

After Action Report- 26 Fountain St Apartment #1  
January 5, 2011  
Submitted by- D/C Craig Davis

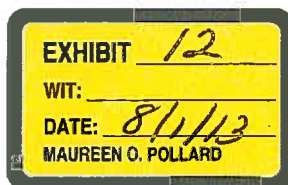
At 835PM on Tuesday January 4<sup>th</sup> 2011 I received a call from Detective Phil Martinez who stated that the Detectives were in the process of preparing a search warrant affidavit for 26 Fountain St Framingham 1<sup>st</sup> floor apartment and that they anticipated that the warrant would be served at approximately 12am. Martinez stated that three males were believed to be in the apartment [REDACTED]

At 910pm I arrived at the police station and met with Detectives Martinez and Avila. Avila was in the process of typing up a search warrant affidavit for 26 Fountain St Apt 1. Martinez supplied me with 8x10 color photographs of all three suspects [REDACTED] I reviewed the documents and also spoke with Avila and Martinez regarding [REDACTED]

[REDACTED] Detective Derosa arrived while I was speaking with Martinez, Avila and had previously been conducting surveillance from across the street of 26 Fountain St. Derosa stated that there was foot traffic to and from the apartment throughout the night. Derosa felt that much of the foot traffic had come from a chicken wing take- out restaurant (Wings Over Framingham) on Waverly St that was around the corner from 26 Fountain Street. This complicated any tactical approach to the apartment since we could not use a gas station on the intersection of Waverly/Fountain St to stage the SWAT trucks as it was directly across the street from the restaurant. .

[REDACTED] were occurring throughout the evening, I contacted Chief Carl to authorize SWAT team mobilization. Once approval was given I asked Patrol Shift Commander Sgt Michael Esposito to notify all SWAT officers and Tactical Medics (TEMS).

At 925pm the all-call notification was sent out with the message to report to the station at 11:00pm. All officers acknowledged the message and confirmed that they would report to the station at 1100pm. Lt Robert Downing and Sgt Vin Stuart were advised to report at approximately 9:00pm to assist preparing the tactical plan. I also had requested Officer Tim OToole to report to the station at 9:00pm since he had recently been inside the apartment [REDACTED]. When officer O'Toole arrived he drew a floor plan of the 1<sup>st</sup> floor apartment on a wipe board that was wall mounted in the command briefing room. The floor plan indicated positions of doors, stairs and a hallway. Officer Murtagh arrived in the command briefing room and produced aerial view maps, street view maps and interior photos for 26 Fountain St. Officer Murtagh produced a Powerpoint presentation based on these photographs.



**Subject Info**

The subjects

- Dwayne Barrett-

- Deandre Nwaford-

- Joseph Bushfan-

Additional to the above subjects these persons were believed to be within the premises.

- Eurie Stamp (date of birth

- Bushfan's Aunt and Uncle (names unknown)

**Location Info**

26 Fountain St is a three story wood frame structure(third story is an attic that may have been converted to an apartment/bedroom). The front common entry door (painted red)is located on the front of the house under a small covered portico. The unlocked door swings inward and was not believed to have been fortified. The front doorway leads to a common hallway. To the left side of the hallway is an open staircase that leads to the upper apartment(s). The upper apartment is believed to have three or four tenants. The first floor apartment occupies the entire first floor (and possible basement).

At 1100 pm the remaining team members and TEMS medics arrived to the station to prepare their equipment and ensure the trucks are running.

At 1140 the knock and announce search warrant was issued

At 1145 a Command briefing was detailed to finalize assignments, responsibilities, duties, and equipment

At 1155 a team briefing was held on the second floor Roll Call room. All tactical members, TEMS, and detectives(Lt Slattery, Martinez, Avila, Gutwill) were present. At this briefing the three 8x11 color photographs of the main suspects were taped to the wall for viewing. We also discussed that Dwayne

Barrett's aunt and uncle and a male named Eugene Stamp were believed to reside in the apartment. We did not possess a photograph of them (aunt, uncle, Stamp) but were told that they were possibly in their forties (except for Stamp, 68 years old). Also a 17x24 inch color photograph of the street level view of 26 Fountain St was taped to the wall. Additionally, an lcd projector was utilized to project a PowerPoint presentation which was created by Officer Murtagh using the aerial photos of the house, street level photos, and interior photos of the apartment (interior photos from the MLS realty website taken on 7/09). I began the briefing with a description of the three males believed to be in the apartment [REDACTED] I also discussed the mission and situation to all team officers (see below).

During the situational briefing I asked detective Martinez to provide details about the suspect's information and the drug activity from that location. After Martinez concluded presenting the investigative results, Sgt Stuart delivered the Execution phase of the plan. As part of the Execution plan, team assignments, approach routes and staging areas were announced.

**SITUATION-** Narcotic Sales from 26 Fountain St Apartment #1, [REDACTED]  
[REDACTED]

**MISSION-** To secure the first floor apartment of 26 Fountain St and turn over to detectives to conduct their search pursuant to a warrant.

#### **EXECUTION**

Side apartment door Entry Team-Sgt Stuart (team Leader), Duncan (breecher) , Sebastian (support)

Front apartment door Entry team - Lt Downing (team leader) Sheehan (breecher) , O'Toole (support)

Rake/Break Team front window- Sibilio (break and NFDD), Riley (cover)- note: a Noise Flash Diversionary Device (NFDD) was not deployed by this team as was originally planned.

Rake and Break team side window- Casey (break and NFDD) and Langmeyer (cover)

Inner perimeter- B/C side- Curtis/Reardon

C/D Side-Derosa/Martinez

A/B side- Avila

TEMS- Hicks, Beckwith, Ferri, Kaye (AMR), Canning (AMR)

Command Post- Davis/Murtagh

### Specialty Equipment Assignments

Shields- Reardon  
Fire Extinguisher-Riley  
Bang Pole and NFDD- Casey  
Rake and Break tool- Sibilio

### Truck Drivers

Armored- Sebastian  
Equipment Truck- Sibilio  
Command Vehicle- Davis  
Ambulance-AMR

### Road Closure (outer perimeter)

Goncalves  
Skinnion

The Detectives had mentioned that there was a great deal of foot traffic to and from this house throughout the evening. The house is located on a main rd (Fountain St) in an area that curves in both directions towards the house. We discussed the fact that anyone from within the house could easily see a SWAT team approaching. Lt Downing, Sgt Stuart and myself had earlier discussed that if we approached from the north on Fountain St then the team would be easily seen through the first floor windows of the apartment that faced that location. If we staged the trucks at the corner of Waverly St and Fountain St we would be seen by accomplices at the Wings restaurant. The Team Leaders and myself felt that the best approach was to travel west on Waverly St, west onto Fountain St and drive up in front of the house just before #26. Once the truck stopped a rapid deployment from the truck would be more successful than a slower approach to reduce the chance of being spotted.

The floor layout of the apartment also increased the likelihood of a compromised approach and difficult breach.

On the right side of the common hallway is a door that swings inward to what was believed to be a living room (front of the house). Judging from interior photographs of the house it is believed that the door was not used based upon the cleanly painted hinges. A sofa or other large piece of furniture was thought to have been propped against the door (based on previous experiences). If there was a piece of furniture against the door, a breach would have been very difficult. At the end of the hallway was another door leading into the first floor apartment. The door opened into the kitchen area and swung outward into the hallway creating a "fatal funnel". This door could not be breached inward with the inertia of a ram, instead a pry tool was required to pry the door outward. This type of breach was difficult, time consuming and increased the likelihood of a compromise. For this reason (extended time trying to breach doors) the plan involved utilizing two "rake and break" teams so as to provide immediate security and secure these two large rooms (kitchen and living room) in the event any occupants attempted to gain control of a weapon.

After the team briefing was concluded all SWAT and TEMS members left the briefing room and met at the rear of the station by the vehicles. Sgt Stuart checked all portable radios to make sure all SWAT officers' radios were operational.

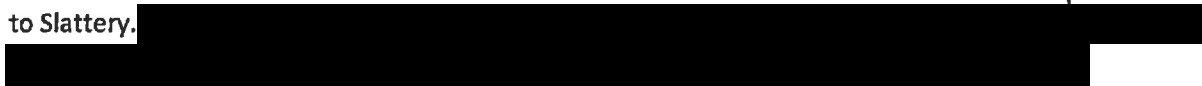
At 1220 the SWAT officers left the station for 26 Fountain St. The Armored Vehicle was the lead vehicle followed by the Equipment truck, an AMR ambulance, Command vehicle, and Det Lt Slattery. As we approached Fountain St from Waverly St we (Murtagh and myself) heard a radio transmission from Detective Gutwill to what sounded like "stand down". This transmission was not clear and as I asked the caller to repeat the message (no reply). I turned onto Fountain St. We then observed Detective Gutwill wrestling with someone on the sidewalk at the beginning of Fountain St. Officer Murtagh and myself exited our cruiser to assist Detective Gutwill, the SWAT truck had already arrived at the location and the officers already disembarked from the truck

Inner perimeter officers positioned themselves in the yard at their pre-arranged locations. Officers assigned to perimeter security were Curtis, Reardon, Avila, Derosa, Martinez. Two entry teams entered the front hall through the unlocked front exterior door. The first team to enter the hallway moved up to the door that leads into the kitchen. This team consisted of Lt Downing, Officers Sheehan and O'Toole. Officer Eliadi was posted for security at the stairway leading to the second floor in the event anyone from the upstairs apartment came down the stairs. A second entry team moved to the door leading into the living room area. This team consisted of Sgt Stuart, Officers Duncan and Sebastian. Sgt Vin Stuart knocked on the door leading into living room and clearly yelled 3 times "police, search warrant". After a short wait, Officer Casey broke out the window on the left side ("B" side) of the house that opened into the kitchen using a "bang pole". As the kitchen window was taken out, a NFDD was deployed from the extended "bang pole". Officer Langmeyer pointed his weapon into the kitchen (while standing outside) for security.

The window immediately to the right of the front door ("A" side) was broken out by Sgt Sibillio while Officer Riley provided security.

The entry teams breached their assigned doors. The entry team assigned to the living room entered the room without any difficulty contrary to what we expected and therefore the NFDD that was to be originally deployed at the front window was not used. Once the entry teams were inside the apartment, Sgt Sibillio, Officers Casey, Langmeyer and Riley left their window positions and entered the apartment to assist with the search.

A marked cruiser assigned to Officer Goncalves was parked across Fountain St to block vehicular traffic. Officer Goncalves was assisting detective Gutwill by keeping two females away from Gutwill and the subject he was involved with (see above). Officer Murtagh exited the vehicle and assisted Detective Gutwill by ordering the females to place their hands on the hood of Goncalves' cruiser (angled towards the sidewalk). Goncalves then assisted Gutwill with the male. After the male was under control and handcuffed, he was brought to his feet and we were joined by Lt Slattery. Detective Gutwill returned to 26 Fountain. I located a cell phone on the sidewalk that the male said was his. I handed the phone over to Slattery.



Shortly after the entry teams entered 26 Fountain St we heard Sgt Stuart call out on the radio "Shots Fired, TEMS up". TEMS officers immediately entered the residence and at the same time drove the ambulance to the front door. I had already started to run to #26 Fountain St upon hearing the "shots fired" message. I was advised by Officer Avila (who was posted at the front corner of the house) not to enter the house because it had not been secured yet by SWAT. At this time I observed several TEMS medics bring a stretcher inside the house to assist the medics already within the house. Shortly thereafter, TEMS exited the house carrying a subject (later identified as Eurie Stamp). Stamp was placed in the ambulance and immediately transported to the hospital. I later checked with the TEMS and ambulance operator so as to determine the timeline of their medical treatment and transport of the person wounded. They informed me that their initial TEMS activation was at 12:35 and the transport was initiated at 12:39. Lt Downing exited the house and informed me that Officer Paul Duncan had an Accidental Discharge from his weapon (M-4 rifle) striking Mr. Stamp. I notified Chief Carl of the situation. After the house was secured by SWAT officers, all officers were removed from the house and the scene was turned over to Lt Slattery and the Investigators. The State Police and the Middlesex District Attorney's office were notified to respond and investigate this incident. I later learned that Eurie Stamp died from his injuries (gunshot wound).

COMMAND & SUPPORT

SERVICE & SIGNAL

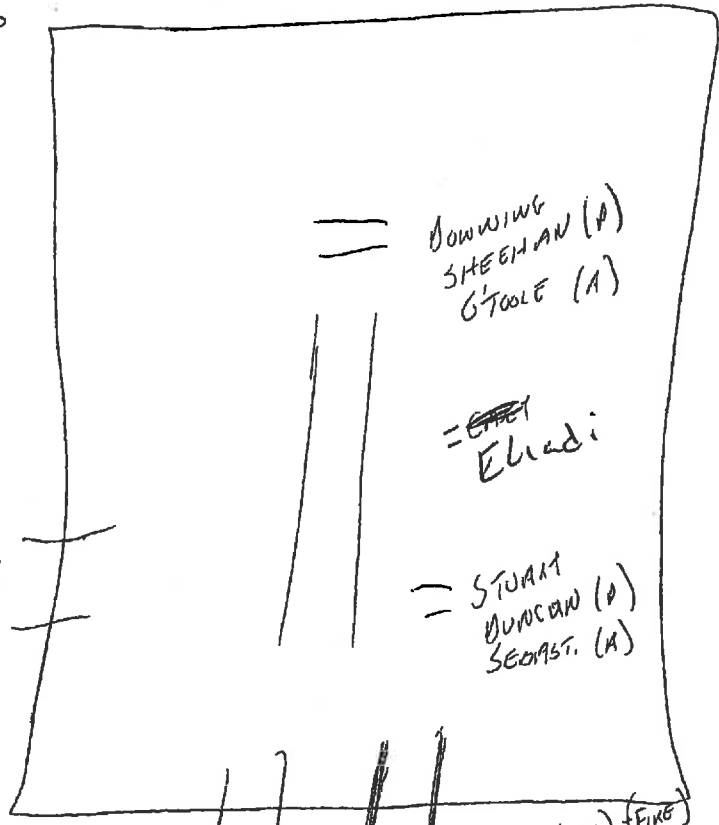
C

TWO SEC (DETS)

MEARROW  
CURTIS } SHIELDS

B

~~BRIDGE~~  
(SEC) LANGRISH  
BRAKE - ~~BRIDGE~~  
CASZY



D

SHIELDS

AILEY - (SEC) (FIRE)  
SIBILIO (BRAKE)

A

- ① MUZZLE DOWN
- ② TASERS

PATROL

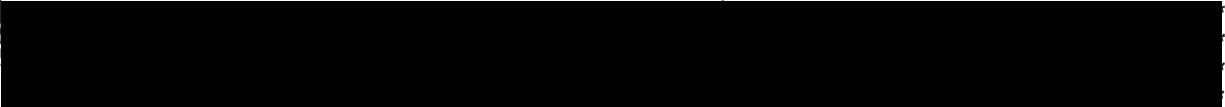
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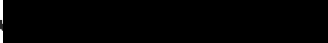
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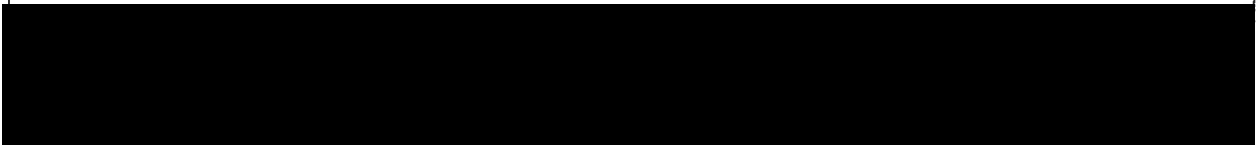
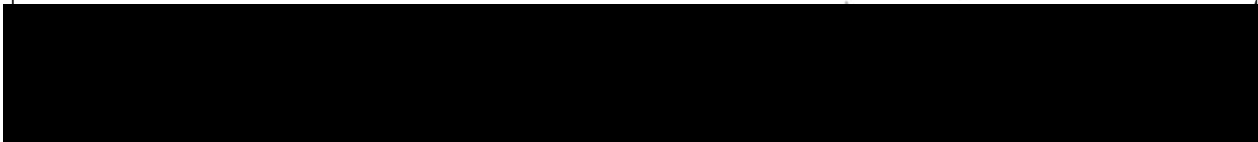
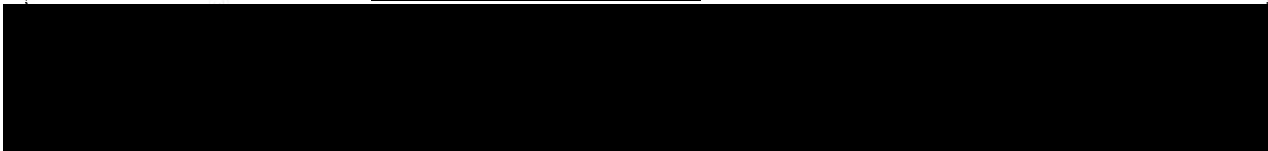


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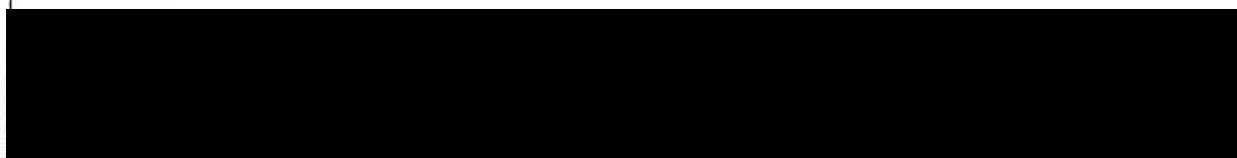
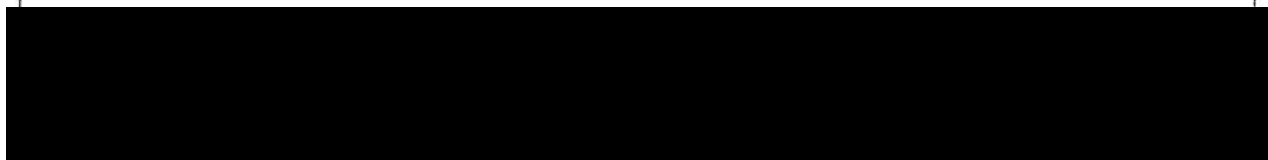
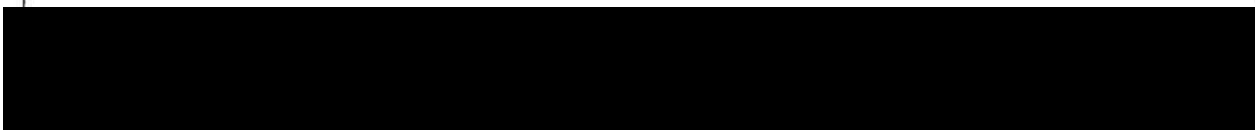
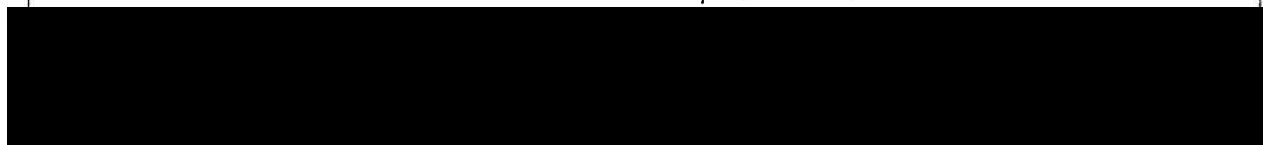


COMMENTS :

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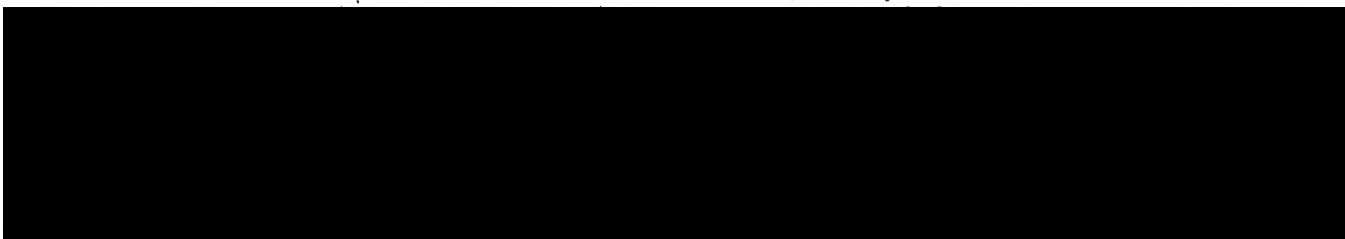






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REQUESTED BY: GUTWILL-MATTHEW [REDACTED]  
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AGENCY: FRAMINGHAM POLICE DEPARTMENT



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