



Rail Incident Investigation Report

Docket No: TR-		Report Date:	
Railroad Owning Track:		Railroad Operating on Track:	
FRA Investigation: Yes No		Inspector:	
I. Type of Accident			
Public Crossing	Private Crossing	Trestle	Pedestrian at Crossing
Pedestrian Not at Crossing	Other (explain)		
II. Time and Location of Accident			
Date:		Time:	
USDOT Crossing No.:		UTC Crossing No.:	
Railroad Milepost:		GPS Identifier: Lat:	Lon:
Number of Tracks:		City:	County:
Road name, yard name, bridge:			
III. Conditions Surrounding the Accident			
Weather:	Clear to cloudy	Fog	Rain Snow
Road Condition:	Dry	Wet	Snow Ice
Visibility Due to Weather:	Daylight	Darkness	Unknown
Train Type: Freight	Passenger	Locomotive only	Cars only
Train Speed:			
Haz-Mat on Train: Yes	No	N/A	Remote Control: Yes <input checked="" type="checkbox"/> No N/A
Type of Haz-Mat:			
IV. Pedestrian, Driver, or Passenger Fatalities			
		Does this section apply? Yes No	
Number of Fatalities:		If a vehicle accident, number of passengers:	
Name:			
Driver:	Passenger	Pedestrian	Age: Gender: Male Female non-binary
Pedestrian trying to get on/off train? Yes		No	Suicide: Yes No Undetermined
Alcohol: Yes	No	Undetermined	Information supplied by:
Drugs: Yes	No	Undetermined	Information supplied by:
Names of additional fatalities:			

Docket No: TR-

V. Pedestrian, Driver, or Passenger Injuries

Does this section apply? Yes No

Number of people injured:

If a vehicle accident, number of passengers:

Name:

Driver: Passenger: Pedestrian: Age: Gender: Male Female non-binary

Pedestrian trying to get on/off train? Yes No

Drugs: Yes No Undetermined Alcohol: Yes No Undetermined

Names of additional injured persons:

VI. Pedestrian Access (not at a Crossing)

Does this section apply? Yes No

Obvious signs of consistent pedestrian trespass? Yes No

If yes, describe:

Pedestrian (not at a crossing) information: Accessing public area? Yes No

If yes, describe:

Deterrents at site, e.g. fence, signs, other? Yes No

If yes, describe:

Previous collisions at or near site? Yes No

If yes, describe:

VII. Crossing History

Does this section apply? Yes No

Prior accidents at this crossing? Yes No How many?

Dates of prior accidents:

Description of prior accidents (fatalities, injuries, property damage)

Last inspection date?

Defects? Yes No If yes, describe:

VIII. Attachments

Railroad incident report? Yes No Local law enforcement report? Yes No

Coroner/medical examiner report? Yes No Pictures? Yes No

Death Certificate? Yes No Copy of most current inventory? Yes No

Other (describe):

Docket No: TR-

IX. Comments

Event Summary:

Site Description:

Inspector Recommendations:

Docket No: TR-

Rail Safety Supervisor Comments/Sign Off:

Director of Transportation Safety Comments/Sign Off:

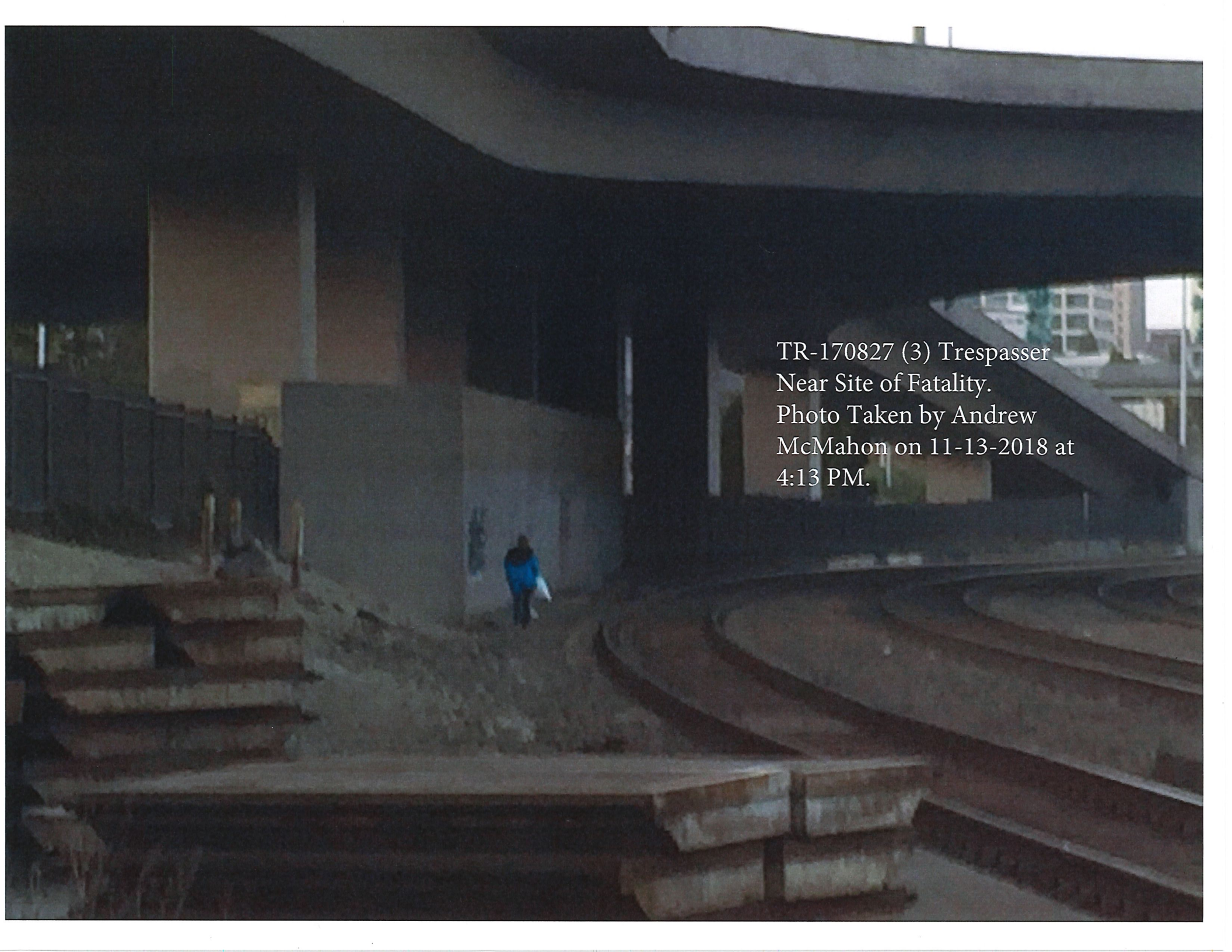
TR-170827 (1) Facing North Toward
Accident Site.
Photo Taken by Andrew McMahon
on 11-13-2018 at 4:05 PM.



TR-170827 (2) Facing
South Toward Accident
Site.

Photo Taken by Andrew
McMahon on 11-13-2018
at 4:04 PM.





TR-170827 (3) Trespasser
Near Site of Fatality.
Photo Taken by Andrew
McMahon on 11-13-2018 at
4:13 PM.

TR-170827 (4) Chain
Link Fence Cut
Open. Photo Taken
by Andrew
McMahon on
11-13-2018 at 4:11
PM.



BNSF Fort Worth – Network Operations Center – INCIDENT REPORT

				D-Code:	177213
Date:	072117	Time:	2249CT	MP:	39.7x
Time & Date Last Revised:				Divn:	Northwest
Subdivision:	Seattle	State:	Washington	County:	Pierce
Line Segment:			51		
Nearest Station:			Tacoma, WA at this location		
Nearest Major Terminal (distance/direction):			Tacoma, WA at this location		
Weather Conditions (Temp, wind, precipitation):			66* Overcast North Northeast Winds 6mph		

Injuries or Fatalities?	(1) trespasser fatality	Employee?	No
Name:		Craft:	

Symbol:	H PASVBT1 20A	If Yard Job, is it Remote Control Operation?	No
Lead Locos:	BNSF 4019 BNSF 6229 BNSF 6931	L-E-T-F:	15-59-3923-4758
DP Locos:	N/A	Direction:	Northbound
Conductor:	JD McMullin	Engineer:	BE Bundridge
Prior Rest		Prior Rest	
On Duty Time/Date:	1501CT / 072117	Origin/Destination:	Vancouver, WA / Auburn, WA
Crew Interviewed by:	TM Alan Davis		
Event Recorder/Camera:	RFE TJ Clifford to secure downloads remotely		

Locomotives video equipped?											
Lead Locos	Y/N		Y/N		Y/N		Y/N		Y/N		Y/N
BNSF 4019	Y	BNSF 6229	Y	BNSF 6931	Y						

Crossing Name:	not at crossing	DOT Number:	N/A
Equipped with:		Functioning?	
Vehicle Direction:		Vehicle Description:	
Law Enforcement Agency:	Tacoma Police Department	Citations?	N/A

Haz Material ?	N/A	Release (Y/N):		# Cars, Amount:	
Commodity:					

Derailed Locomotives / Cars:					
Init. Number:	Line:	Position (upright?):	Contents:	Disposition:	
N/A					
Heavy equipment ordered:					
N/A					
Equip. ETA:		Equipment Arrived:		Equipment Released:	
Main Blocked?	MT2	Estimated Reopen:		Actual Reopen:	MT2 - 1258CT

Estimated Damages and Costs:			
\$	0	Track	Track, Track Structures, and Roadbed Damages.
\$	0	Signal	
\$	0	"Other"	Adjacent buildings, other private property, etc.
\$	0	Car Damages	Car damage, incl. flat cars but excluding their trailers/containers and contents.
\$	0	Locomotive Damages	
\$	0	FRA Reportable Subtotal	2017 FRA Reportable \$10,700

\$	0	Contractor Expense	Rerailing & clearing expenses only. Do not include environmental cleanup, air monitoring, etc.
\$	0	Estimated Lading Recovery Costs	Source is usually Damage Prevention/LARS. This figure includes trucking charges and site remediation charges.
\$	0	Prelim. Lading Loss Estimates	Railcar/Trailer/Container Contents ONLY
	0	Trailer/Container Damages	Excludes contents. (Mktg-Equip Mtce Team – Evita Murdock)
\$	0	Not FRA Reportable Subtotal	

\$	0	Estimated Grand Total (FRA Reportable Subtotal + Not FRA Reportable Subtotal)
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Cause Code:		Description:
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Brief Narrative of Incident:

H PASVBT1 20A struck trespasser walking along ties; no crew injuries; unknown trespasser status

2341CT update TM: confirmed fatality

Post Accident Testing (FRA):

Did this incident meet FRA Post Accident Testing criteria? -Employee/Contractor Fatality. -Damage to railroad property exceeding \$1.5 million. -Human Factor Grade-Crossing Accident? If Yes, Name of Claims Agent. -A release of hazardous material that results in an evacuation or a reportable injury.	No	
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Does the AGST agree with the above analysis?	Yes	
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Contact MEH Dept at: (817) 352-1648 during normal business hours. (817) 352-1613 after hours, weekends and holidays. If no answer, page email Dustin Foster or Chris Kowalkowski when the following applies:		
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Craft being Post Accident Tested (Dispatcher, TYE, Signal)	N/A	
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Notifications:

Time:	Entity:	Person Notified:	Reminders:		
2249CT	Service Interruption:	ROC Rachel / KRC	Include who notified SID.		
2249CT	Resource Operations:	Rachel			
	Page email: OPR DL Cargorelated	email page and report copy	Notify of all derailments, collisions, shipment damages, any incident affecting main track velocity		
2255CT	Trainmaster:	Alan Davis	Get ETA, check Cell number.		
2258CT	RFE:	TJ Clifford	Get ETA, check Cell number.		
2303CT	Signal Desk:	no answer	593-5998		
2259CT	MOW Desk:	Stephen	593-6823 Option 1		
2300CT	Mechanical Desk:	Ron	593-9128		
	GST/AGST:	Dave Luttrull			
	Divn General Manager:	Jared Wootton - report copy			
	Divn GDT:	Jason Moyer - report copy			
	Corridor Supt:	Jan Ruby - report copy			
	Divn Supt Operations:	Roland Hackney - report copy			
	MDPR	June Fife	352-1312		
	Passenger Service:	Kevin Berry	Email report to Rich Wessler and Tamara Noel.		
	Superintendent Safety and Operating Practices	Mike Surina - email page and report copy	<table border="0" style="width: 100%;"> <tr> <td style="width: 50%; vertical-align: top;"> California, L.A. Chicago Red River Kansas Montana Heartland Northwest Powder River North Powder River South Southwest Twin Cities </td> <td style="width: 50%; vertical-align: top;"> Coleman, Herbert T Wazny, William A Cleveland, Scott M Valencia, Randy J Mizelle, Nicholas O Musgrove, Chris E Surina, Mike I Erickson, Tony A Percival, Everett E Remington, John R. Lund, Michael E </td> </tr> </table>	California, L.A. Chicago Red River Kansas Montana Heartland Northwest Powder River North Powder River South Southwest Twin Cities	Coleman, Herbert T Wazny, William A Cleveland, Scott M Valencia, Randy J Mizelle, Nicholas O Musgrove, Chris E Surina, Mike I Erickson, Tony A Percival, Everett E Remington, John R. Lund, Michael E
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	<p>The following group list is for the following departments:</p> <p>Safety, Law, Rules, Transportation Support, Rules and field Support, Corporate Relations, Government Affairs, and Evidence Preservation</p> <p>Major event group page list (Not MIP) Also page Region VP.</p> <p>(It is located with the SID Locomotive group lists)</p>		<p>Page for the following events:</p> <p>Major derailments or train collisions which are expected to exceed 16 hours or \$1,000,000 in damages.</p> <p>Derailments or collisions with evacuations, explosions, or involving crude oil trains.</p> <p>Major Hazardous Incidents</p> <p>Employee Fatalities, life threatening injuries, or amputations.</p>		

	Conference Calls:		If Conf Call is being established: Notify: NOC MECH/MOW Desk & ROC
	Hazardous Incidents: Contact East/West On-call Manager		Page for all Hazardous Incidents: Pat Brady, Piper, Justin, Reid, Clay D, Howard Horn, David C Clark, John D. Lovenburg, Allen Stegman, Laura Fiffick
	ChemTrec (USA) 800-424-9300 CanuTec (Canada) 888-226-8832 or 613-996-6666		Call Emergency Number listed on the Waybill whenever a HAZ MAT car is involved in a derailment or damaged; whether leaking or not. Run TSS: WBCOPY & HAZ & EXCR
	NRC: 800 – 424 – 8802 <i>(Initial SID Analysis)</i> Examples for notifying: Passenger Train/Route \$150,000 incident Employee/Contractor Fatality	not reportable	Obtain their Report Number and name of person who took the report.
0043CT	State:	WA - EOC / Beth #17-2750	
	California - CUPA		
	Foreign Railroad:		
	Page "Go Team"		If appropriate notify Mark Schulze.
	State Corporate Relations:	Gus Melonas and Courtney Wallace - email page and report copy	Notify of all significant Incidents: Ross Richard Lane: MT, WY Matt Jones: MT, ID Joe Faust: AL, AR, LA, MS, TN, TX Lena Kent: AZ, CA Amy McBeth: MB, MN, ND, SD, WI Joe Sloan: CO, OK, NM, UT, NV Gus Melonas/Courtney Wallace: BC, ID, OR, WA Andy Williams: KS, MO, NE, IL, KY, IA
	Energy Desk:		Notify the Energy Desk of crude oil train derailments: OPR DL Energy Desk managers 817-8670021

From: [State Emergency Operations Officer \(MIL\)](#)
To: [Baran, Geoff \(ECY\); "EM Duty Officer"; Banks, Daniel C \(MIL\); Elizabeth Klute; Hunter, Kathy \(UTC\); Kenneth W. Holgard; Mark Daniels \(FRA\); Stacey Thompson \(Fed Railroad Association Reg 8\); Steven Travers; UTC DL WUTC Rail Reporting](#)
Subject: 17-2750, BNSF Train Trespassing Fatality in Tacoma
Date: Friday, July 21, 2017 10:59:15 PM

To Whom It May Concern:

At 2244h PDT, Kendra Chandler, the BNSF Railway Service Interruption Desk Manager (817) 352-2832 phoned the WAEOC to make a report of a train strike with a single fatality. The address given was milepost 39.7X within the Seattle Subdivision, but the closest street address is 301 Puyallup Avenue in Tacoma, WA 98421. The corresponding Tacoma Fire Department run number is 1720202035 and the subject was pronounced deceased at 2340 CDT. Train number 4019's symbol is HPASVBT120A. There is no HAZMAT. The local point of contact is the Tacoma Trainmaster, Alan Davis, at (253) 591-2556. The state incident number for this event is 17-2750.

Thanks,

Elizabeth Byrd-Rand

State Emergency Operations Officer
Washington State Emergency Management Division
Building 20, MS: TA-20
Camp Murray, WA 98430-5122
1-800-258-5990

Reporting Party Name & Position: Kendra Chandler, Service Interruption Desk Manager BNSF (817) 352-2832

Name of Railroad(s) involved: BNSF

Date/Time of Event: 21 Jul 17 @ 2049 PDT

Time Reported to State EOC: 21 Jul 17 @ 2244h PDT

Milepost and/or Address of Event: Seattle Sub 39.7X, in Tacoma. Closest address is 301 Puyallup Avenue.

Type of Rail Car Involved: Engine BNSF #4019, Train Symbol HPASVBT120A

Number of Injuries/Fatalities: One fatality (pronounce time at 2340 CDT)

Type and Amount Of HAZMAT Spilled: none

Circumstances of the Incident: trespassing

Name and Phone of Local Contact: Tacoma Trainmaster 253-591-2556 Alan Davis

Railroad Incident Number:

State EOC Incident Number: 17-2750

**Tacoma Police Department
Incident Report**

Incident No. 1720202035.1

PDA:	Homeland Security:	Subject:	Death Investigation	Incident No. 1720202035.1
IBR Disposition:	Active	Case Management Disposition:		
Forensics:	Forensics Responded	Reporting By/Date:	T202507 - Reda, Darrin 7/22/2017 16:49:55	
Case Report Status:	Approved	Reviewed By/Date:	T94655 - Wimmer, Todd 7/22/2017 18:49:37	

Related Cases:

Case Report Number	Agency
1752002382	BNSF

Non-Electronic Attachments

Attachment Type	Additional Distribution	Count
CKL - Checklist (MVTR, Missing Persons, Death Investigation, DV, etc.)		1

Location Address:	301 Puyallup Ave	Location Name:	
City, State, Zip:	Tacoma, WA 98421	Cross Street:	
Contact Location:		City, State, Zip:	
Recovery Location:		City, State, Zip:	
CB/Grid/RD:	180 - Tacoma	District/Sector:	TA14 - Tacoma
Occurred From:	7/21/2017 20:50:00 Friday	Occurred To:	
Notes:			

Offense Details: 0810 - Death Investigation

Domestic Violence:	No	Child Abuse:		Gang Related:	No/Unknown	Juvenile:	
Completed:	Completed	Crime Against:		Hate/Bias:		Using:	None (No Bias)
Criminal Activity:		Type of Security:		Tools:			
Location Type:	Railroad Tracks / Right of Way	Evidence Collected:					
Total No. of Units Entered:							
Entrance Compromised:	Not Applicable						
Entry Method:							
Suspect Description:							
Suspect Actions:							

Call Source:	Dispatched	Assisted By:	T207244 - Galvin, Michael T10967 - Brooks, Valencia T210637 - Batres, Eddy				
Phone Report:		Notified:	SGT WIMMER; LT AGUIREE; LT SCRUGGS				
Insurance Letter:		Entered By:	T202507 - Reda, Darrin				
Entered On:	7/22/2017 15:20:46	Approved By:	Automated Policy				
Approved On:	7/22/2017 18:53:12	Exceptional Clearance:					
Adult/ Juvenile Clearance:		Exceptional Clearance Date:					
Additional Distribution:		Other Distribution:					
Validation Processing	Distribution Date: 7/22/2017	County Pros. Atty.	Juvenile	Other	CPS	Supervisor:	
	By: AUTOMATED POLICY	City Pros. Atty.	Military	DSHS	PreTrial		
Records has the authority to ensure correct agency, CB/Grid/RD, and District/Sector are incorporated in the report.			Printed: 7/22/2017 18:53:12 Printed By: Automated Policy				

Notes:

Victim V1: Paita, Maeu Niu Jr.

PDA:

Aliases:										
DOB:	5/4/1978	Age:	39	Sex:	Male	Race:	Asian/Pacific Islander	Ethnicity:	Non-Hispanic	
Height:	5' 11"	Weight:	290	Hair Color:	Black		Eye Color:	Brown		
Address:	1106 39TH Ave Se Ste 500				County:					
City, State Zip:	Puyallup, WA 98374				Country:					
Other Address:	Transient					Business Phone:				
Resident:	Unknown			Occupation/Grade:				Employer/School:		
SSN:	SSN [REDACTED]					Place of Birth:				
Driver License No:	DOL [REDACTED]			Driver License State:	Washington		Driver License Country:	United States of America		
Attire:										
SMT:										
Victim Of:	0810 - Death Investigation									
Victim Type:	Individual			Circumstances:				Weapon Used:		
Injury:				Testify:				Reporting Statement Obtained:		
Type of Injury:							Fire Dept Response:	y		
Hospital Taken To:				Medical Release Obtained:				Taken By:		
Attending Physician:				Hold Placed By:						

Victim Offender Relationships

Offender:	Relationship:
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Law Enforcement Officer Killed or Assaulted Information	Type:		Justifiable Homicide Circumstances:
	Assignment:		
	Activity:		

Victim Notes: Listed address is from DOL. Deceased subject may have been transient.

Other Entity O1: Bundridge, Brian Eugene

PDA:

Aliases:										
DOB:	11/2/1984	Age:	32	Sex:	Male	Race:	Black	Ethnicity:	Non-Hispanic	
Height:	5' 11"	Weight:	165	Hair Color:				Eye Color:	Brown	
Address:	2617 13TH Ave Nw				County:					
City, State Zip:	Puyallup, WA 98371-3880				Country:					
Other Address:						Business Phone:	206-777-5067			
Resident:	Nonresident			Occupation/Grade:	Engineer		Employer/School:	BNSF		
SSN:	SSN [REDACTED]					Place Of Birth:				
Driver License No:	DOL [REDACTED]			Driver License State:	Washington		Driver License Country:	United States of America		
Attire:										
SMT:										
Entity Type:	Other Individual			Reporting Statement Obtained:				Facial Shape:		
Entity Notes:										

Other Entity O2: McMullin, John Dean

PDA:

Aliases:										
DOB:	12/12/1961	Age:	55	Sex:	Male	Race:	White	Ethnicity:	Non-Hispanic	

Tacoma Police Department Incident Report

Incident No. 1720202035.1

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Height:	6' 1"	Weight:	185	Hair Color:		Eye Color:	Hazel
Address:	581 E Country Club Dr E			County:		Phone:	253-861-9553
City, State Zip:	Union, WA 98592-9703			Country:		Business Phone:	
Other Address:						Other Phone:	
Resident:	Nonresident		Occupation/Grade:	conductor		Employer/School:	BNSF
SSN:	SSNSSN					Place Of Birth:	
Driver License No:	DOLDOLDOL		Driver License State:	Washington		Driver License Country:	United States of America
Attire:						Complexion:	
SMT:						Facial Hair:	
Entity Type:	Other Individual		Reporting Statement Obtained:			Facial Shape:	
Entity Notes:							

Other Entity O3: Mclaughlin, Nathan

PDA:

Aliases:							
DOB:		Age:	00	Sex:	Male	Race:	White
Height:		Weight:		Hair Color:		Eye Color:	
Address:				County:		Phone:	651-242-2962
City, State Zip:				Country:		Business Phone:	
Other Address:	2454 Occidental Ave Bldg 1-A Seattle, WA					Other Phone:	
Resident:	Nonresident		Occupation/Grade:	Legal Claims Rep		Employer/School:	BNSF
SSN:						Place Of Birth:	
Driver License No:			Driver License State:			Driver License Country:	
Attire:						Complexion:	
SMT:						Facial Hair:	
Entity Type:	Other Individual		Reporting Statement Obtained:			Facial Shape:	
Entity Notes:							

Other Entity O4: Allison, Anastasia

PDA:

Aliases:							
DOB:		Age:	00	Sex:	Female	Race:	White
Height:		Weight:		Hair Color:		Eye Color:	
Address:				County:		Phone:	206-625-6702
City, State Zip:				Country:		Business Phone:	
Other Address:	2454 Occidental Ave Bldg 1-A Seattle, WA					Other Phone:	
Resident:	Nonresident		Occupation/Grade:	Sr.Special Agent		Employer/School:	BNSF
SSN:						Place Of Birth:	
Driver License No:			Driver License State:			Driver License Country:	
Attire:						Complexion:	
SMT:						Facial Hair:	
Entity Type:	Other Individual		Reporting Statement Obtained:			Facial Shape:	
Entity Notes:							

Property Item No. 1/1: 19685 - Sporting Goods - Back Pack

Other Common Item:				Photographed:	
Description:	blk backpack w/ misc. personal items			Fingerprinted:	
Quantity:	1			Contents Sampled:	
Finding Location:				Owner:	V1 - Paita, Maeu Niu Jr.

Printed: 7/22/2017 18:53:12
Printed By: Automated Policy

Tacoma Police Department Incident Report

Incident No. 1720202035.1

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Status:	I - Information Only		Value:	
Recovered Date:			Make/Brand:	
Recovered Value:			Model:	
Field Tested:			Serial No:	
Field Test Results:			OAN:	
Property Disposition:	Booked into Property		Insurance Company:	
Disposition Location:	Tacoma Police		Policy No:	
Vehicle Information:				
License:			Locked:	
License State:			Keys in Vehicle:	
License Country:			Delinquent Payment:	
Vehicle Year:			Victim Consent:	
Make:			Drivable:	
Model:			Estimated Damage:	
Vehicle Style:			Damage:	
Primary Vehicle Color:			Damaged Area:	
Secondary Vehicle Color:			Tow Company:	
VIN:			Tow Consent:	
Special Features:			Hold Requested By:	
Drug Information:				
Drug Type:			Drug Measure:	
Drug Quantity:			Drug Measure Type:	
Jewelry Information:				
Metal Color:			Total # of Stones:	
Metal Type:			Inscription:	
Stone Color:			Generally Worn By:	
Firearm Information:				
Caliber:			Length:	
Gauge:			Finish:	
Action:			Grips:	
Importer:			Stock:	
Property Notes:				

Enter	Date	Time	WACIC	LESA	Initial	Release Info.	Date	Time	Release No.	Release Authority
Clear						Owner Notified			Operators Name	

Investigative Information

Means:		Motive:	
Vehicle Activity:		Direction Vehicle Traveling:	

Synopsis: Subject trespassing on BNSF railroad tracks was struck and subsequently killed by a train.

Narrative: On 7-21-17 at approx. 2050 hours, multiple units were dispatched to the Burlington Northern railroad tracks north of the 300 block of Puyallup Ave regarding a pedestrian who had been hit by a train. I arrived in the area and contacted the train engineer, later identified as (O1)BRIAN E. BUNDRIDGE/BNSF#0217901.

(O1)BUNDRIDGE said a man had been walking on the tracks and the train he was operating hit the man. He said the man was lying along the west side of the tracks, approx. seven freight car lengths to the north. He said the train conductor, (O2)JOHN D. McMULLIN/BNSF#7430325, was currently with the victim; adding that the man did not appear to be moving or breathing.

Just then Tacoma Fire Department personnel began arriving in the area. I flagged them down with my flashlight near a chain link fence on E "C" St, just north of Puyallup Ave. TFD personnel arrived and cut the chain on the fence gate, so that they could get their crew and equipment into the area.

At that time, I re-contacted (O1)BUNDRIDGE who had been operating BNSF Engine #4019. He said they were traveling south along the train tracks and could see the victim, later identified as (V)MAEU NIU PAITA, JR., walking on the train tracks, also southbound. (O1)BUNDRIDGE said they saw (V)PAITA walking in the curve of the tracks as they approached from approx. 1/8th of mile away. He said he began sounding the horn and braking, just as they passed under Hwy 509. (O1)BUNDRIDGE added he kept sounding the horn, but (V)PAITA didn't even look, just continued walking. After striking (V)PAITA, the train continued slowing until it stopped, several freight car lengths from where the incident occurred.

Next, I walked down to where TFD personnel had begun attempting life saving measures and met with SGT WIMMER and other officers who had responded. TFD had already removed (V)PAITA's clothing and were attempting CPR. He was positioned on his back, with no visible signs of trauma showing. TFD recovered (V)PAITA's wallet with identification card and released them to me. A check through records showed (V)PAITA was clear and not currently showing as a missing person nor a history of any mental/suicidal issues.

I then spoke with (O2)McMULLIN who gave a similar story as (O1)BUNDRIDGE. He added that the speed limit on the tracks is 30 mph, and estimated they were traveling 20-25 mph.

TFD Personnel continued attempting lifesaving measures for over 30 minutes, but their efforts were met with negative results. Ultimately the time of death was called at 2136 hours by Dr. Bennet from Madigan. [Temperature 66* F/Barometric Pressure 30.13"]

Next, a claims representative from BNSF arrived, who identified himself as (O3)NATHAN "Nate" McLAUGHLIN. He said there may be engine video available, but they are unable to copy the video onto CD. He said if anyone requests to see the footage, he can make arrangements for viewing in person.

Also arriving on scene was BNSF Senior Special Agent (O4)ANASTASIA ALLISON who was coordinating the BNSF portion of the investigation under their case #17-52002382.

SGT WIMMER requested TPD Forensics to respond, who later arrived and processed the scene. Both Lt.'s AGUIRRE and SCRUGGS were also advised of the incident.

Once TPD Forensics was completed, ME8/EGGLESTON responded to recover (V)PAITA's body. As (V)PAITA's body was moved, minor bruising and blood pooling was observed on his whole back side, along with an approx. 4" x 2" gash to his right calf. I gave ME EGGLESTON (V)PAITA's wallet and I.D. card. TFD personnel then assisted with loading (V)PAITA's body onto a cart and brought him to the Medical Examiner's vehicle.

Left on scene, was a backpack belonging to (V)PAITA. I retained the backpack and later placed it into property at Tacoma Police Headquarters. The contents inside the bag were misc. papers, a bus schedule, mini soaps, shampoos and toothbrushes. Also, three phones that did not appear to function. The contents were very similar to possessions kept by many homeless citizens in the area which led me to believe (V)PAITA might be transient. A later check of (V)PAITA's name through WebRMS showed two recent arrest reports. Lakewood PD #1710000691/Warrant Arrest, which listed (V)PAITA as transient. Puyallup PD #1710700418/Warrant Arrest listed a University Place address at 3411 Bridgeport Way, though his WA State ID card lists a Puyallup address.

No further information is available at this time.

Reviewed By:	Reviewed Date:
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**Tacoma Police Department
Supplemental Report**

Incident No. 1720202035.2

PDA:	Homeland Security:	Subject:	Death Investigation Death Investigation	Incident No. 1720202035.2
IBR Disposition:	Active	Case Management Disposition:		
Forensics:		Reporting By/Date:	T10967 - Brooks, Valencia 7/22/2017 20:26:17	
Case Report Status:	Approved	Reviewed By/Date:	T94655 - Wimmer, Todd 7/22/2017 21:52:00	

Related Cases:

Case Report Number	Agency
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Non-Electronic Attachments

Attachment Type	Additional Distribution	Count	
Location Address:	301 Puyallup Ave	Location Name:	
City, State, Zip:	Tacoma, WA 98421	Cross Street:	
Contact Location:		City, State, Zip:	
Recovery Location:		City, State, Zip:	
CB/Grid/RD:	180 - Tacoma	District/Sector:	TA14 - Tacoma
Occurred From:	7/21/2017 20:50:00 Friday	Occurred To:	
Notes:			

Offense Details: 0810 - Death Investigation

Domestic Violence:	No	Child Abuse:		Gang Related:	No/Unknown	Juvenile:	
Completed:	Completed	Crime Against:		Hate/Bias:		None (No Bias)	
Criminal Activity:		Type of Security:		Using:			
Location Type:	Railroad Tracks / Right of Way	Evidence Collected:		Tools:			
Total No. of Units Entered:							
Entrance Compromised:	Not Applicable						
Entry Method:							
Suspect Description:							
Suspect Actions:							
Notes:							

Witness W0: Budinich, Benjamin

PDA:

Aliases:									
DOB:	8/11/1981	Age:	35	Sex:	Male	Race:	White	Ethnicity:	Non-Hispanic
Height:		Weight:		Hair Color:		Eye Color:			

Call Source:	Dispatched	Assisted By:	T202507 - Reda, Darrin T207244 - Galvin, Michael			
Phone Report:		Notified:				
Insurance Letter:		Entered By:	T10967 - Brooks, Valencia			
Entered On:	7/22/2017 19:57:35	Approved By:	Automated Policy			
Approved On:	7/22/2017 21:53:14	Exceptional Clearance:				
Adult/ Juvenile Clearance:		Exceptional Clearance Date:				
Additional Distribution:		Other Distribution:				
Validation Processing	Distribution Date: 7/22/2017	County Pros. Atty.	Juvenile	Other	CPS	Supervisor:
	By: AUTOMATED POLICY	City Pros. Atty.	Military	DSHS	PreTrial	
Records has the authority to ensure correct agency, CB/Grid/RD, and District/Sector are incorporated in the report.						Printed: 7/22/2017 21:53:14
						Printed By: Automated Policy

Tacoma Police Department Supplemental Report

Incident No. 1720202035.2

Page 2 of 2

Address:	County:	Phone:
City, State Zip:	Country:	Business Phone: 253-591-5595
Other Address: 2201 Portland Ave Tacoma, WA 98409		Other Phone:
Resident:	Occupation/Grade:	Employer/School: City of Tacoma
SSN:		Place Of Birth:
Driver License No:	Driver License State:	Driver License Country:
Attire:		Complexion:
SMT:		Facial Hair:
Testify:		Facial Shape:
Witness Notes:		

Other Entity O5: Davis, Allen

PDA:

Aliases:				Ethnicity:	Non-Hispanic
DOB:	Age: 35	Sex: Male	Race: White		
Height:	Weight:	Hair Color:		Eye Color:	
Address:	County:			Phone:	206-678-7684
City, State Zip:	Country:			Business Phone:	
Other Address:				Other Phone:	
Resident: Unknown	Occupation/Grade: Train Master	Employer/School: BNSF Railway			
SSN:			Place Of Birth:		
Driver License No:	Driver License State:	Driver License Country:			
Attire:				Complexion:	
SMT:				Facial Hair:	
Entity Type: Other Individual	Reporting Statement Obtained:	Facial Shape:			
Entity Notes:					

Investigative Information

Means:	Motive:
Vehicle Activity:	Direction Vehicle Traveling:

Synopsis:

Narrative:	<p>R/O responded to the area of 301 Puyallup Ave re; a train pedestrian accident. PPO Reda advised that the scene was best accessed from E C ST and Puyallup Ave. There appeared to be a fence around the train yard. The fence was open and emergency personnel were inside the yard. TFD was on scene providing medical aid to the victim. CPR was in progress. The victim was south of the railroad tracks inside the BNSF railyard. The train Engine number was 4019. PPO Reda had obtained the name of the engineer. The conductor confirmed that the train tracks were Burlington Northern Santa Fe property. (O) Davis arrived on scene. He was the Train Master.</p> <p>(W) Budinich stated that he was working on Puyallup Ave and heard the train. He indicated that the train sounded its audible siren for at least ten seconds. He said that he then heard the train screeching as if it were trying to come to a stop. He stated that he knew that something was wrong. He then headed towards the train tracks. He spoke with the conductor, who was off the train walking alongside the tracks. He and the conductor walked along the tracks to where the victim was located.</p> <p>The victim was pronounced deceased by TFD. R/O cleared the scene as Forensics was arriving.</p>
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Reviewed By:	Reviewed Date:
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**Tacoma Police Department
Supplemental Report**

Incident No. 1720202035.3

PDA:	Homeland Security:	Subject:	Death Investigation Evidence Collection	Incident No. 1720202035.3
IBR Disposition:	Active	Case Management Disposition:		
Forensics:		Reporting By/Date:	T203383 - Wiley, Shea 7/27/2017 21:25:19	
Case Report Status:	Approved	Reviewed By/Date:	T83200 - Lally, Mary 7/28/2017 07:01:16	

Related Cases:

Case Report Number	Agency
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Non-Electronic Attachments

Attachment Type	Additional Distribution	Count	
Location Address:	301 Puyallup Ave	Location Name:	
City, State, Zip:	Tacoma, WA 98421	Cross Street:	
Contact Location:		City, State, Zip:	
Recovery Location:		City, State, Zip:	
CB/Grid/RD:	180 - Tacoma	District/Sector:	TA14 - Tacoma
Occurred From:	7/21/2017 20:50:00 Friday	Occurred To:	
Notes:			

Offense Details: 0810 - Death Investigation

Domestic Violence:	No	Child Abuse:		Gang Related:	No/Unknown	Juvenile:	
Completed:	Completed	Crime Against:		Hate/Bias:		None (No Bias)	
Criminal Activity:		Type of Security:		Using:			
Location Type:	Railroad Tracks / Right of Way	Evidence Collected:		Tools:			
Total No. of Units Entered:	Not Applicable						
Entrance Compromised:							
Entry Method:							
Suspect Description:							
Suspect Actions:							
Notes:							

Property Item No. 2/1: 1405 - Clothing - Shirt

Other Common Item:		Photographed:	
Description:	EM#1 - a black long sleeve "Jack in the Box" shirt.	Fingerprinted:	
Quantity:	1	Contents Sampled:	
Finding Location:	On the rocky path.	Owner:	

Call Source:	Dispatched	Assisted By:	
Phone Report:		Notified:	
Insurance Letter:		Entered By:	T203383 - Wiley, Shea
Entered On:	7/27/2017 21:20:57	Approved By:	Automated Policy
Approved On:	7/28/2017 07:03:14	Exceptional Clearance:	
Adult/ Juvenile Clearance:		Exceptional Clearance Date:	
Additional Distribution:		Other Distribution:	
Validation Processing	Distribution Date: 7/28/2017	County Pros. Atty.	Juvenile
	By: AUTOMATED POLICY	City Pros. Atty.	Military
		Other	CPS
		DSHS	PreTrial
			Supervisor:

Records has the authority to ensure correct agency, CB/Grid/RD, and District/Sector are incorporated in the report.

Printed: 7/28/2017 07:03:14
Printed By: Automated Policy

Status:	E - Evidence (Including Other Seized Property And Tools)	Value:	
Recovered Date:		Make/Brand:	
Recovered Value:		Model:	
Field Tested:		Serial No:	
Field Test Results:		OAN:	
Property Disposition:	Booked into Property	Insurance Company:	
Disposition Location:	Tacoma Police	Policy No:	

Vehicle Information:

License:	Locked:
License State:	Keys in Vehicle:
License Country:	Delinquent Payment:
Vehicle Year:	Victim Consent:
Make:	Drivable:
Model:	Estimated Damage:
Vehicle Style:	Damage:
Primary Vehicle Color:	Damaged Area:
Secondary Vehicle Color:	Tow Company:
VIN:	Tow Consent:
Special Features:	Hold Requested By:

Drug Information:

Drug Type:	Drug Measure:
Drug Quantity:	Drug Measure Type:

Jewelry Information:

Metal Color:	Total # of Stones:
Metal Type:	Inscription:
Stone Color:	Generally Worn By:

Firearm Information:

Caliber:	Length:
Gauge:	Finish:
Action:	Grips:
Importer:	Stock:

Property Notes:

Enter	Date	Time	WACIC	LESA	Initial	Release Info.	Date	Time	Release No.	Release Authority
Clear						Owner Notified			Operators Name	

Property Item No. 3/2: 1406 - Clothing - Shoes

Other Common Item:		Photographed:	
Description:	EM#2 - a black RIGHT tennis shoe.	Fingerprinted:	
Quantity:	1	Contents Sampled:	
Finding Location:	Along the side of the rocky path.	Owner:	
Status:	E - Evidence (Including Other Seized Property And Tools)	Value:	
Recovered Date:		Make/Brand:	
Recovered Value:		Model:	
Field Tested:		Serial No:	
Field Test Results:		OAN:	
Property Disposition:	Booked into Property	Insurance Company:	
Disposition Location:	Tacoma Police	Policy No:	

Vehicle Information:

Tacoma Police Department Supplemental Report

Incident No. 1720202035.3

Page 3 of 5

License:		Locked:	
License State:		Keys in Vehicle:	
License Country:		Delinquent Payment:	
Vehicle Year:		Victim Consent:	
Make:		Drivable:	
Model:		Estimated Damage:	
Vehicle Style:		Damage:	
Primary Vehicle Color:		Damaged Area:	
Secondary Vehicle Color:		Tow Company:	
VIN:		Tow Consent:	
Special Features:		Hold Requested By:	
Drug Information:			
Drug Type:		Drug Measure:	
Drug Quantity:		Drug Measure Type:	
Jewelry Information:			
Metal Color:		Total # of Stones:	
Metal Type:		Inscription:	
Stone Color:		Generally Worn By:	
Firearm Information:			
Caliber:		Length:	
Gauge:		Finish:	
Action:		Grips:	
Importer:		Stock:	
Property Notes:			

Enter	Date	Time	WACIC	LESA	Initial	Release Info.	Date	Time	Release No.	Release Authority
Clear						Owner Notified			Operators Name	

Property Item No. 4/3: 1406 - Clothing - Shoes

Other Common Item:		Photographed:	
Description:	EM#3 - a black LEFT tennis shoe.	Fingerprinted:	
Quantity:	1	Contents Sampled:	
Finding Location:	On the rocky path.	Owner:	
Status:	E - Evidence (Including Other Seized Property And Tools)	Value:	
Recovered Date:		Make/Brand:	
Recovered Value:		Model:	
Field Tested:		Serial No:	
Field Test Results:		OAN:	
Property Disposition:	Booked into Property	Insurance Company:	
Disposition Location:	Tacoma Police	Policy No:	
Vehicle Information:			
License:		Locked:	
License State:		Keys in Vehicle:	
License Country:		Delinquent Payment:	
Vehicle Year:		Victim Consent:	
Make:		Drivable:	
Model:		Estimated Damage:	
Vehicle Style:		Damage:	
Primary Vehicle Color:		Damaged Area:	
Secondary Vehicle Color:		Tow Company:	

VIN:		Tow Consent:	
Special Features:		Hold Requested By:	
Drug Information:			
Drug Type:		Drug Measure:	
Drug Quantity:		Drug Measure Type:	
Jewelry Information:			
Metal Color:		Total # of Stones:	
Metal Type:		Inscription:	
Stone Color:		Generally Worn By:	
Firearm Information:			
Caliber:		Length:	
Gauge:		Finish:	
Action:		Grips:	
Importer:		Stock:	
Property Notes:			

Enter	Date	Time	WACIC	LESA	Initial	Release Info.	Date	Time	Release No.	Release Authority
Clear						Owner Notified				Operators Name

Property Item No. 5/4: 19226 - Clothing - Hat

Other Common Item:		Photographed:	
Description:	EM#4 - a "DC Comic Flash" hat.	Fingerprinted:	
Quantity:	1	Contents Sampled:	
Finding Location:	On the rocky path.	Owner:	
Status:	E - Evidence (Including Other Seized Property And Tools)	Value:	
Recovered Date:		Make/Brand:	
Recovered Value:		Model:	
Field Tested:		Serial No:	
Field Test Results:		OAN:	
Property Disposition:	Booked into Property	Insurance Company:	
Disposition Location:	Tacoma Police	Policy No:	
Vehicle Information:			
License:		Locked:	
License State:		Keys in Vehicle:	
License Country:		Delinquent Payment:	
Vehicle Year:		Victim Consent:	
Make:		Drivable:	
Model:		Estimated Damage:	
Vehicle Style:		Damage:	
Primary Vehicle Color:		Damaged Area:	
Secondary Vehicle Color:		Tow Company:	
VIN:		Tow Consent:	
Special Features:		Hold Requested By:	
Drug Information:			
Drug Type:		Drug Measure:	
Drug Quantity:		Drug Measure Type:	
Jewelry Information:			
Metal Color:		Total # of Stones:	
Metal Type:		Inscription:	
Stone Color:		Generally Worn By:	

Firearm Information:

Caliber:		Length:	
Gauge:		Finish:	
Action:		Grips:	
Importer:		Stock:	
Property Notes:			

Enter	Date	Time	WACIC	LESA	Initial	Release Info.	Date	Time	Release No.	Release Authority
Clear						Owner Notified			Operators Name	

Investigative Information

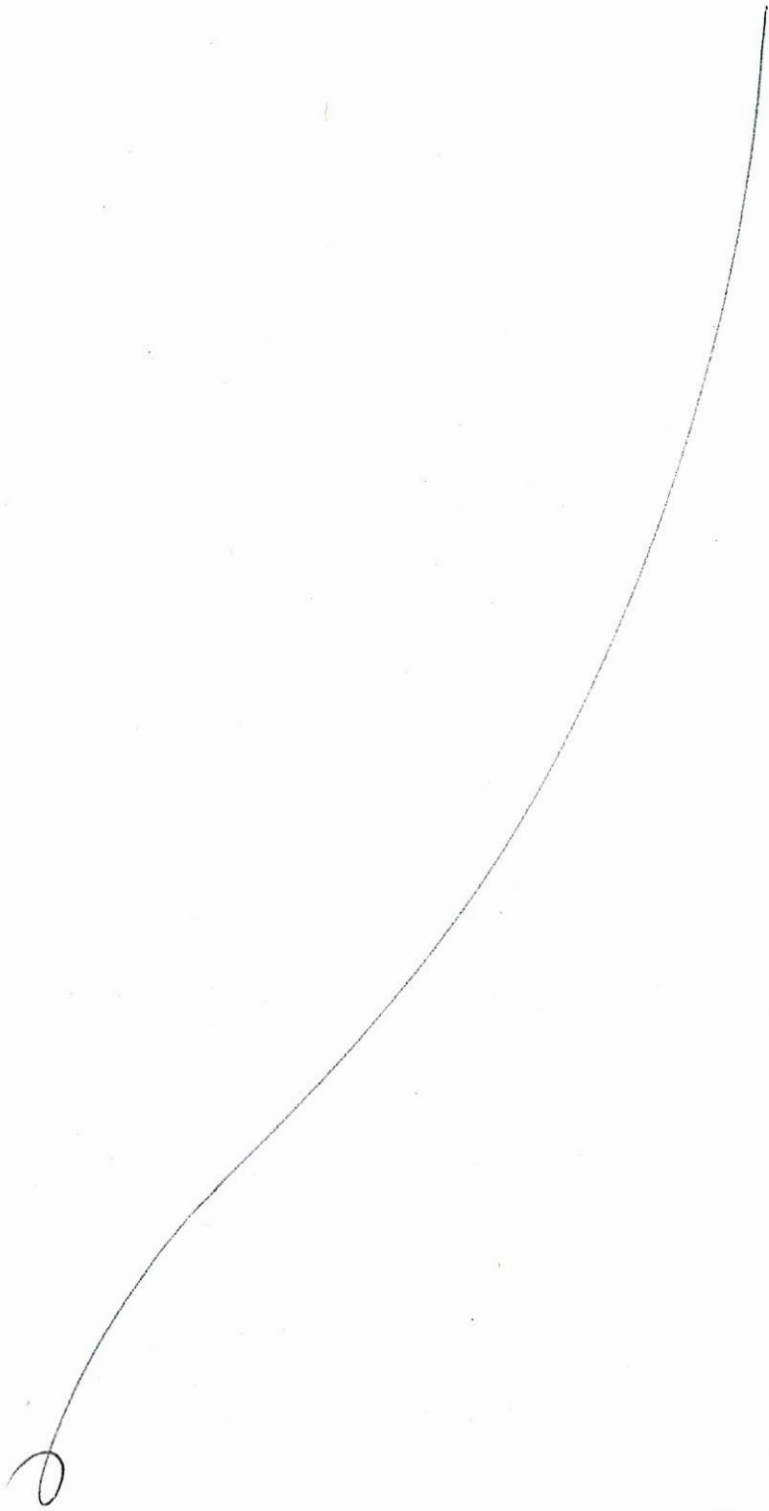
Means:		Motive:	
Vehicle Activity:		Direction Vehicle Traveling:	

Synopsis:

Narrative:

Reviewed By:	<input type="text"/>	Reviewed Date:	<input type="text"/>
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17202-02035



Date :	7/21/2017	Crime Scene Technician :	S. WILEY #203383	Approval :	<i>[Signature]</i>
Distr Date :		By :		Microfilmed :	
Indexed :		By :		Copy To :	

This inspection is accredited under the forensic unit's ISO/IEC 17020 accreditation issued by ANSI-ASQ National Accreditation Board. Refer to certificate and scope of accreditation AI-1968

Tacoma Police Department

FORENSIC SPECIALIST REPORT

Crime	MVC - FATALITY	Case No	1720202035	CB	180	District	14
Dispatch Date	7/21/2017	Time	21:40	Arrived	21:50	Cleared	23:04
Call Location	301 Puyallup Ave						
Victim	Paita, Maeu Niu Jr.			Address			

Details

Latent Search Made	No	Results		
Evidence Recovered	<input checked="" type="checkbox"/>	Property Form	<input checked="" type="checkbox"/>	Diagram <input type="checkbox"/>
Photos Taken	Color <input checked="" type="checkbox"/>	B & W <input type="checkbox"/>	Video <input type="checkbox"/>	
Prints Found On				
Showing	<p>Photo slate; the railroad tracks located along Dock Street showing a BNSF train facing east, the front end of train #4019, the rocky path located on the west side of the railroad tracks showing a deceased male lying face up his head pointing southeast and his feet pointing northwest, a backpack located southeast of the decedent, a black long sleeve "Jack in the Box" shirt (evidence marker #1) located on the rocky path, a black right tennis shoe (evidence marker #2) located along the side of the rocky path, a black left tennis shoe (evidence marker #3) located on the rocky path, a "DC Comic Flash" hat (evidence marker #4) located on the rocky path, and a Washington State Identification Card issued to a "Maeu Niu Paita Jr.". Overall of the decedent showing his face, hands, feet, backside, and visible injuries on the back of his lower legs.</p>			
Narrative	<p>I responded to the listed location for a train versus a pedestrian. Upon arrival, I contacted PPO Reda who advised me of the incident and led me to the deceased male. I observed the deceased male lying face up on the rocky path; his head was pointing southeast and his feet pointing northwest. There was medical equipment on his person as well as around him. I noted a backpack that was located southeast of the decedent and other clothing items that were located northwest of the decedent. I took the above listed photographs with the officers on scene. Medical Investigator Eggleston arrived on scene and I took additional photographs of the decedent. The backpack was released to PPO Reda after it was photographed on scene. I marked the long sleeve shirt (EM#1), the black pair of shoes (EM#2-3), and the hat (EM#4) and collected them after they were photographed that will subsequently be submitted to the Pierce County Property Room. Sgt. Wimmer, PPO Reda, and PPO Galvin were present.</p>			

8/10/2017 3:55

DEATH INVESTIGATION CHECK LIST - SECTION 1

CASE # 1720202035

OFFICER ASSIGNED REDA, DARRIN M. BADGE # 062

To be completed by the first officer at the scene of any death investigation, regardless of the apparent cause.

Victim: PAITA, MAEUI NIU JR. Reported by: D. REDA

Date of death ^{OMP} 2136 7-21-17 Time notified 2050 Time of arrival on scene 2053

Weather CLEAR Outside lighting conditions SUNSET Temperature 66° F

PERSON AT SCENE ON ARRIVAL

Ambulance drivers and company MEDIC 5 JACK HAWKINS, JOSHUA SCHLESNTER

Hospital N/A Time of death (if known) 2136

Fire Dept. personnel and treatment ENG #2: JONATHAN KAMMERZELL, PETER KLOBUTCHER, SPENCER VADNEY / LADDER #1: JAMES DUBREE, ALEX MUEENZ, BRYAN LEIGH.

EXAMINATION OF BODY AND IMMEDIATE SCENE:

A. Position of body (Prone, on back, side, etc.) on back, head pointed south

B. Position of arms and legs STRAIGHT LEGS AND ARMS TO SIDE

C. Obvious wounds: MINOR BRUISING ON BACK; APPROX. 6"x2" GASH ON RT. CALF.

D. Clothing and its condition: removed by medic personnel before police arrived.

E. Odors, if any: N/A

F. Proximity to other buildings or houses: RAILROAD TRACKS

Medical Examiner called - Time: 2140 By: DISPATCH Arrived: 2240

Time body removed: 2300 Medical Examiner's name: EGGLESTON

Description of body when moved or turned over: BRUISING AND BLOOD POOLING ON ENTIRE BACK SIDE.

Scene secured: 2303 How: BODY REMOVED AND ALL PERSONNEL LEFT

Secured by: D. REDA #062