romaine to separate him and Andy when Romaine then pushed him. Davis said Romaine then caulked his fist back as though Romaine was going to punch him so he (Davis) tackled Romaine to the ground. I told Davis that Andy told me he took Romaine to the ground. Davis said all he knew was he tackled Romaine to the ground and he did not see what Andy was doing at that point.

Davis said once on the ground he disengaged from Romaine and no punches were thrown. Davis told me as he stood up all of a sudden a "huge" male ran right up to him and threw an upper cut type punch and hit him in the

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

face. Davis said he covered his face with his hands and arms and felt multiple punches impacting the top and back of his head. Davis said the only person he saw hit him was the "huge" male.

Davis told me he did not actually see anyone else hitting him or Andy because he was covering his face but it felt like there were "three" other people hitting him. Davis said a few moments later whoever was punching him stopped and the male who struck him was being ushered away by an unknown group of people. Davis said he contacted Andy who was also bleeding from the face.

Davis said he then took a taxi to the Good Samaritan Hospital where he was advised his nose was broken but he had no other broken facial bones. Davis told me two of his front teeth were also chipped from the punch to his face.

Davis described the male that hit him as a white male, mid twenties, who was about 6'5" tall, and very muscular.

Davis said the male had short blonde hair and a longer beard.

Davis told me the next day after the incident his friends Dakota Stockwell and "Doug Thompson" (later identified as Douglas Thompson Vonuen) contacted him and said they were present during the altercation and they recognized the male that hit him in the face as an OSU football player named Tyler Perry.

I asked Davis about Storm Woods' involvement. Davis told me at no time did he see Storm Woods during the incident or on 04-12-14. Davis said shortly after he was punched by Perry he heard someone in the crowd of people yell Woods' name and say something about him needing to get his football "stats" up. Davis told me he just heard Woods' name being yelled but he did not see him to know what if any involvement he may have had in the altercation.

Davis provided me with telephone numbers for Dakota Stockwell and Douglas Voneuen. I took digital photographs of Davis' face which I later downloaded onto CD and I logged that CD into evidence as CLM1. Davis told me he had taken a photograph of his injury on 04-12-14 shortly after the incident. At that point I provided Davis with my business card and he advised he would email a copy of that picture. I advised I would contact him again when the investigation was complete and he left the LEC.

Officer Withington had requested medical records for Davis' treatment at the Good Samaritan Hospital on 04-13-14. I received the twenty five page document containing record of that treatment in the mail. I logged that document into evidence as CLM2. I read through the report and noted on page five the report indicated Davis had an "open fracture of the nose" which was sutured and a finger on his right hand was "buddy tapped and splinted" as there was suspected "internal ligament damage". . On the same page the report indicated he was referred to a dentist for "mild chipping of teeth".

DOUGLAS VONEUEN (WITNESS)-

At about 1230 hrs. on 04-16-14 I called and spoke with Douglas on the telephone. I identified myself to Douglas

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

and advised him of the reason for the call. Douglas told me he did not like the police but he would talk to me because he felt what happened to his friend Michael Davis was not right. Douglas said, "That dude cheap shotted Mike so hard."

Douglas told me he was in the line to gain entry into the Impulse Bar on 04-12-14 with his friend named Michael Lee. Douglas said he was walking to the front of the line passing people because he was acquainted with the bouncer and Davis and Andy followed him. Douglas said he saw an OSU football player named "Trevor Romaine" in line and Romaine said something to Andy about "cutting" in line.

Douglas said Andy "mouthed off" back to Romaine but he was unsure exactly what was said but it was something similar to, "What the fuck is your problem?" Douglas told me when Andy said this Romaine pushed Andy and Andy then pushed Romaine. Douglas said Romaine then got up in Andy's "face" and that is when Davis moved to step in and try and break it up.

Douglas said Romaine then pushed Davis when he approached them and Davis almost fell over and he (Davis) and Romaine started "wrestling" and went down to the ground. Douglas said Davis got on top of Romaine on the ground and then all of a sudden a "big dude" ran up to Davis and "sucker punched" Davis in the face. Douglas said he thought this "big dude" was an OSU football player named Tyler Perry. Douglas told me after the punch it looked as though Davis tried to grab Perry's shirt collar and Perry pushed him back and the fight was broken up by unknown persons.

Douglas said he was "drunk" and did not have a really good memory of the incident but he said he did not see anyone else punch Davis except for Perry. Douglas said he believed someone was punching Andy but he was not certain and he did not see who it may have been.

Douglas told me he had no further information to provide regarding this case. I asked Douglas for his last name for the police report but he refused. He said he did not really want to get involved. I recognized Douglas's voice from a previous police contact. I also checked Corvallis Police Department report writing records for the phone number given to me by Davis and found it belonged to Douglas Voneuen.

DAKOTA STOCKWELL (WITNESS) -

At about 0955 hrs. on 04-17-14 I spoke with Dakota Stockwell on the telephone. Dakota told me he has been friends with Davis for a couple years. Dakota told me he was in line waiting to get into the Impulse Bar on 04-12-14.

Dakota told me he was near the front of the line quite a bit ahead of Davis and Andy who he knew were behind him. Dakota said he heard a "commotion" at the back of the line but when he arrived to check it out he saw Davis standing on the landing on the east side of the building already bleeding from the nose. Dakota said he saw a "bigger guy" standing a few feet away yelling towards Davis mocking him saying his face was all "fucked up" and

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

Davis was postured towards the male saying, "Let's go you fuck" as though they were going to fight. Dakota said he did not know how Davis' face was injured or how this male with whom he was yelling was involved.

Dakota said he then noticed a male he knows as "Tyler Perry" was holding Andy up against the wall on the balcony nearby and Perry was punching Andy in the face and head. Stockwell said he saw Perry punch Andy "three or four times". Dakota told me he did not see anyone else hit Andy and eventually Perry backed away and left the area. Dakota said he did not see any part of the physical altercation Davis had been involved in.

MICHAEL LEE (WITNESS)-

At about 1100 hrs. on 04-17-14 I spoke with Michael Lee on the telephone who told me he and Davis are friends. Michael told me he was with Douglas on 04-12-14 waiting in the line to gain entry to the Impulse bar. Michael said he was "pretty intoxicated" so his memory of that evening was not very clear.

Michael said as he and Douglas waited in line he saw Davis and his friend Andy walking past people in line heading toward the front because he (Michael) believed Davis knew a bouncer. Michael told me he saw them pass a male he is acquainted with as Trevor Romaine who was also standing in line. Michael said he actually lived with Romaine for a period of time. Michael told me Romaine said something to Andy like, "You can't cut little bitch" or some other similar "smart remark" as an unknown person standing in line put their arm in front of Davis and Andy to stop them.

Michael said he did not have a clear view of what was going on but he thought "someone" pushed Andy or Davis but he was not sure who did the pushing or who of the two was pushed. Michael told me then believed he saw Romaine take a swing at Davis but he was not completely sure. Michael said Davis then took Romaine down to the ground but he did not see Davis throw any punches at Romaine.

Michael said as Davis disengaged from Romaine who was still on the ground and he began to stand up a "big guy" ran up to Davis and punched him directly in the face. Michael told me at that point a "group" seemed to rush in to break up the altercation but he did not see specifically who comprised this group as there were such a large number of people waiting in line. Michael told me he did not see anyone else punch Davis. Michael told me he did not see any physical altercation between Andy and anyone else although he saw Andy's nose was bleeding.

Michael described the male who struck Davis as a white male, about twenty two years old, about 6'4 to 6'5" tall, and about 260 lbs. Michael said he had very short almost shaved lighter colored hair and a beard. Michael said he thought this male was a "senior" on the OSU football team but he did not know his name. Michael said at that point this male left with Romaine and while leaving the area the bigger male yelled, "Who wants some of this?" Michael said Romaine was yelling at people standing in line too but he could not hear exactly what he was saying.

Michael told me he could not think of anyone else he knew who was standing in line that might have had a better view of the incident. I asked Michael if from his perspective if there was any way the "big guy" (Perry) could have

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

perceived Davis standing over Romaine on the ground as a threat to Romaine and punched him in order to protect Romaine. Michael said he did not believe so because was trying to get away from Romaine and get up and he was not actively throwing punches or attacking him. I asked Michael what Romaine was wearing at the time and he said he thought he was wearing a white t-shirt. Michael said he was unsure what the bigger male (Perry) was wearing.

DWIGHT ROVERSON (IMPULSE BAR EMPLOYEE) -

At about 1235 hrs. on 04-17-14 I spoke with Dwight Roverson on the telephone. Dwight told me he was working from about 2200 hrs. to 0230 hrs. at the Impulse Bar on 04-12-14/04-13-14. Dwight told me he was roving inside and outside checking on employees who were checking patrons for their identification.

Dwight told me he did not see an actual physical altercation between anyone on 04-12-14 but he believed he came upon the involved shortly after it occurred. Dwight said at one point he walked outside and saw a two males facing each other a few feet apart on the second floor landing on the east side of the building. Dwight said one male was bleeding heavily from a cut on the top of his nose (Davis) and the other was a "big guy".

Dwight told me the male with the cut on his nose (Davis) who was wearing a red shirt was "flexing" towards the big guy saying, "What?" like he wanted to fight. Dwight told me the bigger male was replying by saying, "What? I'm right here." as though they were posturing to fight.

Dwight said the males were then separated without any physical contact and he went inside to get Davis a towel for his bleeding nose. Dwight said he suggested to Davis that he go to the hospital. Dwight described the "big guy" as a white male, in his twenties, about 6'2" tall, with a muscular build, and a shaved head with a light brown goatee. Dwight told me this male was wearing "dark clothes". Dwight told me he was not acquainted with this male.

Dwight told me he had no idea who caused Davis' injury, how it was caused, how this bigger male was specifically involved, or why there had been a physical fight. Dwight said he told both males to leave and they did so and he started to clean up the blood. Dwight said a few minutes later he saw a second male (Andy) speaking with Tieg who indicated he had also been involved in this fight but Dwight told me he did not see any of this.

JOSHUA ANDREWS (IMPULSE BAR EMPLOYEE) -

At about 1250 hrs. on 04-17-14 I called and spoke with Joshua Andrews. Joshua told me he was working at the Impulse Bar on 04-12-14/04-13-14. Joshua told me his duty that night was to check identification of bar patrons at the VIP door. Joshua said he heard "rumor" there had been a fight but he did not see any fight. Joshua told me he is acquainted with Romaine, Perry, and Storm Woods but he did not see them that night. Joshua told me he is in no way acquainted with Davis or Andy and he told me he had no personal information to offer regarding what may have occurred.

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

STORM WOODS (MENTIONED)-

At about 1215 hrs. on 04-21-14 Lt. Wood and I arrived at the Valley Football Center on the OSU campus where we contacted Woods outside. Lt. Wood and I were wearing plain clothes and we spoke with Woods on a bench outside the facility. We asked Woods to tell us what he knew about the fight that occurred at Impulse Bar on 04-12-14.

Woods told us he was hanging out with his friend Kendall Hill on 04-12-14 when his friend Ryan Murphy called and asked him to bring his (Ryan's) wallet to Impulse Bar because Ryan had forgotten it. Woods said Kendall gave him a ride to Impulse Bar and as they arrived in the east parking lot he saw Perry standing in the parking lot.

Woods said Perry was agitated and "trash talking" to unknown people who were standing on the second floor landing standing in line to get into Impulse Bar. Woods said he asked Perry what was going on and Perry said something similar to, "Some guys were on Trevor" but he did not say anything more about it to indicate why it started or what specific actions he and/or Romaine had taken.

Woods said he then saw Romaine nearby in the parking lot and he told them both to leave the area because he did not want them to fight and risk their football careers at OSU. Woods said he pulled Perry away from the crowd of people and Perry and Romaine walked off together. Woods said while he was in the parking lot someone from the landing yelled down to him that he needed to improve his football statistics and replied back by saying he agreed.

Woods told me he saw no physical altercation and he was not involved in any verbal argument or physical fight on 04-12-14. Woods said he did not see who Perry and Romaine had been engaged with. Woods told us Romaine and Perry are his teammates but they are not close friends and he had not since discussed what happened with them.

At that point we provided Woods with our business cards and I asked that he have Perry and Romaine contact me and he agreed.

KENDALL HILL (MENTIONED) -

At about 1420 hrs. on 04-21-14 I spoke with Kendall Hill on the telephone and I explained the reason for the call. Kendall told me he was with Woods on 04-12-14 and he did give him a ride to the Impulse Bar to give someone their wallet. Kendall said Woods got out of the vehicle and he (Kendall) remained in the vehicle. Kendall said as Woods got out of the vehicle he saw him contact Perry who was in the parking lot. Kendall said he could see Woods sort of pulling Perry away from the building and Perry then walked off.

Kendall said Woods returned to the vehicle a few moments later. Kendall told me Woods was only gone from his vehicle for a few moments and he did not engage himself in any fight. Kendall said he did not see any physical altercation, he did not see Romaine, and he did not speak with Perry or see anyone else involved.

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

TREVOR ROMAINE & TYLER PERRY (INVOLVED)-

I contacted Romaine and Perry on the telephone and they both agreed to come to the Law Enforcement Center to be interviewed regarding this case. On 04-23-14 Lt. Wood interviewed Perry and on 04-24-14 he interviewed Romaine. Refer to Lt. Wood's supplemental reports for their statements. I did listen to the audio recordings of both interviews wherein the names "Richey Harrington" and "Troy Whalen" were mentioned as possibly having been at Impulse Bar on 04-12-14.

NICHOLAS XALIS (IMPULSE BAR EMPLOYEE)-

At about 1215 hrs. on 05-06-14 I spoke with Nicholas Xalis on the telephone. Xalis told me he was working 04-12-14/04-13-14 checking identifications at the front door to Impulse Bar. Nicholas told me he did not see any fight on 04-12-14 and he knew nothing about it. Nicholas said he was very busy at the front door with the large crowd so he was completely unaware there was a fight that night until he heard about it after Impulse Bar closed that night.

Xalis told me he does not know Romaine or Perry nor did he have any information about anyone else involved in the fight.

RICHARD HARRINGTON (MENTIONED)-

At about 0920 hrs. on 05-07-14 I spoke with Richard on the telephone regarding this case. Richard told me he was at Impulse Bar on the evening of 04-12-14. Richard said he was standing in line to gain entry to the bar and at one point he remembered seeing Perry and Romaine standing in line behind him. Richard said as he stood in line he heard a commotion behind him and a group of people rushed toward the back of the line.

Richard told me he did not see anyone physical fighting and he was unsure who exactly was involved because the crowd around him was so large he could not see. Richard told me he had no personal information about the fight.

TROY WHALEN (MENTIONED)-

At about 1125 hrs. on 05-07-14 I spoke on the telephone with Troy Whalen. Troy told me he was at Impulse Bar on 04-12-14/04-13-14 and he heard there had been a fight but he did not see any part of it. Troy told me Perry and Romaine are his current roommates and Tyler did mention to him that he had been involved in the fight because he was "defending" Romaine. Troy told me he did not discuss the fight in detail with Romaine or Perry and he had no personal knowledge of their actions or the actions of the others involved.

I called and left telephone messages for Jared Boshart (Impulse Bar), Nick Stewart (Impulse Bar), and Darryl Jackson a voicemail requesting contact but as of 05-07-14 I have yet to be contacted by them. I sent Ryan Murphy (mentioned) an email because Woods had advised me he had no working telephone. I will add any additional

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

information in supplemental reports to this case file from these people when I am able to contact them.

At the conclusion of all the above interviews I was unable to identify any other persons or find any evidence that any other persons were involved in the physical altercation other than Andy, Davis, Perry, and Romaine. Although Davis and Andy both initially reported to Officer Withington they were attacked by multiple people they both later reported to me they were uncertain of the number of people striking them as they were both covering their heads while being struck and they did not specifically see how many persons were involved.

Furthermore after my interview with Davis on 04-16-14 he clarified that he did not specifically remember seeing Storm Woods on 04-12-14 but only heard his named called out by an unknown person in the crowd. There was no evidence or witnesses to indicate Woods was engaged in any part of the physical fight, Woods denied being involved, and his denial was corroborated by Kendall Hill.

I forwarded this case to the Benton County District Attorney's Office for consideration regarding potential criminal charges for those involved.

DISPOSITION- CASE PENDING FORWARDED TO DISTRICT ATTORNEY'S OFFICE FOR
CONSIDERATION
DETECTIVE CHRISTY MOLINA #829

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

SUPPLEMENTAL

Ofc/Dep: WITHINGTON, MICHAEL

On April 15, 2014 I was informed Detective Molina would be taking over this investigation. On this date I also received two pictures from Pittard which show injury to his right eye. The photos were copied to disk and placed into evidence under MAW1. A copy of the disk was supplied to Detective Molina.

Disposition: Supplemental

Officer Withington



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

ISSUED IN ERROR

Ofc/Dep: WITHINGTON, MICHAEL

ISSUED IN ERROR



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

SUPPLEMENTAL

Ofc/Dep: WOOD, CORD

On April 23, 2014, at 3:30pm, I met with Tyler Perry at the police department regarding this incident. We spoke in the interview room. I advised Perry I was going to record our conversation and did so with a digital voice recorder.

I told Perry that I thought he probably had an idea about why I wanted to speak with him. He nodded his head in the affirmative. I told Perry I wanted to talk to him about the fight he had been involved in Impulse.

Perry told me two Saturdays ago he had gone to Impulse from his residence on NW 14th St. He went to the bar with his friend/room-mate Troy Whalen. When he got to Impulse the line to get into the bar was quite long, extending around the building to near the entrance to Local Boys. While he was standing in line, another friend, Ritchie Harrington, told him that Trevor Romaine was "in trouble." Perry told me Romaine had also been in line to get into Impulse, but had been behind him ten or twelve people in line. When Perry turned around he saw a "bit of a scuffle" but could not see exactly what was happening.

Perry said he went to where Romaine was, and found him down on the ground. Perry said he saw three males standing over Romaine as he was on the ground. Perry told me Romaine was reaching out/up towards one of these males and he was unsure if Romaine was trying to pull himself up or grab the other male. Perry did tell me he did not see any of the other three males punch, kick or do anything to Romaine when he approached. Although he did not see Romaine being hit or injured his immediate response was that Romaine was in trouble.

Perry told me when he reached Romaine, A male that was unknown to him stepped between him and Romaine and "confronted" him. I asked Perry to explain how the male had confronted him. He told me the male had tried to move him away from where Romaine was or prevent him from getting to Romaine, so he punched this male subject "a couple" of times in the face. Perry said he knew he should not have done it, but it was a "spur of the moment" response. He said also felt like he needed to defend himself. Perry said he did not knock the male down, but created enough space and distance to help Romaine up, and then down the stairs to the parking lot. According to Perry, the male subject did not punch or strike him, and he was not injured in the fight.

Perry said when he reached the parking lot/bottom of the stairs, he and Romaine encountered Storm Woods. Perry told me Woods spoke to them for a moment in the parking lot, and helped to direct them back towards Perry's house up the street. Perry said he and Romaine walked back to his residence.

I asked Perry if he knew what had started the fight between Romaine and the other individuals. Perry said he didn't know, and Romaine never told him what had started the problem. Perry stated that Romaine was drunk enough he would be surprised how much he might remember. Perry thought one of the other male subjects had problems with other people in line that night as well. I asked Perry if he saw Romaine get kicked, punched or struck. He said he did not see Romaine get hit. Perry said Romaine was intoxicated, and he was much more sober. Perry said he had not been drinking much prior to the incident, and had not yet been to any bars that night.

I asked Perry if he thought he would recognize a photo of the male he had punched on the night in question. He

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

told me he might be able to recognize him. I showed Perry photos of Davis and Pittard. After looking at the photos, Perry told me that Davis looked like the male that he had punched.

Disposition: Supplemental Only

Lt. Cord Wood
Corvallis Police Department



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

SUPPLEMENTAL REPORT

Ofc/Dep: WOOD, CORD

On March 24, 2014, I interviewed Trevor Romaine at the police department regarding a fight he had been involved in at Impulse on April 12, 2014. Our conversation was recorded on a digital recorder and later placed on a CD and submitted to evidence.

Romaine told me his memory of what had happened that night was not very good because he was drunk when he arrived at the bar. He had been at a party for a girl on the dance team's birthday. Romaine, Tyler Perry and Richie Harrington, left the house party and walked to Impulse. While he was standing in line, he had a problem with a group of three males standing in line behind him.

Romaine told me when he was standing in line, Perry and Harrington were standing in line six to eight feet in front of him. The subjects behind him were "messing" with him while he stood in line. I asked what that meant, and Romaine told me he did not remember, but thought it was a "bunch of shit talking back and forth." Romaine did not know the males behind him.

I asked Romaine what happened next. He told me "I think I tackled a guy, then he spun me around and got me in a headlock." Romaine said he didn't recall much more because of his level of intoxication. Romaine told me he got a rug burn on his elbow he thought was from the fight. Romaine told me he did remember seeing Perry reaching out for him, grabbing his hand, and getting out of the line area and going to the parking lot.

In the parking lot Romaine saw Storm Woods, Troy Whalen, and everything calmed down. Romaine and Perry then walked back to Perry's house.

Romaine told me he had no idea why he had been involved in the fight. He did remember being punched but did not know who might have punched him. He did not remember punching anyone and did not see Perry punch anyone. Harrington was not involved in the fight as far as Romaine knew.

At the conclusion of the interview I advised Romaine that he was not going to be arrested at that time, but the investigation would continue, and he could be charged in the future.

DISPOSITION: Supplemental report only

Lt. Cord Wood
Corvallis Police Department

CASE NO: 14C01798



CORVALLIS POLICE DEPARTMENT

Incident Report



CASE NO: 14C01798

Report Printed: 11/7/2014

SUPPLEMENTAL

Ofc/Dep: MOLINA, CHRISTY

On 06-03-14 I received notification for Deputy District Attorney (DA) Shani Krumholz that the DA's office found insufficient evidence to file any criminal charges regarding this case. I notified Michael Davis of the findings.

DISPOSITION- CASE DISCONTINUED

DETECTIVE CHRISTY MOLINA #829

EVIDENCE INVENTORY SHEET

Case No. 14C01798

Item No.	Code	Property Code	QTY	Size	Description
MAW01	E	PHOTO			PHOTO CD OF BLACK EYE TO ANDREW PITTARD

Item No.	Code	Property Code	QTY	Size	Description
CDW01	E	AUDIO			AUDIO CD OF TREVOR ROMAINE + AUDIO CD OF TYLER PERRY

Item No.	Code	Property Code	QTY	Size	Description
CLM01	E	PHOTO			PHOTO CD OF MICHAEL DAVIS ON 04/16/14

Item No.	Code	Property Code	QTY	Size	Description
CLM02	E	DOCUMENTS			(25) PAGES MEDICAL RECORDS FROM HOSPITAL EXAMINATION OF MICHAEL DAVIS ON 04/13/14

--- End Evidence Inventory Sheet for Case No. 14C01798 ---

CASE NO: 14C01798