

**NORTH LAS VEGAS POLICE DEPARTMENT
PRE-BOOKING/DECLARATION OF ARREST**

PREBOOK NUMBER: 97822

 REVISED

1520765

NAME OF ARRESTEE: Brooks, Steven John			ARRESTEE ALIAS:			PD CASE NUMBER: 130119001108		
SOCIAL SECURITY: [REDACTED]		RACE: B	SEX: M	ETHNICITY:	DATE OF BIRTH: [REDACTED]	BIRTH LOCATION: LA, CA USA		
HEIGHT: 508	WEIGHT: 180	HAIR: BLK	EYES: BRO	HOME PHONE:	WORK PHONE:	EMPLOYER:		
HOME ADDRESS LINE 1: [REDACTED]					HOME ADDRESS LINE 2: NORTH LAS VEGAS, NV 89081			
PLACE OF ARREST: Toiyabe/Bluehill					DATE AND TIME OF ARREST: 01/19/2013 18:00	VEHICLE Y	IMPOUND N	
ARRESTING OFFICER'S NAME (P#): Riedel, Matthew (1011)				TRANSPORTING OFFICER'S NAME (P#): Howe, Brian (2376)				
INTAKE OFFICER'S NAME (P#):			IRS INTAKE NAME (P#):			MEDICAL ACCEPT (NURSE NAME AND DATE):		
SUBJECT INJURED N	SUBJECT COMBATTIVE N		CONTRACT/FEDERAL AGENCY: N/A			CONTRACT/FEDERAL ID#: 1520765		
JUVENILE TREATED AS ADULT N		97622						
MUNICIPAL COURT WARRANT NUMBERS:								
#	ARREST ORIGIN	CHARGE	COUNTS	STATUTE / BAIL	ARREST TYPE	POLICE CASE # / MUNI WARR #		
1	PC	INTIMIDATE PUBLIC OFFICER WITH PHYSICAL FORCE	1	199.300.3A1 \$5,000.00	F	130119001108		
ARREST ORIGIN DESCRIPTIONS: RMD - REMAND		CA - CITIZENS ARREST WA - WARRANT OF ARREST MPD - METRO REMAND OVERFLOW	PCOJ - PROBABLE CAUSE - OTHER JURISDICTION WFOJ - WANTED FUGITIVE - OTHER JURISDICTION NVOJ - NV WARRANT - OTHER JURISDICTION			PC - PROBABLE CAUSE BW - BENCH WARRANT BS - BOND SURRENDER		

Narrative:

On Saturday, January 19, 2013, at about 1545 hours, I was dispatched to a threats to a public official report at [REDACTED].

Upon my arrival, I spoke to the victim, Marilyn Kirkpatrick. As I was talking to Kirkpatrick, she was visibly upset and crying. She told me the following: She is the Speaker for the Nevada State Legislature. She said on today's date at about 1530 hours, she received a phone call from Nevada State Senator Kelvin Atkinson. Senator Atkinson told her he got a phone call from an unknown person who told him that Assemblyman Steven Brooks is driving around in his car with a gun and he is looking to harm her. She said Brooks told her on several occasions that she ruined his life by becoming speaker for the Legislature. She also said Brooks told her when she takes over as Speaker, that will be her last day as Speaker. She said since Brooks had been elected to the Legislature, he has accused her of being a crook. She said she believes Brooks has possible mental issues. She said Brooks is driving a black Chrysler 200 convertible, bearing an Illinois license plate of 635694. She said the car was rented by the State for him to conduct his legislature duty. She said Brooks did not call her direct, she only heard the above mentioned information from Senator Atkinson. She said she was in fear that Brooks was going to come to her house and either kill or harm her.

I called Senator Atkinson who told me the following: On today's date at about 1500 hours, he received a phone call from an unknown person who told him that Assemblyman Brooks was out looking to harm some people. He said the unknown person told him that Brooks was in his car with a gun and was looking to harm Speaker Kirkpatrick. He did not identify the person who called him, only it was a person close to Brooks. He said he never heard directly from Brooks.

While I was taking this report, Kirkpatrick told me Brooks called the Legislature Police and said he needed protection because his life was in danger. She said he told the police he was at his wife's house located at [REDACTED].

I informed Lt. Carmody of this situation with Brooks and Kirkpatrick. Lt. Carmody arrived at the scene at about 1600 hours.

Per Lt. Carmody, he had me send a unit to speak with Brooks. Lt. Carmody, Officer Pollard and Rose responded to Brooks

residence on [REDACTED] (for further information, see their follow-up report under this case number).

The following information was relayed to me by Lt. Carmody: While I was speaking with Speaker Kirkpatrick about the incident, the NLVPD dispatch informed Officer Riedel that Assemblyman Brooks had requested the Legislative Police to his home at [REDACTED] in Las Vegas. I left the [REDACTED] address and responded to the [REDACTED] address, but at that point Assemblyman Brooks had not yet arrived.

While on scene North Las Vegas Assistant Chief of Police Victor Dunn arrived. Relatives at the scene had told LVMPD officers that Assemblyman Brooks had called Las Vegas Councilman Rickey Barlow and told him he had a loaded gun and may harm Speaker Kirkpatrick, and he also said he was not afraid to die and was willing to have a shootout with the police. While on scene, Chief Dunn spoke to Councilman Barlow by telephone. Councilman Barlow told Chief Dunn that he had spoken to Assemblyman Brooks. Councilman Barlow said that there was a problem with Assemblyman Brooks, and he needed help. At one point Assemblyman Brooks mentioned Speaker Kirkpatrick's name and said that when he saw her at the Legislature, he would deal with her. Chief Dunn asked Councilman Barlow if it was he who had contacted Senator Atkinson and given him the information about threats made upon Speaker Kirkpatrick by Assemblyman Brooks. Councilman Barlow did not specifically confirm that it was he who gave Senator Atkinson the information about Assemblyman Brooks, but his not answering the question gave Chief Dunn the impression that he may have spoken to the Senator Atkinson about threats made against the Speaker. Councilman Barlow believed Assemblyman Brooks had a loaded gun in his possession, and he believed there was a real danger to Speaker Kirkpatrick. Councilman Barlow was clearly reluctant to share information, but he also told Chief Dunn that he believed there may have been another gun in the car and possibly drugs.

At about 1727 hours Assemblyman Brooks was taken into custody by officers of the North Las Vegas Police Department and the Las Vegas Metropolitan Police Department. At about 1815 hours he was arrested for Threats to a Public Official.

Officer Howe (P#2376) transported Brooks to the City of Las Vegas Detention Center where he was booked under the above mentioned charge.

The undersigned makes the following declarations subject to the penalty of perjury and says: That I am a peace officer with the CITY OF NORTH LAS VEGAS POLICE DEPARTMENT Clark County, Nevada. Being so employed for a period of 3 (3) years (months), that I learned the following facts and circumstances which lead me to believe that the above named subject committed (or was committing) the offense of SEE ABOVE CHARGES at the location of 4747 SHOWDOWN and the offense occurred at approximately _____ hours on the _____ date of _____ 20 _____

Wherefore declarant prays that a finding be made by magistrate that probable cause exists to hold said person for preliminary hearing (if charges are a felony or gross misdemeanor) or for trial (if misdemeanor).

MATTHEW RIEDEL
DECLARANT NAME (PLEASE PRINT)

DECLARANT SIGNATURE AND SERIAL NO.



NORTH LAS VEGAS POLICE
POLICE REPORT NARRATIVE PORTION

CASE NUMBER: 130119001108.1

CASE DATE: 1/19/2013 16:10:39

01/20/2013 03:36

On Saturday, January 19, 2013, at about 1545 hours, I was dispatched to a threats to a public official report at [REDACTED].

Upon my arrival, I spoke to the victim, Marilyn Kirkpatrick. As I was talking to Kirkpatrick, she was visibly upset and crying. She told me the following: She is the Speaker for the Nevada State Legislature. She said on today's date at about 1530 hours, she received a phone call from Nevada State Senator Kelvin Atkinson. She said Senator Atkinson told her he got a phone call from an unknown person who told him that Assemblyman Steven Brooks is driving around in his car with a gun and he is looking to harm her. She said Brooks told her on several occasions that she ruined his life by becoming speaker for the Legislature. She also said Brooks told her about three months ago when she takes over as Speaker, that will be her last day as Speaker.

She said since Brooks had been elected to the Legislature, he has accused her of being a crook. She said she believes Brooks has possible mental issues. She said Brooks is driving a black Chrysler 200 convertible, bearing an Illinois license plate of 635694. She said the car was rented by the State for him to conduct his legislature duty. She said Brooks did not call her direct, she only heard the above mentioned information from Senator Atkinson. She said she was in fear that Brooks was going to come to her house and either kill or harm her.

I called Senator Atkinson on his cellular phone. He told me the following: On today's date at about 1500 hours, he received a phone call from an unknown person. He said the caller, whom he did not identify, told him that Assemblyman Brooks had called and stated he (Brooks) was out looking to harm some people. He said the unknown person told him that Brooks stated he was in his car with a gun and was looking to harm Speaker Kirkpatrick. He did not identify the person who called him, only it was a person close to Brooks. He said he never heard any threats directly from Brooks.

While I was taking this report, Kirkpatrick told me Brooks called the Legislature Police and said he needed protection because his life was in danger. She said he told the police he was at his wife's house located at [REDACTED] in Las Vegas. I informed Lt. Carmody of this situation with Brooks and Kirkpatrick. Lt. Carmody arrived at the scene at about 1600 hours. Per Lt. Carmody, he had me send a unit to speak with Brooks. Lt. Carmody, along with Officers Pollard and Rose, responded to Brooks' residence on [REDACTED] (for further information, see their follow-up reports under this case number).

I later learned that at about 1727 hours, Brooks was taken into custody by Officers Pollard and Rose. I spoke to Kirkpatrick and told her Brooks was in custody. She was still upset and shaking. She said after she told her fellow Assembly people Brooks was in custody, Senator Atkinson told her in a text message he was also in fear of Brooks. She said Atkinson sent in his text message he was going to seek a temporary protection order against Brooks. She also stated Atkinson stated in his text message that no one else should feel safe around Brooks and if he where to show up to the first Legislative session, he would find a way to keep him out of the building.

Officer Rose told me he read Brooks his Miranda Rights. He said Brooks told him he understood his rights and wanted his lawyer. Officer Rose told Brooks he was under arrest for threatening a public official. Officer Howe (P#2376) transported Brooks to the City of Las Vegas Detention Center where he was booked under the above mentioned charge. I gave Kirkpatrick a victim information guide with the case number.

Attachments: One witness statement, one booking sheet and two copies of text messages from Senator Atkinson.

Supervisor Approving

Finizie, Edmond A - NL1011

Officer Reporting

Riedel, Matthew S - NL1011



NORTH LAS VEGAS POLICE
POLICE REPORT NARRATIVE PORTION

CASE NUMBER: 130119001108.2
CASE DATE: 1/19/2013 19:41:43

01/20/2013 03:36

On January 19, 2013 at about 1600 hours I responded to [REDACTED] in reference to a Threats to a Public Official report. Officer Matt Riedel was already at the scene when I arrived.

Upon arrival I contacted State Assembly Speaker Marilyn Kirkpatrick. She told me she had received a telephone call from State Senator Kelvin Atkinson in regards to a threat made about her from fellow State Assemblyman Steven Brooks. Speaker Kirkpatrick told me Senator Atkinson informed her that Assemblyman Brooks told him he was driving around town with a gun and intended to kill Speaker Kirkpatrick. Speaker Kirkpatrick also said that Brooks had just been released from Seven Hills Behavioral Center the night before. She was given this information by Senator Atkinson. She went on to say that Assemblyman Brooks had requested official transport out of the area, and she was obliged to provide such transport in her role as Speaker.

I got Senator Atkinson's telephone number from Speaker Kirkpatrick and called Senator Atkinson. He told me he had, in fact, spoken to Assemblyman Brooks. He said Assemblyman Brooks told him he want to "do in" Speaker Kirkpatrick. He said he was driving around town and had a "loaded" gun in the car.

While I was speaking with Speaker Kirkpatrick about the incident, the NLVP D dispatch informed Officer Riedel that Assemblyman Brooks had requested the Legislative Police to his home at [REDACTED] in Las Vegas. I left the [REDACTED] address and responded to the [REDACTED] address, but at that point Assemblyman Brooks had not yet arrived.

While on scene North Las Vegas Assistant Chief of Police Victor Dunn arrived. Relatives at the scene had told LVMPD officers that Assemblyman Brooks had called Las Vegas Councilman Rickey Barlow and told him he had a loaded gun and may harm Speaker Kirkpatrick, and he also said he was not afraid to die and was willing to have a shootout with the police. While on scene, Chief Dunn spoke to Councilman Barlow by telephone. Councilman Barlow told Chief Dunn that he had spoken to Assemblyman Brooks. Councilman Barlow said that there was a problem with Assemblyman Brooks, and he needed help. At one point Assemblyman Brooks mentioned Speaker Kirkpatrick's name and said that when he saw her at the Legislature, he would deal with her.

Chief Dunn asked Councilman Barlow if it was he who had contacted Senator Atkinson and given him the information about threats made upon Speaker Kirkpatrick by Assemblyman Brooks. Councilman Barlow did not specifically confirm that it was he who gave Senator Atkinson the information about Assemblyman Brooks, but his not answering the question gave Chief Dunn the impression that he may have spoken to the Senator Atkinson about threats made against the Speaker. Councilman Barlow believed Assemblyman Brooks had a loaded gun in his possession, and he believed there was a real danger to Speaker Kirkpatrick. Councilman Barlow was clearly reluctant to share information, but he also told Chief Dunn that he believed there may have been another gun in the car and possibly drugs.

At about 1727 hours Assemblyman Brooks was taken into custody by officers of the North Las Vegas Police Department and the Las Vegas Metropolitan Police Department. At about 1815 hours he was arrested for Threats to a Public Official.

No attachments.

Supervisor Approving
Finizie, Edmond A - NL0853

Officer Reporting
Carmody, Michael L - NL0853



NORTH LAS VEGAS POLICE
POLICE REPORT NARRATIVE PORTION

CASE NUMBER: 130119001108.3
CASE DATE: 1/19/2013 20:46:11

01/20/2013 03:36

On Saturday 01/19/13 at about 1600 hours, Officer M. Rose #2230 and I were on patrol as a 2 man unit when we were dispatched to [REDACTED] to attempt to make contact with NV Assemblyman Steven Brooks. See Officer M. Riedel's p #1011 report for further details.

We arrived at the Rome address and could not locate Brooks. Officer M. Riedel #1011 advised us that there was a second address that Brooks might be at, [REDACTED] in Las Vegas. Per Lt. Carmody, Officer Rose and I were dispatched to [REDACTED] and LVMPD was notified that we would be enroute to the address in their city. LVMPD dispatch told NLVPD dispatch they already had a Sgt. Simon #5119, Officer Hemsey #14040, Officer K. Anderson #9663 and Officer Rich #14300 at the address. Our dispatch requested that Sgt. Simon be advised we were enroute and to please stand by for us and Lt. Carmody.

Upon our arrival, Sgt. Simon briefed us on why LVMPD was at the address. He told us the following: they were sent to [REDACTED] to do a welfare check on Steven Brooks. They had received information from the NV state Legislative Police that Brooks might harm himself today. Brooks possibly had a handgun in his possession. See Officer Hemsey's #14040 LVMPD original report 13011902591 for further details. Sgt. Simon told us that he had spoken to Councilman Barlow in reference to Brooks. Barlow told him that Brooks had made comments in the past about not being afraid to shoot it out with the police or shooting himself.

Sgt. Simon was told by Brooks' aunt, who was on scene, that Brooks was on his way to [REDACTED]. Due to Brooks' statements about shooting it out with police, it was decided that officer Hemsey of LVMPD would be teamed up with officer M Rose and I teamed up with officer Anderson. That way we would have communication with each other without using a patch. We would stage at the east and west entrance of the housing complex and stop Brooks before he made it into the development. Officer Rose and Hemsey took the west gate entrance and officer Anderson and I took the east gate entrance. We were told that Brooks was driving a blue 2012 Chrysler 200 convertible with Illinois license plate #P635694.

At about 1727 hours, officer Rose and Hemsey saw Brooks drive northbound on Tolyabe from Carey and we responded to their location to assist. We conducted a felony (high risk) car stop on Brooks, due to the statements made by Brooks and the fact that he might have a handgun with him. Brooks was told to exit the vehicle and to lay on the ground. He obeyed our commands and was placed in handcuffs for everyone's safety. Officer Hemsey explained to Brooks why we stopped him and why we had him get on the ground. Brooks told us that the gun was in a case in a shoebox in the trunk. He told us that we could get the gun. I located the gun, a .357 Smith & Wesson revolver, serial #CFS3150, in a blue Smith & Wesson gun box inside a white shoe box. There was also 1 box of Blazer .357 ammo in the white shoe box. There were 41 live .357 rounds and 1 spent .357 casing. Once the gun was secured, Brooks was taken out of handcuffs while we continued our investigation. While I stood with Brooks, he told me that he had the gun today, because he was at an NRA shooting event today, where they were letting him shoot different guns and his handgun.

I did a wanto and recordo check on the Smith & Wesson .357 revolver serial #CFS3150. NLVPD dispatch told me that the gun was not stolen but was registered to Guard Force security [REDACTED]. I called the phone number, no one answered. I spoke to Ada Brooks, Steven Brooks wife. I asked her who the owner of the handgun was. She told me that it belonged to one of Steven's friends who owned a security company, but the company had gone out of business and the friend was selling the gun to her husband. She did not know the friend's name. She told me that she thought Steven was going to give the gun back to his friend. Ada also told me that during the last few months her husband's mental health has been getting worse and she is worried about him.

Lt. Carmody told me that Brooks was to be placed under arrest for Threatening a Public Official with a Weapon (NRS 199.300). Officer Rose and I placed Brooks in handcuffs and told him he was under arrest for the above charge. See Officer Riedel's original report for further details. A short time later, Officer Howe #2376 arrived to take custody of Brooks and transport him to the LV detention center where he was booked on the above charge.



NORTH LAS VEGAS POLICE
POLICE REPORT NARRATIVE PORTION

CASE NUMBER: 130119001108.3
CASE DATE: 1/19/2013 20:46:11

01/20/2013 03:36

Lt. Carmody told me that NV state Legislative Police were going to respond to our location and take custody of the vehicle. Officer Rose, Anderson, Rich and I conducted an inventory of the vehicle before it was to be released to Enterprise Rent A Car company. While doing the inventory of Brooks' property, Brooks began yelling that we did not have permission to search his vehicle. I explained to Brooks that we were conducting an inventory of his personal belongings, because the car was being towed and we did not want anything to be missing. Brooks did not understand my answer and continued to yell that we did not have permission to search his vehicle and that he was an Assemblyman and we were violating his rights. While conducting the inventory of the vehicle, we found a brown leather briefcase that was locked. I told Lt. Carmody, that we found the locked briefcase and what would he like us to do with it. He advised me to take custody of it and the NLVPD detectives would be enroute to my location and would attempt to obtain a search warrant for the locked briefcase. See NLVPD detectives follow up report for further details. See property inventory/release form for further details.

While doing the inventory of items in the vehicle, 3 black wallets with Brooks name on items inside were found in different bags. I placed Brooks' 3 wallets and his phone on his lap with his jacket. One of the items was a black wallet with Brooks' Social Security card. Brooks stopped me and asked if that was his social security card. I told him yes it was. He told me that he had filed a stolen property report today and listed his social security card as one of the items. See original case #130110001002. Officer Rose did a follow up report to list the social security card as being recovered and released to Brooks.

Ewing Brothers towing arrived to take custody of the vehicle. The driver told me that Enterprise Rent A Car had called Ewing Brothers and told them that the contract had been canceled and to tow the car back to Enterprise. I released the personal property of Steven Brooks to his wife, Ada Brooks. She signed a property inventory/release sheet for all of Brooks' personal property and took custody of it. The tow driver signed for the vehicle and took custody of it, towing it to Enterprise Rent A Car.

Officer Dale Wood of the NV State Legislative Police arrived at our location. I spoke to Dale. He told me that he was here to take custody of any legislative property. I told him that there was a locked briefcase and we did not know what was in it. When we did the inventory we did not see any legal forms. Dale asked if there was a Dell Laptop computer. I told him that we had released the Dell to Ada. Dale told me that all Assembly persons are assigned a Dell Laptop computer. I called Ada and asked her if Dale could meet with her to see if the Dell was the NV state property. She told me that she was not at home and asked if she could meet with Dale on a different day. Dale had me tell Ada that he would call her on Tuesday 01/22/13, so they could meet; she agreed.

I asked Dale if Brooks had been at the NRA Shooting event today. Dale told me no, Brooks was not there. I asked Dale if there were any other NRA Shooting events today at different locations. Dale told me that he is responsible for the Legislature's security and there was only 1 NRA event today in Las Vegas and Brooks was not there. I asked him if he was sure of this and he told me yes. I relayed the information to Officer Riedel. Dale asked if any NV state legislative paperwork is located in the brown leather briefcase, to please contact him so he could come take custody of it.

Lt. Hanks, Sgt. Morrison, Detective Bodnar and Detective Owens arrived. Lt. Hanks told me to take custody of the briefcase and to book it into evidence and a search warrant would be obtained on Tuesday (01/22/13). I took custody of the locked briefcase, the .357 revolver in the blue case and the box of .357 ammo. I transported all of the property to the NLVPD NWAC where it was booked into evidence.

Attachments - 1 property inventory/release form and 1 vehicle inventory/ release form.

Supervisor Approving

Finizie, Edmond A - NL1139

Officer Reporting

Pollard, Jeffrey B - NL1139