22 – 1 – 50415 – 11 ADPC 1 Affidavit of Probable Cause 

 ORIGINAL FILED
AUG 12 2022 av

MICHAEL J. KILLIAN FRANKLIN COUNTY CLERK

## IN THE SUPERIOR COURT OF THE STATE OF WASHINGTON IN AND FOR THE COUNTY OF FRANKLIN

	22-150415-11
STATE OF WASHINGTON,	) No. 22-041420
	)
Plantiff,	) AFFIDAVIT IN SUPPORT OF
	) PROBABLE CAUSE
vs.	)
	) RCW 9A.32.030 Murder 1st Degree
Garcia, Angel I.	) RCW 9.14.040 Unlawful Possession of a Firearm
DOB:08/11/2004	)
	)
Defendant	)
STATE OF WASHINGTON )	
) s	s.
County of Franklin )	

I, Jed Abastillas, being first duly sworn on oath, deposes and says: That affiant is a Police Officer commissioned and employed by the Pasco Police Department. That he/she believes that probable cause exists for the arrest and detention of the above-named defendant in that records made and kept in the regular course of business and as business records thereof reflect as follows:

On August 6, 2022, at approximately 2314 hours, officers responded to the 6000 block of Pimlico Dr for a weapons complaint. Dispatch advised officers that there were numerous calls in the area reporting gunshots and people fleeing the area. Officers arrived on scene and located two victims later identified as Denali Anderson, 10-14-2001, and Caiden Gawith, 10-26-2003.

 Officers rendered medical aid to Caiden, who had a gunshot wound to the chest and lower abdomen near the hip on his right side. Caiden was later transported to Kadlec Medical Center where he underwent surgery. Life-saving measures were performed on Denali, but he was pronounced dead at the scene.

Detectives interviewed Caiden and learned that he and Denali approached a white Nissan Altima, WA license BJU8411. The vehicle was occupied by three males named Angel Isaiah Garcia, 08-11-2004, Brian Panduro-Valenzuela, 11-19-2003, and Osman Morales-Soto, 07-10-2004. Caiden stated that Angel was in the rear passenger seat, Brian was in the driver seat, and Osman was in the front passenger seat. Brian was associated with this exact vehicle in December of 2020 when he got into a motor vehicle accident and was driving with a suspended license. Brian drove the vehicle to the scene.

Caiden said he heard Denali and Brian get into a verbal confrontation and went on to explain that Angel exited out of the rear passenger seat and began firing rounds at Denali. Caiden saw Denali fall to the ground. Caiden also explained that he noticed Osman had a gun with him in the front passenger seat of the vehicle just seconds before Angel shot Denali. As the incident unfolded, Caiden was also shot on his right side as he stood next to the Altima. Caiden informed detectives that Osman was the one who shot him. Caiden stated that he believed that all three individuals Osman, Brian, and Angel shot based on the sequence of the shots he heard.

After he was shot, Denali retrieved his .22 Caliber handgun and "unloaded the magazine" towards Brian's Nissan. Caiden said as he crawled to safety, he heard multiple shots being fired. Caiden advised that he saw the driver's side door open (where Brian had been sitting). He did not provide any information as to what happened next.

Brian later showed up to Kadlec Hospital with a gunshot wound to his right arm. Brian was interviewed and claimed he was in his car smoking weed when the shooting occurred. The Nissan Altima was later found in the area of RD 72 and W Argent Rd with what appeared to be several bullet holes in the vehicle. A piece of what appeared to be a door handle to the inside of a vehicle was located in the area of the shooting. The recovered Nissan has part of the interior door handle on the driver's side missing that is clearly visible from the outside of the vehicle.

A photo lineup containing a total of six photographs was presented to Caiden. Caiden positively identified Osman Morales-Soto, 07-10-2004 out of the lineup. Caiden was also presented a separate photo lineup containing a total of six photographs with one of the males who was believed to be Angel. Caiden did not positively identify Angel from this photo lineup, but had he previously identified Angel through a social media photo. The social media photo and photo included in the photo lineup were the same individual, Angel Isaiah Garcia, 08-11-2004. Detectives found Brian's Facebook page which contained a photograph of the white Nissan

 Altima and a male standing behind the vehicle. Caiden positively identified the vehicle in the photograph as the Nissan at the scene and the male standing behind the vehicle as Brian.

Officers also discovered a Jeep Liberty, WA license AHG1494, which was being driven by Isabelle Lepez, 11-12-2002, in the area. The Jeep had flat tires due to being shot at. Isabelle said one of the passengers of the Jeep had attempted to perform CPR on Denali after he was shot. She later told officers that another passenger in the Jeep was a black male she knew as "B". B fled the scene prior to law enforcement arriving and his identity is still unknown. Both rear windows of the Jeep were open, and officers could see in plain view, a black balaclava inside the vehicle. Witnesses told officers at least one of the suspects was wearing what was described as a possible ski mask. A balaclava is known to be a type of face covering.

A set of keys belonging to a Subaru vehicle was located within the area. Officers later learned from Caiden's parents that Caiden drives a Subaru Impreza. Caiden's parents also provided the license plate for his vehicle, WA license BYL1494 (registered to Caiden), which was later located in the area of N RD 68 and Chapel Hill Blvd in Pasco. As officers continued securing the scene, they also located a pistol in the roadway near 6104 Pimlico Dr with a blood trail leading towards a backpack. The pistol was a 9/380 semi-automatic handgun with serial number STAR1324157. The blood trail continued towards the driveway of 6104 Pimlico Dr and then to Caiden, who was located in the yard of 6104 Pimlico Dr on the east side of the house. There was also a single red shoe lying within the direct vicinity of Caiden. Caiden later confirmed with detectives that the pistol recovered from the scene belonged to him.

While Pasco Police Officers were at the scene early in the investigation, dispatch stated that another male was brought into Kadlec with a gunshot wound. Pasco Detectives were already on the way to Kadlec to talk to Caiden and were asked to talk to the male, later identified as Brian Panduro. Detectives obtained a statement from Panduro presuming he was also a victim. Panduro told Detectives that he and his friend Osman, were away from the party "toking" it in the car when they were hit by a bullet. Osman was present at the hospital and interviewed as a witness and gave a similar statement. At the time detectives were interviewing individuals at the hospital no suspects were identified and the number of victims were unknown due to the large number of party goers who fled the area from the shooting.

A review of the surveillance video from Kadlec shows that Brian was brought to the hospital in a 3-car caravan led by a red Dodge Charger, a dark sedan later identified as a black Lexus, and a third sedan, dark in color. Video shows Panduro exiting the second vehicle in the caravan, a Lexus, and going up to help Brian out of the Charger. Brian was helped into the emergency room by Panduro, and another male identified as Simeon Howard.

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Detectives learned from a neighboring jurisdiction that Angel, Brian, and Osman are suspects in a Kidnapping 1st Degree.

Surveillance video from the scene was reviewed, and it shows the Nissan arrived and park behind the Jeep Liberty and turn it's lights off. After parking for more than 30 seconds, no one is seen exiting the vehicle as if it was waiting for someone. There is an approximately 1 minute gap in the video due to the motion sensors and it does not capture the initial shooting. The next video shows a skinny male believed to either be Angel or Osman go out of frame towards where Denali was, after the initial shooting and fire two shots. The skinny male then goes to the driver's seat and pulls Brian out the driver's seat so he can drive and leave in an nonchalant manner unlike the other vehicles leaving quickly from the shooting scene.

Based on timeline and findings, it is believed that Denali was already lying on the ground at the time of the last two shots.

At the time of the incident Angel was 17 years old and ineligible to possess a firearm.

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

August 12, 2022, Pasco, WA

Date and Place

Detective Jed Abastillas - P64 Pasco Police Department

I have reviewed the foregoing affidavit and find that there is probable cause that the subject has committed a crime.

SIGNATURE OF JUDGE/COMMISSIONER