

KING COUNTY DISTRICT COURT
WEST DIVISION

IN RE: Inquest into the Death of
AUSTIN JAMES DERBY

No. 514IQ2537

INTERROGATORIES TO THE INQUEST JURY

Dated this 9th of April, 2016.


JUDGE ARTHUR CHAPMAN

INTERROGATORIES TO THE INQUEST JURY

1. During the evening of July 1, 2014, did Washington State Patrol Troopers and Seattle Police Officers search for a person later identified as Austin Derby because they suspected him of being the driver who had led police on a high-speed pursuit earlier that evening?
Yes E No _____ Unknown _____
2. Were Seattle Police Officers and Washington State Patrol Troopers aided in their search by an airplane operated by the Washington State Patrol?
Yes E No _____ Unknown _____
3. Did Washington State Patrol Troopers find a truck recently abandoned by its driver near the intersection of Swift Ave and S. Warsaw St in Seattle?
Yes E No _____ Unknown _____
4. Did Austin Derby attempt to flee police by running through several residential back yards north of where the abandoned truck was discovered?
Yes E No _____ Unknown _____
5. Did Seattle Police Officer Jason Tucker join in the search for a white female, later identified as Austin Derby?
Yes E No _____ Unknown _____
6. Did Seattle Police Officer Jason Tucker search for a white female, later identified as Austin Derby, with Seattle Police Officers Jacob Briskey and Clark Dickson?
Yes E No _____ Unknown _____
7. Did Seattle Police Officer Jacob Briskey have his K9 partner Blitz with him during this search?
Yes E No _____ Unknown _____

8. Were Seattle Police Officers and Washington State Patrol troopers directed to a shed beside the residence located at 6411 23rd Ave S?
Yes 8 No _____ Unknown _____
9. Was Austin Derby in or near the shed beside the residence located at 6411 23rd Ave S?
Yes 8 No _____ Unknown _____
10. Did Seattle Police Officers Jason Tucker and Jacob Briskey go down a small hill from 23rd Ave S onto the property located at 6411 23rd Ave S?
Yes 8 No _____ Unknown _____
11. Was Seattle Police Officer Clark Dickson present when Officers Briskey and Tucker approached the shed?
Yes 8 No _____ Unknown _____
12. Did Officers Tucker and Briskey encounter a fence at the bottom of the hill from 23rd Ave S which separated the officers from the shed?
Yes 8 No _____ Unknown _____
13. Did Officer Briskey provide cover while Officer Tucker climbed over the fence?
Yes 8 No _____ Unknown _____
14. Once on the other side of the fence, did Officer Tucker utilize his department issued flashlight to provide light because it was dark?
Yes 8 No _____ Unknown _____
15. Did Officer Tucker notice that the shed had two pieces of plywood covering the side facing him?
Yes 8 No _____ Unknown _____

16. Did Officer Tucker observe Austin Derby's leg through a few inches wide crack between the two pieces of plywood?

Yes 8 No _____ Unknown _____

17. Was Officer Tucker the only police officer on the same side of the fence as the shed?

Yes 8 No _____ Unknown _____

19. Did Officer Briskey announce that the area was about to be searched by a police dog, or words to that effect?

Yes 8 No _____ Unknown _____

18. Did Officer Tucker order Austin Derby to "show his hands," or words to that effect?

Yes 8 No _____ Unknown _____

If your answer to 18 was yes, answer:

- 18a. Did Officer Tucker order Austin Derby to "show his hands," or words to that effect, more than one time?

Yes 8 No _____ Unknown _____

20. Did Officer Briskey and Officer Tucker order Austin Derby to come out with his hands up, or words to that effect?

Yes 8 No _____ Unknown _____

21. Did Austin Derby respond by saying "I've got a pistol" or words to that effect?

Yes 8 No _____ Unknown _____

22. Did Officer Briskey or Officer Tucker order Austin Derby to come out with his hands up, or words to that effect?

Yes 8 No _____ Unknown _____

If your answer to 22 was yes, please answer:

- 22a. Did Austin Derby respond in the negative, or convey that he would not exit the shed?

Yes 8 No _____ Unknown _____

23. Did Officer Tucker observe Austin Derby hold up an arm holding an object which Officer Tucker believed was a handgun?

Yes 8 No _____ Unknown _____

If your answer to 23 was yes, please answer the following 3 questions:

- 23a. Did Officer Tucker have reason to believe the object was an actual gun?

Yes 8 No _____ Unknown _____

- 23b. Did Officer Tucker believe the object to be pointed directly at him?

Yes 8 No _____ Unknown _____

- 23c. Did Officer Tucker have reason to believe that he did not have the ability to retreat or escape when the object he believed to be a gun was pointed at him?

Yes 8 No _____ Unknown _____

24. Did Officer Tucker yell "gun," notify other officers that he saw gun, or words to that effect?

Yes 8 No _____ Unknown _____

25. Did Officer Tucker have reason to believe he was about to be shot?

Yes 8 No _____ Unknown _____

26. Did Officer Tucker fire his department issued weapon at Austin Derby on July 1, 2014?

Yes 8 No _____ Unknown _____

If your answer to 26 was yes, please answer the following 3 questions:

- 26a. When Officer Tucker fired his weapon, did Austin Derby have an object which resembled a gun in his hand?

Yes 6 No _____ Unknown 2

- 26b. Did Officer Tucker believe Austin Derby posed imminent threat of serious physical harm to himself, Officer Tucker, or others at the time Officer Tucker fired his weapon?

Yes 8 No _____ Unknown _____

- 26c. Did Austin Derby die from gunshot wounds caused by Officer Tucker?

Yes 8 No _____ Unknown _____

27. Did Austin Derby die in King County, Washington on July 1, 2014?

Yes 8 No _____ Unknown _____

29. Did Austin Derby have methamphetamine in his system on July 1, 2014?

Yes 8 No _____ Unknown _____

30. Did Austin Derby have opiates in his system on July 1, 2014?

Yes 8 No _____ Unknown _____

Dated this 9th day of April, 2015.

[Signature]
Presiding Juror

[Signature]
Juror

[Signature]
Juror

Teresita Leavell
Juror

Anita McEntyre
Juror

A. J. Fensch
Juror

[Signature]
Juror

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Juror