

December 19, 2019

Chief Michael Geier

Chief of Police

Albuquerque Police Department

400 Roma Ave. NW

Albuquerque, NM 87102

RE: Firearm discharge by Detective Raymond Marquez on
March 7, 2019, during the arrest of David Crespin.

APD case # 19-0022078; DA case # 2019-04540-1

Dear Chief Geier:

District Attorney Raul Torrez has asked me to address the backlog of officer involved shooting cases. Included in those files was the report of the investigation of the pursuit and arrest of David Crespin on March 7, 2019 on charges of suspected kidnapping and aggravated fleeing of a law enforcement officer. During that arrest, Albuquerque Police Detective Raymond Marquez' weapon was discharged. However, the investigation clearly established that the rifle was discharged by Crespin's efforts to grab the rifle as he struggled to avoid arrest; which makes this incident unsuitable for a full review and report. A discharge caused by the suspect's actions provides no relevant police conduct for review of potential prosecution; therefore I will be closing the file.

Very truly yours,



Michael D. Cox

Special Prosecutor

Cc: Raul Torrez, District Attorney, Second Judicial District

Sergeant Hollie Anderson, Albuquerque, Police Department

Detective Raymond Marquez, Albuquerque Police Department