

# Boulder County Sheriffs Office



5600 Flatiron Pkwy Boulder, CO 80301

3034413600

Case #:21-06298

Incident #: 21-06298

## Event

Date/Time: 03/03/2022 11:14:00

Nature of Call: Fire - Ground

## Narrative (1)

Horton, Rosemary 1528

03/03/2022

The information contained in this case is supplemental for a report documented in the prior Boulder County Sheriff's Office records management system, Tiburon. For all information relating to this case before implementing the new records management system on March 1, 2022 please request the legacy case information from the Boulder County Sheriff's Office Records Division.

Narrative Type: Base Report

## BCSO Employee (1)

Reporting Officer: Horton, Rosemary (1528) 03/03/2022 11:14:00

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5600 Flatiron Pkwy Boulder, CO 80301

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Case #:21-06298

Incident #: 21-06298.001

## Event

Exceptional Clearance:

Not Applicable/None Of The Above

## Narrative (1)

Tosaka, Maximilian 538

03/08/2022

Case #21-6298

Detective M Tosaka #538

On 12/30/2021, at approximately 11:30 hours, I received a phone from Detective-Commander Jason Oehlkers. Commander Oehlkers asked if I had a radio PAC set on me during the phone contact. He advised that two wildfires were going on at that time, and he requested that I grab my radio PAC set and respond to the fire incident.

At approximately 11:45 hours, I called out on duty and asked dispatch where I needed to respond. Dispatch advised there was one fire in the north and another in the south. I picked south, and I was told to go to Marshall Road and South Foothills Highway.

While en route to the above location, I spoke with Sergeant Jason Shatek at Marshall Road and Eldorado Springs Drive. Sergeant Shatek asked me if I was there for the fire. He then instructed that I assist in evacuating the old town of Marshall residents. I was then told that all of the residents were completed their evacuation. Sergeant Shatek asked that I assist the residents' evacuation along Marshall Road. By the time I drove through the Marshall Road, the residents had been evacuated.

When I got to Marshall Road and South 76th Street, I heard the radio traffic about needing assistance for evacuation at the Costco, 600 Marshall Road. I advised dispatch that I was in the Costco parking lot and could assist, and I was told to continue assisting evacuations.

Sergeant Matt Sanderson and I were dispatched to [REDACTED]. Dispatch aired that a 93-year-old female was unable to escape. Upon arrival, I saw Sergeant Sanderson's vehicle parked on the driveway. Due to the high wind, smoke, and dust, I did not have good visibility. As I approached the house, I felt the heat of the fire, and it was getting hotter as I got closer to the house. Sergeant Sanderson pulled me and said we could not get to the house due to the fire. We retrieved it back to our vehicle.

At that point, Sergeant Sanderson requested that I drive through the Sagamore neighborhood, and old town Superior to make the evacuation announcement through the loudspeaker.

I drove through Sagamore and announced through the loudspeaker evacuations. I then went through the old town Superior and did the same. Evacuation announcement through the loudspeaker was effective that started causing the traffic jam on Sycamore, South 76th Street, and Marshall Road.

Broomfield Police Officer Todd Hendry advised that we needed to clear the traffic. He advised that his

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partner was at Marshall Road and McCaslin Boulevard. Officer Hendry suggested that he would do the traffic control at South 76th Street at Marshall Road, I take the intersection of Sycamore at Marshall Road, and his fellow officer would do the traffic control at Marshall Road at McCaslin Boulevard.

Sergeant Sanderson agreed that we do the traffic control to get the traffic out. I stayed and conducted the traffic control until we were directed to Staging at the Flatirons Mall to assist further evacuations.

No further.

Narrative Type: Supplemental Report

## Deputy (2)

<b>Reporting Officer:</b>	Tosaka, Maximilian (538)	03/08/2022 13:40:00
<b>Assignment:</b>	DET	
<b>Approving Officer:</b>	Leak, Clay (520)	03/09/2022 16:31:18
<b>Assignment:</b>	DET	



# Boulder County Sheriff's Office

Case Number: 21-06298 .004

Nature of Call :

Event							
Incident Start Date/Time	Incident End Date/Time	Reported Date/Time	<input type="checkbox"/> Domestic Violence				
Arrest Location (If different from Incident Location) *Full Address							
Location of Incident: Street Address	Apartment	Building	City	State	Zip Code	County	
Business/Commonplace Name	Case Status	Exceptional Clearance Not Applicable/None Of The Above			Exceptional Clearance Date		

Body Worn Camera / Dash Camera	
Body Worn Camera No	Dash Camera No

Cloud Photos
Cloud Photos



# Boulder County Sheriff's Office

Case Number: 21-06298 .004

Nature of Call :

## Narrative

<b>Narrative Type</b> Supplemental Report	<b>Deputy Name</b> Caton, Jeffrey 579
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Narrative

On October 12, 2022, I was asked by Detective Commander Oehlkers that I review all of the Marshall Mesa Trailhead game camera photos from the day the Marshall Fire started on December 30, 2021. The photos were uploaded and I went through the files. There were two files uploaded with the photos. The first file (1) contained 9999 photos. Those photos were all on dates before the fire started. The second (2) file I looked at started on December 29, 2021. The following is the sequence I saw when I reviewed the photos from file 2 (for reference, the first number is the picture number):

Date: December 30, 2021

There are numerous vehicles that enter the parking lot right around the time the fire starts. It appears from the photos most of the cars are people that are curious about the fire to the north on the 12 Tribes property. Most of the cars enter and leave within a couple minutes. \*Unknown if the times that are on the game camera photos is the correct time\*

814: City of Boulder Open Space Ranger arrives at gate @ 1210 hours.

874: Smoke is visible to the south of the parking lot @ 1320 hours.

881: Flames are visible to the south of the parking lot.

885: Flames are visible @1320 hours.

1001: Flames moving closer to parking lot @ 1327 hours.

1249: Flames are by the gate @ 1332 hours.

1294: Flames are on the north side of the gate @ 1333 hours.

1384: City of Boulder Open Space Ranger enters the parking lot @ 1335 hours and leaves @ 1335 hours.

3842: Excel pickup truck arrives @ 1619 and leaves @ 1620 hours.

3963: Shows the time @ 1640 hours.

3964: Shows the time @ 1824 hours.

3970: Shows embers blowing across entrance @ 1921 hours.

3997: FD pulls into parking lot @ 2116 hours.

From this point, there doesn't appear to be any civilian vehicles enter the parking lot. The parking lot is used for a staging area for FD, USFS and other agencies.

4816: Shows an Excel boom truck enter the parking lot @ 1303 hours and leaves @ 1324 hours.

There are only 4872 photos in the second file.

End of report

## Deputy

<b>Involment Type</b> Reporting	<b>Deputy</b> Caton, Jeffrey 579	<b>Date</b> 10/13/22
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JOE PELLE  
Sheriff

# Boulder County Sheriff's Office

Case Number: 21-06298 .004

Nature of Call :

<b>Involment Type</b> <b>Approving</b>	Deputy Leak, Clay 520	Date 10/13/22
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# Boulder County Sheriff's Office

Case Number: 21-06298 .005

Nature of Call :

Event							
Incident Start Date/Time	Incident End Date/Time	Reported Date/Time	<input type="checkbox"/> Domestic Violence				
Arrest Location (If different from Incident Location) *Full Address							
Location of Incident: Street Address	Apartment	Building	City	State	Zip Code	County	
Business/Commonplace Name	Case Status	Exceptional Clearance Not Applicable/None Of The Above			Exceptional Clearance Date		

Body Worn Camera / Dash Camera	
Body Worn Camera No	Dash Camera No

Cloud Photos
Cloud Photos



# Boulder County Sheriff's Office

Case Number: 21-06298 .005

Nature of Call :

Narrative	
<b>Narrative Type</b> Supplemental Report	<b>Deputy Name</b> Caton, Jeffrey 579
Narrative	
<p>On October 26, 2022, I was asked by Detective Commander Oehlkers to compile a list of calls that were called into the Boulder County Regional Communications Center for the address of 5325 Eldorado Springs Drive (Twelve Tribes) in Boulder County, CO. The calls were not in order in the file I received. I put them in chronological order by date called in. All of the calls are for 5325 Eldorado Springs Drive for fire related issues. They are as follows:</p> <ol style="list-style-type: none"><li>03/27/2020 @ 0843 hours: Controlled burn called in by Joe Fisher</li><li>03/29/2020 @ 1126 hours: Controlled burn called in by Joe Fisher</li><li>04/01/2020 @ 0800 hours: Controlled burn called in by Joe Fisher</li><li>04/05/2020 @ 1132 hours: Controlled burn called in by Joe Fisher</li><li>04/08/2020 @ 0935 hours: Controlled burn called in by Joe Fisher</li><li>05/01/2020 @ 0824 hours: Controlled burn called in by Joe Fisher</li><li>05/10/2020 @ 0814 hours: Controlled burn called in by Joe Fisher</li><li>05/11/2020 @ 1310 hours: Controlled burn called in by Joe Fisher</li><li>05/29/2020 @ 1100 hours: Controlled burn called in by Joe Fisher</li><li>06/18/2020 @ 0846 hours: Controlled burn called in by Joe Fisher</li><li>01/01/2022 @ 1025 hours: Matthew Morgan called to talk to Detective J. Compton about the Marshall Fire</li><li>01/05/2022 @ 1658 hours: Sgt. Pontiakos called in for FD to respond for a smell of gas in a brick building</li><li>02/03/2022 @ 1540 hours: Nancy Zimmerman called in orange glow and smoke coming Twelve Tribes</li><li>02/03/2022 @ 1633 hours: Matthew Morgan called in for FD to stand by while he moved dirt on the burn pile</li><li>02/05/2022 @ 0816 hours: Matthew Morgan called to request FD re-check the burn pile</li></ol> <p>The next series of entries are calls for service to the Twelve Tribes property not related to fire calls. They are as follows:</p> <ol style="list-style-type: none"><li>03/13/2020 @ 1633 hours: Harassment with no report. CAD number BCSO200313-009950</li><li>05/20/2020 @ 2045 hours: Trespassing with no report. CAD number BCSO200520-017093</li><li>05/25/2020 @ 1424 hours: Other Agency Assist with case number BCSO200525-0002315. CAD number BCSO200525-017802</li><li>07/22/2020 @ 0758 hours: Weapons with case number BCSO200722-0003226. CAD number BCSO200722-025845</li><li>11/04/2020 @ 1534 hours: Abandoned/Parking with no report. CAD number BCSO201104-039746</li><li>11/05/2020 @ 1131 hours: Abandoned/Parking with no report. CAD number BCSO201105-039838</li><li>11/08/2021 @ 0631 hours: Noise with no report. CAD number BCSO211108-040281</li></ol> <p>End of report</p>	

Deputy		
<b>Involment Type Reporting</b>	Deputy Caton, Jeffrey 579	Date 10/26/22
<b>Involment Type Approving</b>	Deputy Leak, Clay 520	Date 10/26/22